

**BE IT REMEMBERED** that the Board of Supervisors of Clay County, Mississippi, met at the Courthouse in West Point, MS, on the 4th day of January, 2018, at 9:00 a.m., and present were: Lynn Horton, President, Luke Lummus, R. B. Davis, Shelton Deanes, and Joe Chandler. Also present were Amy G. Berry, Clerk of the Board, Angela Turner-Ford, Board Attorney, and Eddie Scott, Sheriff of Clay County; when and where the following proceedings were as determined to wit;

NO. \_\_\_\_\_

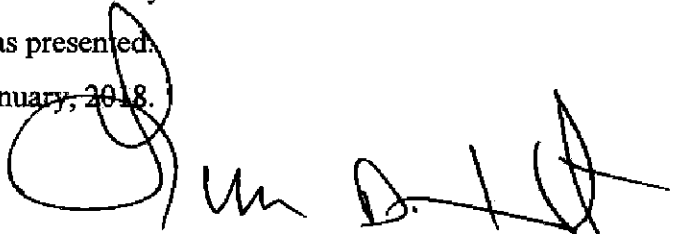
***IN THE MATTER OF ADOPTING AND AMENDING THE AGENDA FOR THE BOARD  
OF SUPERVISORS MEETING HELD ON JANUARY 4, 2018***

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There came on this day for consideration the matter of adopting and amending the agenda for the Board of Supervisors meeting held on January 4, 2018.

After motion by R. B. Davis and second by Joe Chandler this Board doth vote unanimously for such agenda to be adopted as presented.

SO ORDERED this the 4th day of January, 2018.



Lynn D. Horton, President

88/162

**Clay County Board of Supervisors  
Agenda for Board Meeting Held  
Tuesday, January 4, 2018 at 9:00 a.m.**

- Call to Order
- Welcome and Prayer
- Adopt and Amend the Agenda
- Beth Cummings
  - DHS Building
- Treva Hodge
  - Authorize and approve Code Red Grant Funding
  - Authorize and approve to appoint B J McClenton, Volunteer Fire Coordinator, to the E911 Commission
- Eddie Scott
  - Authorize and approve travel request for Deputy to attend instructor school in Vicksburg
- Authorize and approve the \$150,000 transfer of funds from General Fund to E911 Fund as budgeted FYE 2018
- Request to go into executive session with Sheriff and Personnel Manager to discuss a Personnel Issue and prospective lease of lands as allowed under Section 25-41-7 of the *Mississippi Code*
- Recess until Thursday, January 25, 2018 at 9:00 a.m. at the Clay County Courthouse

**Reminder of County Offices being Closed Monday, January 15, 2018 in observance of Martin Luther King Day**

**Amendments:**

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89/162

NO. \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING AND APPROVING THE QUOTE FROM M & R  
PROTECTIVE SYSTEMS INC TO REPAIR THE SMOKE ALARMS AT THE DHS  
BUILDING**

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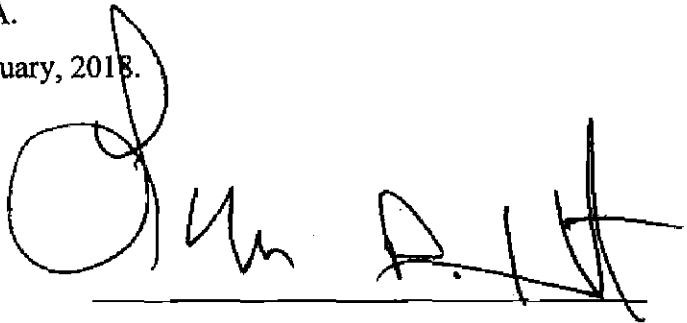
There came on this day for consideration the matter of authorizing and approving the quote from M & R Protective Systems Inc to repair the smoke alarms at the DHS building.

It appears to this Board Beth Cummings, the Executive Director of the Clay County DHS Office, is requesting this Boards consideration in replacing the old smoke detectors in the DHS building due to the age and giving of false alarms, and;

It appears to this Board after a full inspection has been conducted on the building the cost to replace the smoke detectors with new ones would be \$2,975.00 as attached hereto as Exhibit A.

After motion by Luke Lummus and second by R. B. Davis this Board doth vote unanimously to authorize and approve of the said replacement of the old smoke detectors at the DHS Building as attached hereto as Exhibit A.

SO ORDERED this the 4<sup>th</sup> day of January, 2018.



Lynn D. Horton, President

90/162

# M & R

Protective Systems, Inc.

1414 Wade Patrick Road  
Brandon, MS 39042  
(601) 825-8000 - office

FIRE ALARMS • NURSE CALL SYSTEMS • CLOCK SYSTEMS • SOUND SYSTEMS • ACCESS CONTROL • CLOSED CIRCUIT TELEVISION

## PROPOSAL

Proposed To: Way County, Human Services

Date: 1/2/18

Both Summers

M & R PROTECTIVE SYSTEMS, INC. proposes to the above the following system:

Replace old Smoke Detectors due to age and false alarms. Correct I.D. numbers and locations.

22 - Smoke Detector heads and bases for ceiling mounted units

6 - Smoke Detector heads for Duct Detectors

1 - lot installation and programming

\* original for alarm installation Oct 2011 \*

Notes and/or Options:

Purchase Price

\$ 2975<sup>00</sup>

Sales Tax

\$ \_\_\_\_\_

Total Purchase Price

\$ \_\_\_\_\_

M & R PROTECTIVE SYSTEMS, INC.

Phyllis Wilkerson, Pres

9/1/162

NO. \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING AND APPROVING THE RENEWAL OF CODE  
RED FOR YEAR 2018**

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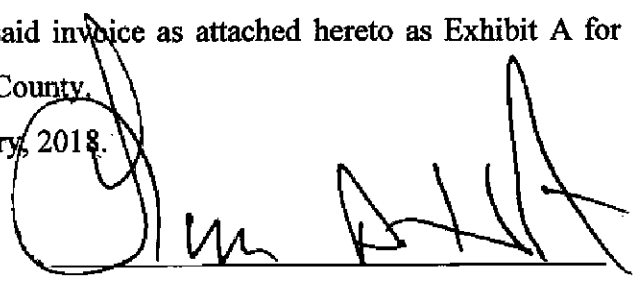
There came on this day for consideration the matter of authorizing and approving the renewal of Code Red for year 2018.

It appears to this Board, Treva Hodge, Assistant Emergency Management Director, is requesting this Board's consideration in the renewal of CODE RED for year 2018 which is facilitated through the Golden Triangle Planning and Development, and;

It appears to this Board the proposed cost to provide the CODE RED Weather Warning Service for year 2018 is \$3,399.09 of which the County's portion for 9,327 is \$1,536.46 and the City of West Point's portion for 11,307 is \$1,862.63 as attached hereto as Exhibit A.

After motion by Luke Lummus and seconded by Shelton Deanes this Board doth vote unanimously to authorize and approve of the said invoice as attached hereto as Exhibit A for CODE RED Weather Warning Services for the County.

SO ORDERED this the 4th day of January, 2018.



Lynn D. Horton, President

92/162

# CODE RED

COUNTY	POPULATION
Clay County, Mississippi	9,327

CITY	POPULATION
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West Point city, Mississippi	11,307
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<b>TOTAL</b>	<b>11,307</b>
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COST
\$1,536.46

\$1,862.63
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<b>TOTAL POPULATION</b>	<b>20,634</b>
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<b>TOTAL COST</b>	<b>\$3,399.09</b>
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93/162

NO. \_\_\_\_\_

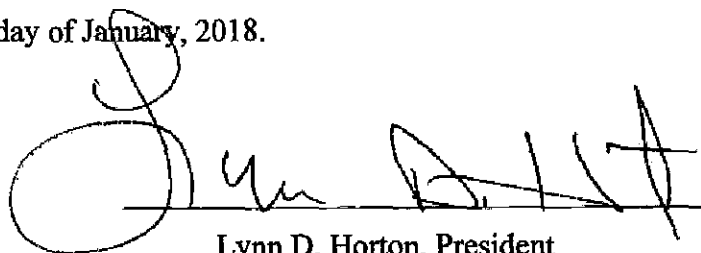
**IN THE MATTER OF APPROVING TO APPOINT B J MCCLENTON, VOLUNTEER  
FIRE COORDINATOR, TO SERVE ON THE E911 COMMISSION**

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There came on this day for consideration the matter of approving to appoint B J McClenton, Volunteer Fire Coordinator, to serve on the E911 Commission.

After motion by R. B. Davis and second by Luke Lummus this Board doth vote unanimously to authorize and approve to appoint B J McClenton, County Volunteer Fire Coordinator, to serve on the E911 Commission for four year term beginning January 1, 2018 and ending December 31, 2021.

SO ORDERED this the 4<sup>th</sup> day of January, 2018.

A handwritten signature in black ink, appearing to read "Lynn D. Horton", is written over a horizontal line. The signature is stylized and cursive.

Lynn D. Horton, President

94/162

NO. \_\_\_\_\_

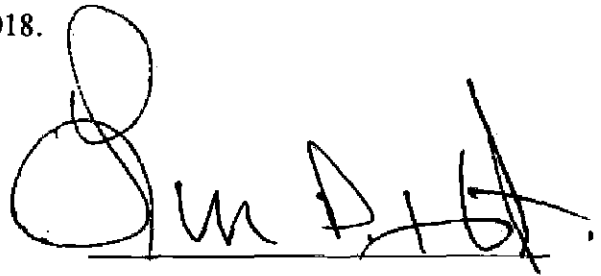
**IN THE MATTER OF AUTHORIZING AND APPROVING SHERIFF'S DEPUTY TO  
TRAVEL AND ATTEND TRAINING IN VICKSBURG, MS**

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There came on this day for consideration the matter of authorizing and approving Sheriff's Deputy to travel and attend training in Vicksburg, MS.

After motion by R. B. Davis and second by Luke Lummus this Board doth vote unanimously to authorize and approve for Sheriff's Deputy, Harrison Hatcher, to Travel February 5-9, 2018, to Vicksburg, MS to Instructor School in Vicksburg, MS in which the State will provide reimbursement for the said training as attached hereto as Exhibit A.

SO ORDERED this the 4<sup>th</sup> day of January, 2018.

A handwritten signature in black ink, appearing to read "Lynn D. Horton", written over a horizontal line.

Lynn D. Horton, President

95/162



HOME TRAINING & EVENTS STORE BOARD OF DIRECTORS LEGAL FORMS FALLEN HEROES CONTACT MEMBER

MS TIDE Training Schedule

Calendar Date: Wednesday, August 02, 2017

We teach the NHTSA based curriculum for SFST, ARIDE and DRE. The SFST training is 24 hours and the ARIDE training is 18 hours.

SFST is the foundation for all impaired driving investigations that utilize the 3 validated field sobriety tests.

ARIDE expands on the SFST foundation and provides an officer with additional tools to detect and arrest drug impaired drivers.

DRE is an expert level course for drug impaired driving.

The current schedule is as follows:

- SFST in Oxford December 12-14 (class is full)
- SFST in Natchez December 19-21 (class is full)
- SFST in Ridgeland January 9-11
- SFST in Columbia January 16-18
- ARIDE Southaven January 24-25
- ARIDE in Gulfport April 24-25
- SFST Instructor School in Vicksburg February 5-9

Click on the link below "for more information on this event" to register for any MS TIDE classes.

For any questions, email rbanks@oxfordpolice.net or 2klmrichardson@gmail.com

For more information on this event.



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Class is Free, but will need Room and Board.  
9/6/16

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Click on the link below "for more information on this event" to register for any MS TIDE classes.

For any questions, email [rbanks@oxfordpolice.net](mailto:rbanks@oxfordpolice.net) or [2kimrichardson@gmail.com](mailto:2kimrichardson@gmail.com)

**For more information on this event.**



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97/162

Class is free, but will need Room and Board.

NO. \_\_\_\_\_

***IN THE MATTER OF AUTHORIZING AND APPROVING TO TRANSFER FUNDS***

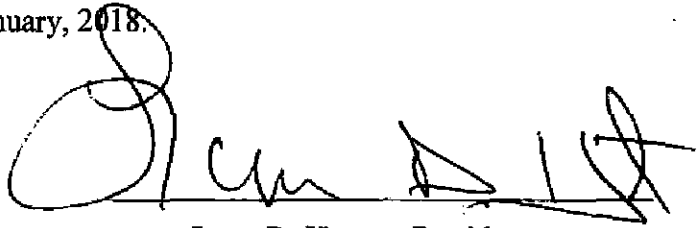
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There came on this day for consideration the matter of authorizing and approving to transfer funds.

It appears to this Board there is a need to transfer the remaining \$150,000 as budgeted for year ending 9/30/2018 from fund no. 001, General County Fund to fund no. 097, E911 Fund in order to subsidize the said fund so that it will not be overdrawn during the various month ends.

After motion by Shelton Deanes and second by R. B. Davis this Board doth vote unanimously to authorize and approve of the said transfer as stated above.

SO ORDERED this the 4<sup>th</sup> day of January, 2018.



Lynn D. Horton, President

98/162

NO. \_\_\_\_\_

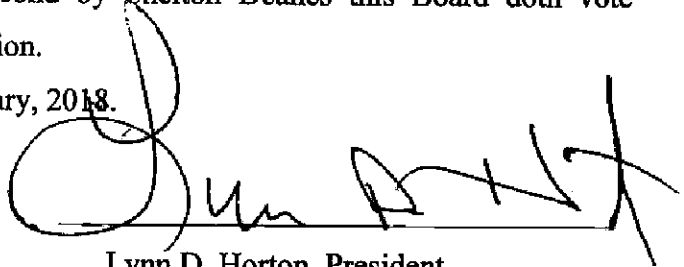
**IN THE MATTER OF GOING INTO CLOSED SESSION**

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There came on this day for consideration the matter of going into closed session.

After motion by R. B. Davis and second by Shelton Deanes this Board doth vote unanimously to authorize to go into closed session.

SO ORDERED this the 4th day of January, 2018.



Lynn D. Horton, President

NO. \_\_\_\_\_

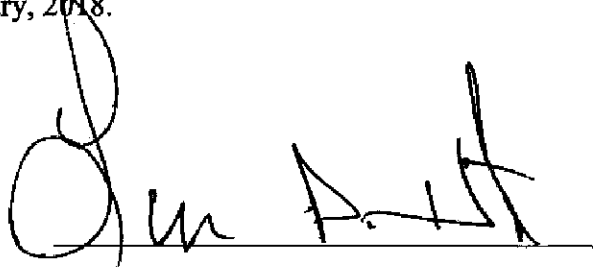
**IN THE MATTER OF GOING FROM CLOSED SESSION TO EXECUTIVE SESSION AS  
ALLOWED UNDER SECTION 25-41-7 OF THE MISSISSIPPI CODE**

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There came on this day for consideration the matter of going from closed session to executive session as allowed under Section 25-41-7 of The Mississippi Code.

After motion by R. B. Davis and second by Shelton Deanes this Board doth vote unanimously to go from closed session to executive session as authorized in Section 25-41-7 of the Mississippi Code regarding a personnel issue with the Building Maintenance and Ground Department.

SO ORDERED this the 4th day of January, 2018.



991162

NO. \_\_\_\_\_

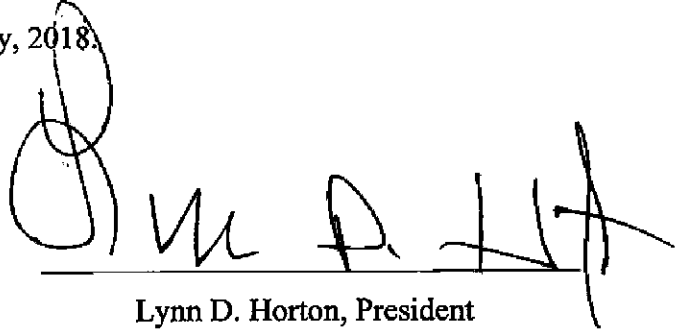
***IN THE MATTER OF COMING OUT OF EXECUTIVE SESSION***

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There came on this day for consideration the matter of coming out of Executive Session.

After motion by R. B. Davis and second by Luke Lummus this Board doth vote unanimously to authorize and approve to come out of Executive session.

SO ORDERED this the 4th day of January, 2018.

A handwritten signature in black ink, appearing to read "Lynn D. Horton", written over a horizontal line. The signature is stylized and somewhat cursive.

Lynn D. Horton, President

100/162

NO. \_\_\_\_\_

**IN THE MATTER OF TRANSFERRING INTEREST EARNED**

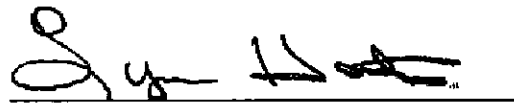
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There came on this day for consideration the matter of transferring interest earned.

It appears to this Board interest has been earned on the Payroll Clearing Account in the amount of \$ 22.17 and in the Insurance Clearing Account in the amount of \$ 3.41 for and the said amounts should be transferred and settled to the General Operating Fund.

After motion by R. B. Davis and second by Shelton Deanes this Board doth vote unanimously to authorize the said transfer as stated above.

SO ORDERED this the 4th day of January, 2018.



President

100-A/162

NO. \_\_\_\_\_

**IN THE MATTER OF A TRANSFER**

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There came on this day for consideration the matter of a transfer.

It appears to this Board a transfer is needed to be made to Fund No. 097, E911 Fund from Fund No. 018, TVA Special Fund in the amount of \$ 16,649.62 in order for the said fund to not be overdrawn for the month of December 31, 2017.

After motion by Luke Lummus and seconded by Shelton Deanes this Board doth vote unanimously to authorize the said inter-fund loan as stated above.

SO ORDERED this the 4th day of January, 2018.



President

100-B/162

NO. \_\_\_\_\_

**IN THE MATTER OF AN INTER FUND LOAN**

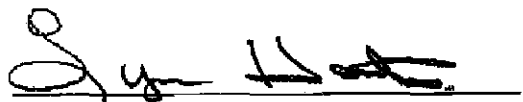
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There came on this day for consideration the matter of an inter-fund loan.

It appears to this Board an inter-fund loan is needed to be made to Fund No. 001, General County Fund from Fund No. 018, TVA Special Fund in the amount of \$ 188,325.20 in anticipation of the settlement of the collection of the 2017 ad valorem taxes collected by the Tax Assessor/Collector and so that the said fund would not be overdrawn for the month of December 31, 2017.

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to authorize the said inter-fund loan as stated above.

SO ORDERED this the 4th day of January, 2018.



President

100-C/142



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THIS

RESOLUTION OF THE BOARD OF SUPERVISORS OF CLAY COUNTY,  
MISSISSIPPI, AUTHORIZING CLOSING OF TRANSACTION TO ACQUIRE  
TWO TRACTS OF LAND FROM MARY RUTH CARADINE

At its meeting held on January 4, 2018, the Board of Supervisors of Clay County, Mississippi, hereby finds, adjudicates and determines as follows:

1. WHEREAS, as part of the acquisition of property for constructing an access road from North Eshman Avenue onto Yokohama Boulevard, a Fair Market Value Offer was made to Johnny Wayne Williams and Mary Ruth Caradine for two parcels of property located in the Northwest Quarter of the Northwest Quarter of Section 1, Township 17-S, Range 6-E, in Clay County, Mississippi, for total compensation of \$12,411.00, such offer being accepted by the property owners. A copy of such Fair Market Value Offer is attached hereto as Exhibit "A" and incorporated herein by reference.

2. WHEREAS, certain liens of record were required to be satisfied before such transaction could take place, and such liens have now been satisfied.

3. WHEREAS, the cost of acquisition of such parcels is to be divided equally between Clay County and the City of West Point, Mississippi.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD, ACTING FOR AND ON BEHALF OF THE COUNTY, AS FOLLOWS:

After discussion, Supervisor Deanes moved and Supervisor Chandler seconded the motion to proceed with the purchase of such property from the owners for the accepted price of \$12,411.00. A vote on such motion was follows:

Supervisor Joe Chandler	voted: Yea
Supervisor R. B. Davis	voted: Yea
Supervisor Luke Lummus	voted: Yea

Supervisor Shelton Deanes  
Supervisor Lynn Horton

voted: Yea  
voted: Yea

The motion having received the affirmative vote of a majority of the Supervisors present,  
the motion was declared passed by the President on this the 4th day of January, 2018.

\_\_\_\_\_  
President, Board of Supervisors

ATTEST:

\_\_\_\_\_  
Clerk, Board of Supervisors

(SEAL)

**CLAY COUNTY BOARD OF SUPERVISORS**

205 Court Street  
P O Box 815  
West Point, MS 39773  
Telephone: (662) 494-3124

**FAIR MARKET VALUE OFFER**

**DATE: September 10, 2014**  
**STATE AID PROJECT: DECD-0013(51)(B)**  
**COUNTY: Clay**

**PROPERTY OWNER OF RECORD:**

**Johnny Wayne Williams and Mary Ruth Caradine**  
**2394 North Eshman Avenue**  
**West Point, MS 39773**

You are receiving this letter because you are either the record title owner of land located in Clay County, Mississippi and described in Exhibit "A" (enclosed) or because you may have an interest in that property. It is necessary that the Clay County Board of Supervisors acquire the property in order to build a new, public road that will connect North Eshman Avenue with the newly constructed Yokohama Boulevard. A survey of the project and the property to be acquired is enclosed as Exhibit "B."

The Clay County Board of Supervisors has obtained an appraisal of the property it must acquire along with an appraisal of the damage to the property that will remain after the acquisition. The appraised value of the real property interests being acquired<sup>1</sup> is based on the fair market value of the land and improvements on it and does not factor in any decrease or increase in the fair market value caused by the project. This fair market value offer includes all damages and is based on an appraisal valuation in the total amount of \$12,411.00.

This offer is made to the title owner of record of the property and/or such other possible property owners/interest holders; provided, however, to the extent that the owners of record do not own all of the interests in the property (other than oil, gas or other mineral rights), the fair market value offered here shall be allocated, to the extent applicable, between owners of all interests in the property according to their interest. In the event that such other possible property owners/interest holders are determined to not own any interest in the property, his, her

<sup>1</sup> PLEASE NOTE: This acquisition does not include oil, gas, mineral rights or any items which are considered personal property under Mississippi State Law. Examples of such items are household and office furniture and appliances, machinery, business and farm inventory, etc. considered personal property under Mississippi State Law. Examples of such items are household and office furniture and appliances, machinery, business and farm inventory, etc.

{JX076743.9}

"A"

103/162

or its acceptance or rejection of this offer shall be void and of no effect. This offer assumes and is subject to confirmation that the property owners and other interest holders described above are the sole owners/interest holders of the subject property (not including oil, gas, mineral rights) and is contingent upon the ability of these named property owners/interest holders to convey good and marketable title to the subject property. Please note that all interests must be acquired by the Clay County Board of Supervisors before any payment will be made.

In order to accept this offer, you must sign below indicating your acceptance and return the signed letter to the address specified below, no later than close of business on September 18, 2014. If you fail to either affirmatively accept or reject this offer by signing in the appropriate space below, the Clay County Board of Supervisors will understand that you do not intend to accept the fair market value offer and will proceed with the steps necessary to acquire the property through the exercise of eminent domain, including, all rights afforded to Clay County to take immediate possession of the subject property in accordance with subsection (b) and (d) of Section 11-27-81 of the Mississippi Code of 1972, amended.

Clay County extends this fair market value in a good faith attempt to acquire the property needed for the stated project by agreement. If you have any questions about this fair market value offer or the Yokohama Boulevard project, please contact Bob Marshall at (662) 494-5184.

Please return your signed acceptance or rejection to the following address:

Clay County Board of Supervisors C/O Robert B. Marshall, Jr. Board  
Attorney, 103 E. Broad Street, Post Office Box 835,  
West Point, Mississippi 39773

JOHNNY WAYNE WILLIAMS  
CONTACT INFO:  
662-295-0107  
DOES NOT RESIDE  
AT 2394 N BISHMAN  
MARY RUTH CARADINE

ACCEPTED: *Johnny Williams*

REJECTED: \_\_\_\_\_

ACCEPTED: *Mary Ruth Caradine*

REJECTED: \_\_\_\_\_

104/162

**EXHIBIT "A"**

**Legal Description of Property to be Acquired**

Parcel 1:

Commencing at a found cotton spindle at the SW corner of Section 36, T-16-S, R-6-E, Clay County, MS.; thence S89°59'21"E, a distance of 29.82 feet; thence S00°45'25"W, a distance of 29.65 feet; thence S00°24'33"E, a distance of 67.02 feet; thence S00°32'25"E, a distance of 124.00 feet; thence S89°59'07"E, a distance of 626.49 feet to the point of beginning; from said point of beginning thence along a curve having a radius of 641.20 feet, arc length of 162.02 feet, delta angle of 14°28'39" left, a chord bearing of N39°03'01"E, and a chord length of 161.59 feet; thence N89°31'28"E, a distance of 171.16 feet; thence along a curve having a radius of 791.20 feet, arc length of 147.59 feet, delta angle of 10°41'17" right, a chord bearing of S30°31'11"W, and a chord length of 147.38 feet; thence N89°59'07"W, a distance of 198.12 feet to the point of beginning located in the NW 1/4 of the NW 1/4, Section 1, T-17-S, R-6-E, Clay County, MS. and containing 0.529 acres, more or less.

Parcel 2:

Commencing at a found cotton spindle at the SW corner of Section 36, T-16-S, R-6-E, Clay County, MS.; thence S89°59'21"E, a distance of 29.82 feet; thence S00°45'25"W, a distance of 29.65 feet; thence S00°24'33"E, a distance of 67.02 feet; thence S00°32'25"E, a distance of 124.00 feet; thence S89°59'07"E, a distance of 824.61 feet to the point of beginning; from said point of beginning thence along a curve having a radius of 791.20 feet, arc length of 147.59 feet, delta angle of 10°41'17" left, a chord bearing of N30°31'11"E, and a chord length of 147.38 feet; thence N89°31'28"E, a distance of 282.25 feet; thence S00°06'27"W, a distance of 129.39 feet; thence N89°59'07"W, a distance of 356.84 feet to the point of beginning located in the NW 1/4 of the NW 1/4, Section 1, T-17-S, R-6-E, Clay County, MS. and containing 0.931 acres, more or less.

105/162

**EXHIBIT "B"**

**Survey of Property to be Acquired**

106/162





NO. \_\_\_\_\_

**IN THE MATTER OF SCHEDULING PERSONAL LEAVE TIME WITH SUPERVISOR  
OR DEPARTMENT HEAD**

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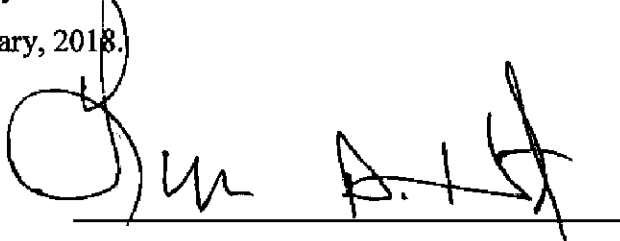
There came on this day for consideration the matter of scheduling personal leave time with Supervisor or Department Head.

It appears to this Board as it is outlined in the County's personnel policy prior to any personal leave time being taken notice must first be given to the Supervisor or Department Head in any department, and;

It appears to this Board with regard to the Sanitation Department specifically, there will be no taking off of personal leave time during the holidays observed of Christmas Day and New Year's Day without prior approval from the Supervisor.

After motion by Luke Lummus and second by Shelton Deanes this Board doth vote unanimously to authorize and approve of policy as reinforced and stated above.

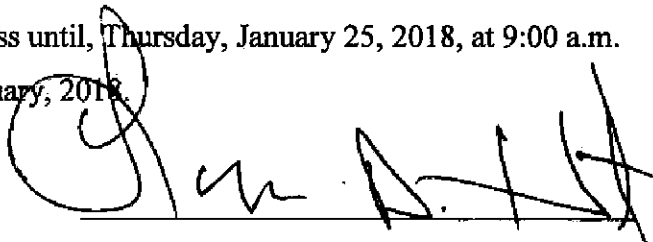
SO ORDERED this the 4<sup>th</sup> day of January, 2018.



Lynn D. Horton, President

After motion by Luke Lummus and second by Shelton Deanes this Board doth vote unanimously to authorize and approve to recess until, Thursday, January 25, 2018, at 9:00 a.m.

SO ORDERED this the 4<sup>th</sup> day of January, 2018.



Lynn D. Horton, President

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