

BE IT REMEMBERED that the Board of Supervisors of Clay County, Mississippi, met at the Courthouse in West Point, MS, on the 19th day of July, 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 Berry, Chancery Clerk, 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 JULY 19, 2018***


There came on this day for consideration the matter of adopting and amending the agenda for the Board of Supervisors meeting held on July 19, 2018.

It would appear to this Board the following item needs to be added to the agenda for further discussion and consideration by this Board, to-wit;

- Angela Turner Ford regarding the Chuquantonchee Consolidated Drainage Commission

After motion by Shelton Deanes and second by R. B. Davis this Board doth vote unanimously to adopt the agenda as presented and further adopts the agenda as amended and attached hereto as Exhibit A.

SO ORDERED this the 19th day of July, 2018.



Lynn D. Horton, President

INTENTIONALLY

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THIS

**Clay County Board of Supervisors
Agenda for Board Meeting Held
Thursday, July 19, 2018 at 9:00 a.m.**

- Call to Order
- Welcome and Prayer
- ~~Adopt and Amend the agenda~~
- ~~Teres Chandler~~
 - Maintaining School Bus Turnaround
- ~~Amy Berry~~
 - Authorize and Approve to spread on the minutes the order received from MS DOR extending the deadline to file property rolls for 30 days – until August 6th
 - Authority to travel to Chancery Clerk Summer Convention in Biloxi July 24-26th
- Review and Authorize to spread on the minutes the BCAP reports for the months of April thru June 2018
- Recess until **26th July, 2018** at 9:00 a.m. at the Clay County Courthouse

Amendments:

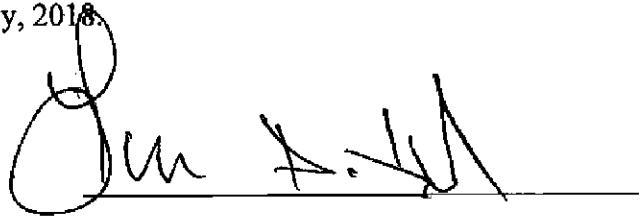
NO. _____

***IN THE MATTER OF AUTHORIZING AND APPROVING TO SPREAD ON THE
MINUTES THE ORDER AS RECEIVED FROM THE MS DEPARTMENT OF REVENUE
APPROVING THE EXTENSION TO FILE THE PROPERTY ROLLS FOR YEAR 2018***

There came on this day for consideration the matter of authorizing and approving to spread on the minutes the order as received from the MS Department of Revenue approving the extension to file the property rolls for year 2018.

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to authorize and approve to spread on the minutes the order as received from the MS Department of Revenue approving the extension to file the property rolls for year 2018.

SO ORDERED this the 19th day of July, 2018.

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

Lynn D. Horton, President



— DEPARTMENT OF —
REVENUE
STATE OF MISSISSIPPI

OFFICE OF PROPERTY TAX

TO: THE BOARD OF SUPERVISORS

RE: MISSISSIPPI DEPARTMENT OF REVENUE EXTENSION DETERMINATION
AS TO ASSESSMENT ROLLS

Enclosed you will find the Department's determination with respect to your real and personal assessment rolls for 2018, as required by Section §27-35-81 Miss. Code Ann.

You should notice the dates set by the Department when granting the extension of time in preparing your county's assessment rolls. The Board should enter on its minutes the determination of the Department.

Please feel free to contact me (601) 923-7600, if you have questions or need further assistance.

Sincerely,



Jennifer Williams
Office of Property Tax

Enclosure

IN THE MATTER OF THE EXTENSION
OF TIME WITHIN WHICH TO FILE 2018
REAL AND PERSONAL ASSESSMENT
ROLLS OF Clay COUNTY, MISSISSIPPI

EXTENSION TO FILE PROPERTY ROLLS

On this day this matter came before the Department for review, and it appears that the Board of Supervisors of Clay County has adopted and certified to the Mississippi Department of Revenue an Order or Statement, as provided by Section 27-35-81 Miss. Code Ann., showing the failure of the County Assessor of said county to complete and file the real and personal rolls of said county on or before the First Monday in July, 2018; and said Board of Supervisors has requested that the time for filing of said rolls, the equalization thereof by the Board of Supervisors, and the hearing of objections thereto be fixed by the Mississippi Department of Revenue, as provided by Section 27-35-81 Miss. Code Ann.; and,

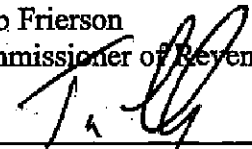
WHEREAS, it further appears to the Board that said assessor will require additional time to complete and file the assessment rolls;

IT IS, THEREFORE, DETERMINED that the real and personal assessment rolls of Clay County be dealt with as follows:

1. That the real and personal assessment rolls shall be completed and filed by the Tax Assessor on the 6th day of August, 2018.
2. That the Board of Supervisors shall meet on the 6th day of August, 2018 for the purpose of examining and equalizing the said assessment rolls in the manner required by Section 27-35-83 Miss. Code Ann., and to otherwise deal with said rolls as required by law.
3. That the Board of Supervisors shall, immediately after the completion of the equalization of said assessment rolls, give notice by newspaper publication to the public and to the taxpayers that said rolls are ready and open for examination and inspection, which said notice shall be given at least ten (10) days prior to the meeting at which objections to the assessments therein contained will be heard.
4. That the Board of Supervisors shall meet on the 10th day of September, 2018, for the purpose of hearing objections by taxpayers to the assessments contained in the real and personal assessment rolls, as provided by Section 27-35-89 Miss. Code Ann., and they shall deal with said rolls in all respects as required by law.

This 5th day of July, 2018.

Herb Frierson
Commissioner of Revenue

By: 

Tony Lawler, Director
Office of Property Tax

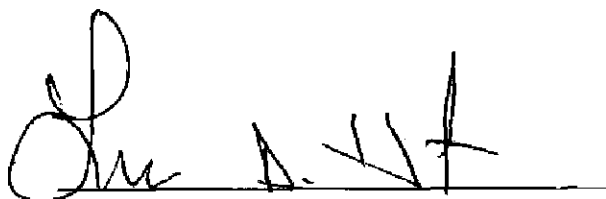
NO. _____

***IN THE MATTER OF AUTHORIZING AND APPROVING THE CHANCERY CLERK TO
TRAVEL TO THE CHANCERY CLERK SUMMER CONVENTION***

There came on this day for consideration the matter of authorizing and approving the Chancery Clerk to travel to the summer convention.

After motion by Luke Lummus and second by Joe Chandler this Board doth vote unanimously to authorize and approve the Chancery Clerk to travel to Biloxi, MS to the Golden Nugget Casino, July 24-26, 2018, for the Chancery Clerk's Summer Convention.

SO ORDERED this the 19th day of July, 2018.

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

Lynn D. Horton, President

NO. _____

***IN THE MATTER OF AUTHORIZING THE PAYMENT OF AN INVOICE FOR AN
EMERGENCY REPAIR TO THE WEST REPEATER TOWER RADIO AS LOCATED ON
ENON ROAD***

There came on this day for consideration the matter of authorizing the payment of an invoice for an emergency repair to the West repeater tower radio as located on Enon Road.

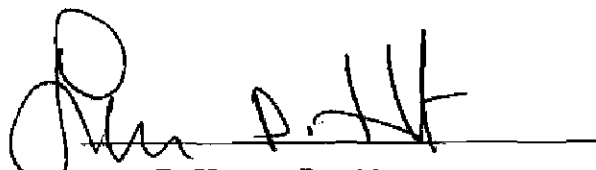
It appears on July 14, 2018 the West repeater tower radio as located on Enon Road was struck by lightning, and;

It appears to this Board because this radio tower serves as the main radio tower for communication a technician from Precision Communication was dispatched to Clay County to come and assess the damages and make the necessary repairs, and;

It appears to this Board the invoice as attached hereto as Exhibit A outlines the cost incurred by the technician for the said emergency repair services to make the necessary repairs to the West Repeater Tower.

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to authorize and approve to pay the invoice as attached hereto as Exhibit A for the emergency repairs incurred to repair the West Repeater Tower as located on Enon Road in order for the tower facilitate communication services among the first responders in the County.

SO ORDERED this the 19th day of July, 2018.


Lynn D. Horton, President

PRECISION COMMUNICATIONS, INC.

Precision Communications, Inc.
P.O. Box 1685
Tupelo, MS 38802
(662) 844-3118
www.precisioncomm.com
precisioncommunicationsinc@gmail.com

ESTIMATE

Estimate No. 11064
Date 07/17/2018

Bill To
CLAY COUNTY SHERIFF
P.O. BOX 142
WEST POINT, MS 39773

P.O. Number

Item Description	Qty	Rate	Amount
W/O #2785 WEST REPEATER NOT WORKING; WEEKEND CALL-OUT			
7/14/2018 STEVE TRACEY FOUND THE AIR CONDITIONER WAS PLUGGED INTO A POWER STRIP; IT WAS THE ONLY THING PLUGGED INTO THIS STRIP AND IT HAD GONE BAD. PLUGGED THE AIR CONDITIONER INTO A WALL OUTLET AND IT STARTED WORKING AGAIN. THE REPEATER AND AMPLIFIER WAS SHUT DOWN DUE TO HIGH TEMP ALARM. AS THE BUILDING COOLED DOWN , REPEATER WAS RESET, AMPLIFIER AND EVERYTHING STARTED PASSING TRAFFIC AGAIN. TECHNICIAN STAYED AN ADDITIONAL 45 MINUTES TO MAKE SURE THE EQUIPMENT CONTINUED TO WORK.	4	125.00	500.00
7/14/2018 SERVICE TRUCK	1	150.00	150.00

PRICES GOOD FOR 90 DAYS FROM ABOVE DATE

Subtotal

PROPOSAL BY:

Discount

Tax

Total

\$650.00

NO. _____

***IN THE MATTER OF AWARDING AND ACCEPTING THE QUOTE OF GOLDEN
TRIANGLE TREE SERVICE FOR TREE REMOVAL SERVICE AT THE CLAY COUNTY
DETENTION CENTER***

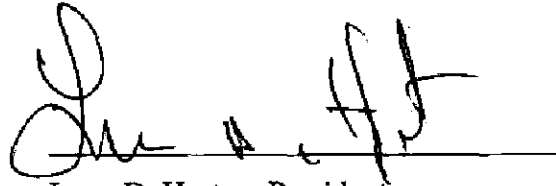
There came on this day for consideration the matter of awarding and accepting the quote of Golden Triangle Tree Service for the tree removal service at the Jail.

It appears to this Board there is a dead tree located at the Clay County Detention Center behind the impound area which poses to be liability and hazard to the County and;

It appears to this Board as recommended by Sheriff, Eddie Scott, and the tree needs to be cut down as evidenced by two quotes as attached hereto as Exhibit A with the lowest and best quote being that of Golden Triangle Tree Service in the amount of \$2,100.00.

After motion by Joe Chandler and second by Shelton Deanes this Board doth vote unanimously to authorize and approve to award and accept the quote of Golden Triangle Tree Service in the amount of \$2,100.00 to remove the dead tree located at the Clay County Detention Center.

SO ORDERED this the 19th day of July, 2018.


Lynn D. Horton, President

Take down dead OAK
Haul away debris
\$2250.⁰⁰

Thanks Billy Houll
7-3-18

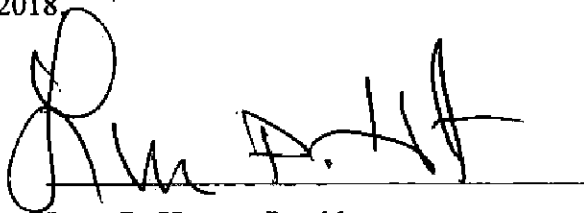
NO. _____

**IN THE MATTER OF AUTHORIZING AND APPROVING THE PRESIDENT TO
EXECUTE THE JOINDER AGREEMENT ON THE CHUQUATONCHEE
CONSOLIDATED DRAINAGE COMMISSION**

There came on this day for consideration the matter of authorizing and approving the President to execute the Joinder Agreement on the Chuquatonchee Consolidated Drainage Commission.

After motion by R. B. Davis and second by Joe Chandler the Board doth vote unanimously to authorize and approve the President to execute the Joinder Agreement on the Chuquatonchee Consolidated Drainage Commission as attached hereto as Exhibit A.

SO ORDERED this the 19th day of July, 2018.

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

Lynn D. Horton, President

**IN THE CHANCERY COURT OF CHICKASAW COUNTY, MISSISSIPPI
FIRST JUDICIAL DISTRICT**

**IN RE: CHUQUATONCHEE CONSOLIDATED DRAINAGE DISTRICT
LOCAL AND PRIVATE LEGISLATION**

CAUSE NO. 4991

COMPLAINT

Comes now, Chuquatonchee Consolidated Drainage District by and through its attorney, Gary L. Carnathan, and files this, its complaint to disburse funds to the Boards of Supervisors of Chickasaw and Clay County, and for such other related matters:

I.

The Chuquatonchee Consolidated Drainage District has in its final accounting approximately \$344,743.24.

II.

That pursuant to local and private legislation passed by the regular Mississippi Legislative Session in 2018, House Bill No. 1630, the aforesaid funds shall be divided between Chickasaw County and Clay County. Chickasaw County shall receive 77.48 % of the funds and Clay County shall receive 22.52 % of the funds. A copy of the aforesaid House Bill is attached as Exhibit "A" to this complaint.

III.

That prior to the disbursement of said funds, Chuquatonchee Consolidated Drainage District prays that this Court will award a management fee to W. David Thomas for the management of said District funds from 1992 to 2018 in the amount of \$5,000.00 and attorney fees to Gary L. Carnathan for the research and filing and presentation of this complaint and after these expenses be deducted, the Drainage District prays that the remaining funds be paid to the respective counties accordingly to their percentage.

4991
Filed 07/02/2019
Tiffany Lovvorn, Chancery Clerk
1st Judicial District, Chickasaw Co. MS


WHEREFORE, PREMISES CONSIDERED, Chuquatonchee Consolidated Drainage District prays that upon a final hearing that process issue to Chickasaw and Clay County and that the funds be disbursed according to the House Bill 1630, and that management fees to W. David Thomas and attorney fees to Gary L. Carnathan be deducted prior to disbursement.

Complainant prays for general relief.

Respectfully submitted,

CARNATHAN & McAULEY

BY:


Gary L. Carnathan, MBN 5878
Attorney for Chuquatonchee
Consolidated Drainage District

GARY L. CARNATHAN
CARNATHAN & McAULEY
POST OFFICE DRAWER 70
TUPELO, MISSISSIPPI 38802
(662) 842-3321

By: Representatives Sullivan, Gibbs (36th)

To: Local and Private
Legislation

HOUSE BILL NO. 1630

1 AN ACT TO AUTHORIZE THE BOARDS OF SUPERVISORS OF CHICKASAW
2 AND CLAY COUNTIES TO RECEIVE CERTAIN FUNDS FROM THE CHUQUATONCHEE
3 CONSOLIDATED DRAINAGE DISTRICT; AND FOR RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 SECTION 1. (1) The Boards of Supervisors of Chickasaw and
6 Clay Counties are authorized and empowered, in their discretion,
7 to receive funds in the approximate amount of Three Hundred
8 Forty-four Thousand Dollars (\$344,000.00) from the nonoperational
9 Chuquatonchee Consolidated Drainage District. From such funds,
10 Chickasaw County shall receive seventy-seven and forty-eight
11 hundredths percent (77.48%) of the funds and Clay County shall
12 receive twenty-two and fifty-two hundredths percent (22.52%) of
13 the funds.

14 (2) The funds received by each county, as authorized under
15 this section, shall be solely utilized for repairing and cleaning
16 out the channel of Chuquatonchee Creek and for the repair of the
17 bridges and road across such creek.

H. B. No. 1630
18/HR26/R1551
PAGE 1 (OM\KW)

~~CONFIDENTIAL~~

~ OFFICIAL ~

L1/2

Exhib. 5 "A"

E

18 **SECTION 2.** This act shall take effect and be in force from
19 and after its passage.

H. B. No. 1630
18/HR26/R1551
PAGE 2 (OM\KW)

FOR THE GOVERNOR

~ OFFICIAL ~

ST: Clay and Chickasaw Counties; authorize receipt of certain funds from Chuquatonchee Consolidated Drainage District.

IN THE CHANCERY COURT OF CHICKASAW COUNTY, MISSISSIPPI
FIRST JUDICIAL DISTRICT

IN RE: CHUQUATONCHEE CONSOLIDATED DRAINAGE DISTRICT
LOCAL AND PRIVATE LEGISLATION

CAUSE NO. 4991

**JOINDER AND WAIVER OF SERVICE OF PROCESS AND
ENTRY OF APPEARANCE**

Comes now, Lynn D. Harts President of the Board of Supervisors of Clay County, Mississippi, who respectfully states to the Court that he is not a minor, mentally incompetent, or a convict of a felony, and that he understands that he is an interested party in the Complaint filed herein.

The undersigned acknowledges having received a copy of the Complaint. The undersigned joins in the Complaint and joins and consents to the relief prayed for in the Complaint.

The undersigned hereby expressly waives the issuance, service and return of process in this cause and hereby consents to the relief prayed for in the Complaint and gives his consent for all purposes herein.

The undersigned expressly waives service of process in this matter and agrees and consents that the Court may enter an Order, either in vacation or in term time, approving the Complaint and granting the relief prayed for in the Complaint and such other relief as the Court may deem necessary.

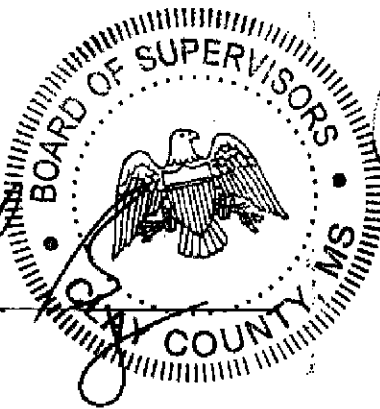
2018.

Witness my signature, this, the 15th day of July

CLAY COUNTY, MISSISSIPPI

[Signature]
BY: PRESIDENT, CLAY COUNTY
BOARD OF SUPERVISORS

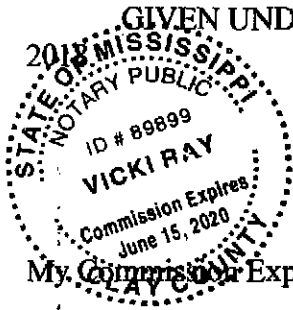
ATTEST
CLERK



STATE OF MISSISSIPPI
COUNTY OF CLAY

Personally appeared before me, the undersigned authority in and for said county and state, the within named, Lynn Horton, who is the President of the Clay County Board of Supervisors, Clay County, Mississippi, who acknowledged that he signed and delivered the above and foregoing Joinder and Waiver of Service of Process and Entry of Appearance for and on behalf of Clay County, Mississippi, and as its act and deed and that he signed, executed and delivered the above and foregoing instrument, after first having been duly authorized by said Clay County, Mississippi, so to do.

GIVEN UNDER MY HAND AND SEAL, this the 19th day of July,



My Commission Expires:

6-15-2020

Vicki Ray
NOTARY PUBLIC


NO. _____

***IN THE MATTER OF AUTHORIZING AND APPROVING TO SPREAD ON THE
MINUTES THE BCAP REPORTS FOR THE MONTHS OF APRIL, MAY, AND JUNE 2018***

There came on this day for consideration the matter of authorizing and approving to spread on the minutes the BCAP reports for the months of April, May, and June 2018.

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to authorize and approve to spread on the minutes the BCAP Reports for the months of April, May, and June 2018 as attached hereto as Exhibit A.

SO ORDERED this the 19th day of July, 2018.

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

Lynn D. Horton, President



United States
Department of
Agriculture

Johnny Carter

Wildlife/Explosives Specialist
Animal and Plant Health Inspection Service
Wildlife Services

1038 Old Hwy. 12
Starkville, MS 39759

Office: 662-803-6929
johnny.carter@aphis.usda.gov
www.aphis.usda.gov

Monthly BCAP Report

Apr-18

Direct Control

Project	Hours	Beavers	Dams
S. Bennett rd	6	1	2
Tibbee Lake	5.5	2	2
Beasley rd Robinson	6	2	0
Colony rd Awtrey	5.5	2	0
Hwy 46 Gipson	4	1	1
Hwy 50 Powell	4.5	1	0
Pine Grove rd Davis	11.5	2	1
Hwy 50 Wooten	4.5	1	1
Wicks rd	1	0	1

T A Survey

Hours

2

Location

Beasley rd N., Beasley rd Robinson
Hwy 46 Gipson, Lone Oak Dr.

Report submitted by:

Johnny Carter

662-803-6929

Monthly BCAP Report

May-18

Direct Control

Project	Hours	Beavers	Dams
S. Bennett rd	4.5	1	1
Tibbee Lake	6.5	2	3
Beasley rd Robinson	3	1	1
Beasley rd N	9.5	4	1
Hwy 46 Gipson	7	2	2
Hwy 50 Powell	7	1	0
Pine Grove rd Davis	2.5	1	0
Pate rd Coker	7.5	2	2
Wicks rd	7	2	2

T A Survey

Hours

7.5

Location

Una/Brand rd, Lake Grove rd, Wicks
Lake Lilly rd, S. Bennett rd, Tomcat,
Point Harbor, Beacon, Pate, Tibbee
Lake, Happy Hollow, US Davidson,
Turnage rd

Report submitted by:

Johnny Carter

662-803-6929

Monthly BCAP Report

Jun-18

Direct Control

Project	Hours	Beavers	Dams
Tibbee Lake	1	0	1
Point Harbor	1	0	1
Pine Grove rd Davis	2	0	2
Wicks rd	4	2	0
Barton Ferry Box Culvert	5	2	0
Hwy 50 E Pate	5.5	1	1

T A Survey

Hours

8.5

Location

Dixie rd Brownlee, Colony rd
S. Bennett, B. Ferry Bryant,
B. Ferry Tomlinson, CWC Line,
Pate rd, Wicks rd, Yokohoma Blvd
Blair rd, Decker rd, Beacon rd,
Tibbee Lake, McNaulty rd, Beasley rd
Lone Oak Dr

Report submitted by:

Johnny Carter

662-803-6929

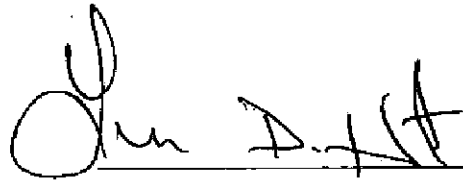
NO. _____

IN THE MATTER OF RECESSING

There came on this day for consideration the matter of recessing.

After motion by Luke Lummus and second by Joe Chandler this Board doth vote unanimously to recess until Thursday, July 26, 2018, at 9:00 a.m. at the Clay County Courthouse.

SO ORDERED this the 19th day of July, 2018.

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

Lynn D. Horton, President