

BE IT REMEMBERED that the Board of Supervisors of Clay County, Mississippi, met at the Clay Courthouse in West Point, MS, on the 22nd day of October, 2018, at 9:00 a.m., for a Special Called Meeting and present were: Lynn Horton, President, Luke Lummus, Shelton Deanes, and Joe Chandler. Also present were Amy G. Berry, Chancery Clerk and Clerk to the Board, Angela Turner-Ford, Attorney for the Board of Supervisors, and Eddie Scott, Sheriff of Clay County; when and where the following proceedings were as determined to wit;

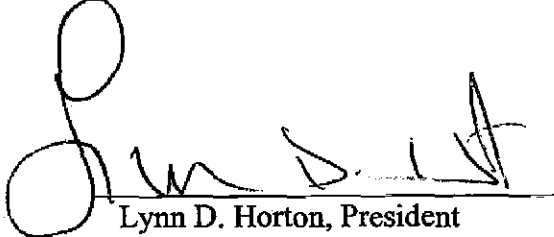
NO. _____

IN THE MATTER OF ADOPTING AND AMENDING THE AGENDA FOR THE SPECIAL CALLED MEETING OF THE BOARD OF SUPERVISORS HELD ON OCTOBER 22, 2018

There came on this day for consideration the matter of adopting the agenda for the Special Called Meeting of the Board of Supervisors held on October 22, 2018.

After motion by Shelton Deanes and second by Joe Chandler this Board doth vote unanimously to adopt the agenda for the Special Called Meeting as attached hereto as Exhibit A as presented.

SO ORDERED this the 22nd day of October, 2018.


Lynn D. Horton, President

**Clay County Board of Supervisors
Agenda for Special Called Board Meeting Held
Monday, October 22, 2018 at 9:00 a.m.**

Please Note: At a Special Called Meeting, the only items that can be discussed are the items advertised.

- Call to Order
- Welcome and Prayer
- Adopt and Amend the agenda
- Emergency Road Repair Fund
 - Robert Calvert
- ARC Applications
 - Robert Calvert
- Authority to bury an unclaimed decedent
 - Amy Berry
- Recess until Thursday, October 25, 2018 at 9:00 a.m. at the Clay County Courthouse

Thursday Evening, the TRVWMD is having their annual Dinner. I think everyone of you need to go given all the work they did in Clay County this year. Please be very vocal of how appreciative we are. The Line Creek project was one of their largest projects they had ever done and it was in Clay County. We are forever grateful for them. It is in Tupelo at 6:00 p.m. I will find out where today.

Amendments:

**NOTICE OF SPECIAL CALLED MEETING OF THE
BOARD OF SUPERVISORS OF CLAY COUNTY, MISSISSIPPI**

As authorized by Section 25-41-5 (3)(a) of the Mississippi Code of 1972, as amended and annotated, Lynn D. Horton, President of the Board of Supervisors of Clay County, Mississippi, on this day has called a Special Meeting to discuss and consider the following:

1. Potential ARC Projects due to submission deadline of October 31, 2018;
2. Emergency Road Repair Fund Projects to be funded by Mississippi Department of Transportation (MDOT); and
3. Authority to bury the unclaimed remains of a decedent.

WHEREAS, the said Special Called meeting will take place on **Monday, October 22, 2018 at 9:00 o'clock a.m.** at the Clay County Courthouse in the Board Room of the Clay County Board of Supervisors where and when only the above listed items will be considered and discussed by the Board of Supervisors.

SO ORDERED, on this the 16th day of October, 2018.


AMY G. BERRY, Clerk of the Board

NOTICE POSTED ON OCTOBER 16, 2018

NO. _____

**IN THE MATTER OF AUTHORIZING AND APPROVING THE COUNTY ENGINEER TO
SUBMIT APPLICATIONS FOR CERTAIN CLAY COUNTY PROJECTS FOR FUNDING
FROM THE EMERGENCY ROAD AND BRIDGE REPAIR FUND**

There came on this day for consideration the matter of authorizing and approving the County Engineer to submit applications for certain Clay County Projects for funding from the Emergency Road and Bridge Repair Fund.

It appears to this Board the MS Department of Transportation is trying to adopt rules and regulations should the MS Legislature issues bonds in January 2019 for infrastructure improvements, and;

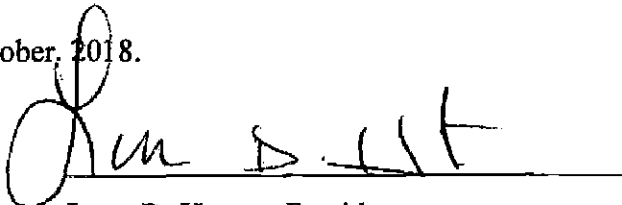
It appears to this Board the MS Department of Transportation is requesting each county to complete a questionnaire of "shelf ready" projects which would have a significant economic development impact on the local economy and are a priority project to the local community.

It appears so this Board the County Engineer is recommending the following projects be submitted on behalf of the County, to wit:

- 1.) West Churchill Road Project, District 3 and 5
- 2.) Cane Creek Bridge Project, District 4
- 3.) MHoon Valley Project, District 3

After motion by Joe Chandler and second by Luke Lummus this Board doth vote unanimously to authorize and approve the projects as listed above to be submitted to the MS Department of Transportation Emergency Road and Bridge Repair Fund for funding consideration.

SO ORDERED this the 22nd day of October, 2018.



Lynn D. Horton, President

Melinda L. McGrath
Executive Director

P. O. Box 1850
Jackson, MS 39215-1850
Telephone (601) 359-7001
FAX (601) 359-7110
GoMDOT.com



James A. Williams, III
Deputy Executive Director/Chief Engineer
Lisa M. Hancock
Deputy Executive Director/Administration
Willie Huff
Director, Office of Enforcement
Charles R. Carr
Director, Office of Intermodal Planning

October 10, 2018

SUBJECT: Emergency Road and Bridge Repair Fund

Dear Mr

House Bill 1 from the 2018 Legislative Special Session created the Emergency Road and Bridge Repair (ERBR) Fund, which is to be administered by the Mississippi Department of Transportation (MDOT). This legislation directed MDOT to promulgate rules which will include the process by which the funds will be disbursed. To ensure this process encompasses criteria relevant for all public entities, we are requesting your assistance by completing the attached survey.

House Bill 1 also approved up to \$250 million in bonds for the ERBR Fund. The Department of Finance and Administration notified MDOT that the State is preparing to issue bonds this fall with funds available early next year. In order to meet this accelerated timeline, we hope to open up an application period in the upcoming weeks.

Please email the requested information by October 23, 2018 to planning@mdot.ms.gov. Thank you for your assistance in this matter.

Sincerely,

Melinda L. McGrath, PE
Executive Director

Transportation: The Driving Force of a Strong Economy



Clay County Board of Supervisors

P.O. Box 815
West Point, Mississippi 39773
Phone (662) 494-3313
Fax (662) 492-4059
Website: claycountymiss.com
E-mail: ncude@claycounty.ms.gov

District 1
Lynn D. Horton, President
District 2
Luke Lummus
District 3
R.B. Davis, Vice President
District 4
Shelton Deanes
District 5
Joe Chandler
Chancery Clerk
Amy G. Berry
Purchase Clerk
Nikki Russell Cude

October 22, 2018

Melanda McGrath
Executive Director
Mississippi Department of Transportation
P. O. Box 1850
Jackson, MS 39215-1850

RE: Emergency Road and Bridge Repair Fund

Dear Director McGrath,

Attached is the Local Government Survey from Clay County describing needs and priorities justification requesting Emergency Road and Bridge Repair Fund. Thank you for your time and consideration.

Sincerely,

Lynn Horton, President
Clay County Board of Supervisors

Enclosures

Emergency Road and Bridge Repair Fund
Local Government Survey

The Emergency Road and Bridge Repair Fund was established by the Legislature to provide funding for emergency repairs, to include replacement, of public roads and bridges. The deficient conditions of many public roadways and bridges have negatively affected public safety, commerce, and the economic viability of the state.

In order to gain a better understanding of the types of emergency needs that exist at all levels of government, we are requesting information about the factors you consider in prioritizing your local emergency repair and replacement needs. Since this is a statewide look, public safety concerns as well as economic benefits at the state, regional, and local levels should be included.

List of factors considered in prioritizing local emergency repair and replacement needs:

1. Rehabilitate damaged roads and bridges prior to complete deterioration for more economical benefits.
2. Prioritize projects for long term benefits that affect the greatest number of citizens.
3. Reduce accidents, injuries, and damages to facilities and property.
4. Foster a safe and timely connected, accessible highway system that serves commerce, people, and emergency responders.
5. Maintain existing transportation facilities in a good state of repair.
6. Improve efficiency of transportation facilities to stimulate mobility of goods and services, accessibility and mobility of people, and economic growth.
7. Create community pride and revitalize communities through increasing the economic productivity of land, capital, and labor.
8. Partner with new and existing industries to provide the needed infrastructure for their success and the creation and preservation of jobs.

Please describe your emergency infrastructure prioritization (i.e., public safety, negative impact to commerce, etc.) and the factors considered in making these determinations (condition ratings, traffic counts, detour lengths, etc.).

West Church Hill Road provides access from Highway 45 Alternate to numerous industrial, commercial and retail businesses employing approximately 800 people. See Exhibit I for Location Map. It is also heavily used by trucks for Prestage Farms and Steel City Recycling. Recently Peco Foods has announced that it is expanding operations and locating the expansion on West Church Hill Road. Construction traffic has already started and when completed, 300 employees and numerous more trucks will be traveling this road. The pavement is distressed throughout the entire 8,300 feet length. The eastern section has numerous transverse cracks and a few base failures. The western section has numerous fatigue cracks and base failures and has deteriorated to nearly complete loss of pavement. The existing pavement has a rough surface throughout causing noise pollution and damage to vehicles. Traffic count listed on MDOT web site is shown at 1,000 vehicles per day. With the recent commercial developments and Peco's location on the road, the traffic count is expected to increase. No detour route is available as West Churchill Road is a dead road. The estimated cost of the project \$1,000,000. The number of people and jobs associated with this project give it a regional impact. This access road is of the utmost importance to Clay County and the City of West Point as both are partnering to provide needed maintenance. The lack of available funds to do the project has created an emergency situation.

Melinda L. McGrath
Executive Director

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Jackson, MS 39215-1850
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James A. Williams, III
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October 10, 2018

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Please email the requested information by October 23, 2018 to planning@mdot.ms.gov. Thank you for your assistance in this matter.

Sincerely,

Melinda L. McGrath, PE
Executive Director

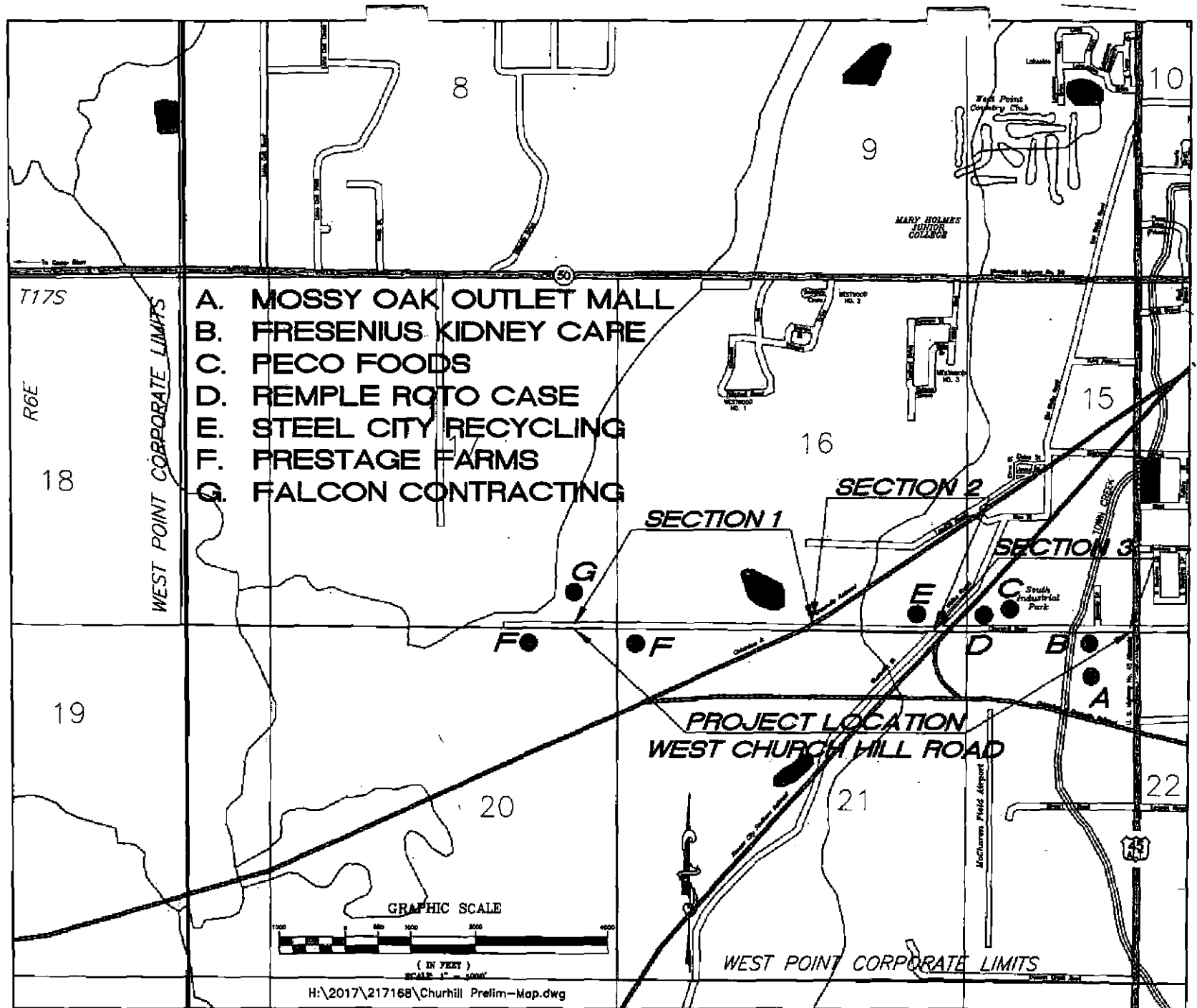
Transportation: The Driving Force of a Strong Economy

**Emergency Road and Bridge Repair Fund
Local Government Survey**

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In order to gain a better understanding of the types of emergency needs that exist at all levels of government, we are requesting information about the factors you consider in prioritizing your local emergency repair and replacement needs. Since this is a statewide look, public safety concerns as well as economic benefits at the state, regional, and local levels should be included.

Please describe your emergency infrastructure prioritization (i.e., public safety, negative impact to commerce, etc) and the factors considered in making these determinations (condition ratings, traffic counts, detour lengths, etc.).



**CITY OF WEST POINT
CLAY COUNTY, MISSISSIPPI**

**IN THE MATTER OF AUTHORIZING AND APPROVING TO BURY THE UNCLAIMED
BODY OF JANET WELLS**

There came on this day for consideration the matter of authorizing and approving to bury the unclaimed body of Janet Wells.

It appears to this Board notice was served to this Board by the Clay County Coroner, Alvin Carter, Jr, on October 11, 2018 that Janet Wells a Clay County Resident residing at 29 Commerce Street West Point, MS 39773, past away at the Clay County Medical Center on October 10, 2018 and that her body was unclaimed by any family and friends, and;

It appears to this Board Mrs. Wells was held in the Clay County Morgue during such time, the Chancery Clerk, Amy G. Berry, and Board Attorney, Angela Turner- Ford, went through any personal belongings given to them in an effort to locate any family and friends, and;

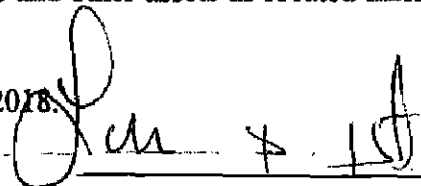
It appears to this Board Mrs. Wells did have one brother residing in Clay County, James D. Wells, of which Sheriff's process was served on notifying him of his sister's death; however, there had been no communication between the brother and sister in over thirty years.

It appears to this Board Mrs. Berry called other friends notifying them of Mrs. Wells death none of which was willing to claim her for burial purposes.

It appears to this Board Mrs. Wells does have a house, a bank account, and other assets that could be probated in Chancery Court an effort to recover any cost incurred by the County in burying her.

THEREFORE, After motion by Luke Lummus and second by Shelton Deanes this Board doth vote unanimously to authorize and approve the Clerk to bury the unclaimed body of the decedent Janet Wells in the least inexpensive casket possible and for her to be buried in the pauper section at the Greenwood Cemetery; furthermore, for the Clerk to administer the probating the Estate of Janet Wells in an effort to recoup the cost in incurred by the County for the burial and to oversee the disposition of the house and other assets as located inside the City limits of West Point.

SO ORDERED this the 22nd day of October, 2018.



Lynn D. Horton, President



Clay County Board of Supervisors

P.O. Box 815
West Point, Mississippi 39773
Phone (662) 494-3313
Fax (662) 492-4059
Website: claycountymiss.com
E-mail: aberry@claycounty.ms.gov

District 1
Lynn D. Horton, President
District 2
Luke Lummus
District 3
R.B. Davis, Vice President
District 4
Shelton Deanes
District 5
Joe Chandler

October 17, 2018

***Via hand delivery by Clay
County Sheriff's Office***

Mr. James D. Wells
2546 North Eshman Avenue
West Point, MS 39773

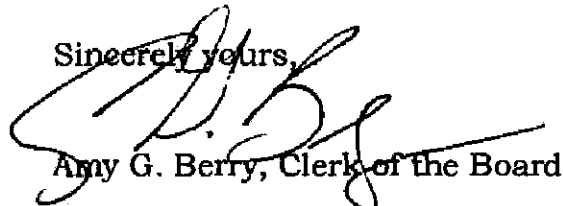
Re: *Janet Wells, Deceased*

Dear Mr. Wells:

Pursuant to a letter from Alvin Carter, Jr., Clay County Coroner, dated October 11, 2018 directed to the Clay County Board of Supervisors, Ms. Janet Wells of West Point, Mississippi passed away at the North Mississippi Medical Center - West Point with no known next of kin listed. A copy of his letter is enclosed for your review. Mr. Carter relinquished responsibility of the disposition of Ms. Wells' remains to the Board to see if any relative or friend could possibly be notified in order to claim the body and her personal effects.

Because it has been verified that you are her brother and therefore next of kin, I need to know prior to Monday, October 22, 2018 at 9:00 a.m. whether you intend to claim the remains of Ms. Wells and provide her with a proper burial. If you do not intend to do so, please let me know that as well so that proper arrangements can be made accordingly by the Board of Supervisors pursuant to Section 43-31-29 of the Mississippi Code of 1972, as amended and annotated.

Sincerely yours,



Amy G. Berry, Clerk of the Board

Enclosure

c: Honorable Angela Turner Ford
Honorable Alvin Carter, Jr.
Honorable Lynn D. Horton



Clay County Coroner

Post Office Box 773
West Point, Mississippi 39773
Telephone: (662) 312-2380

CORONER
Alvin Carter, Jr.

October 11, 2018

Mr. Lynn Horton, President
Board of Supervisors of
Clay County, Mississippi
Post Office Box 815
West Point, MS 39773

Re: *Janet Wells*

Dear Mr. Horton:

On October 10, 2018, I was contacted by the North Mississippi Medical Center, West Point, regarding the death of Ms. Wells at its facility. Additionally, I was told that her remains were unclaimed. Mississippi State law requires that the Board of Supervisors has five (5) days within which to diligently search for a legal next of kin of the decedent. If no person or persons can be found within that time, then the Board of Supervisors of Clay County shall bear the legal responsibility for the disposition of the decedent's remains. Therefore, I am officially informing the Board of Supervisors of Clay County, Mississippi, that I am relinquishing responsibility for the final disposition of Ms. Wells' remains to the Board.

If there is anything further that is needed from me at this time, please do not hesitate to contact me.

Sincerely yours,

A handwritten signature in cursive script that reads "Alvin Carter, Jr.".

Alvin Carter, Jr.
Coroner
Clay County, Mississippi



Clay County Chancery Clerk

Post Office Box 815
365 Court Street
West Point, Mississippi 39773
Telephone: (662) 494-3124
Facsimile: (662) 492-4059
claycountyms.com
Email: *aberry@claycounty.ms.gov*

Chancery Clerk

Amy G. Berry

MEMORANDUM

TO: CLAY COUNTY BOARD OF SUPERVISORS
FROM: AMY G. BERRY, CLERK OF THE BOARD
RE: JANET WELLS, DECEASED
DATE: OCTOBER 11, 2018 @ 2:45 P.M.

Pursuant to a letter from Alvin Carter, Jr., Clay County Coroner, dated October 10, 2018 directed to the Clay County Board of Supervisors, Ms. Janet Wells of West Point, Mississippi passed away at the North Mississippi Medical Center – West Point with no known next of kin listed. Mr. Carter relinquished responsibility of the disposition of Ms. Wells' remains to the Board to see if any relative or friend could possibly be notified in order to claim the body and her personal effects.

In an effort to see if any such person or persons could be located, it was necessary and prudent for the Clerk to thoroughly go through Ms. Wells' personal effects. Therefore, on October 11, 2018, at approximately 2:45 p.m., the following people were present in the Board Room of the Clay County Board of Supervisors to go through and review the items contained in a plastic bag from North Mississippi Medical Center – West Point, which contained the personal effects of Ms. Wells. Present at this time were: Amy G. Berry, Clerk of the Board of Supervisors, who went through the bag item by item, Angela Turner Ford, Attorney for the Board of Supervisors, and Vicki Ray, Deputy Clerk, who made written notation of each item found in the bag.

Listed below are the items contained in the plastic bag from North Mississippi Medical Center – West Point related to Ms. Wells:

1. Folder from North Mississippi Medical Center – West Point which contained medical information, including legal directives and hospice care and admission booklet;
2. Notebook in Ms. Wells handwriting, which listed scheduled chemo dates. Also written in the book are the names of Ann Cummings (next door neighbor) and Allen Flynt (good friend);
3. Stack of various mail items addressed to the decedent at her home address, including a statement from Cadence Bank which stated that the balance in her account was \$308.72;
4. Various bills and credit card statements addressed to Ms. Wells at her home address;
5. Several cards from a friend named “John” with a St. Petersburg, Florida return address;
6. Statement addressed to Ms. Wells from Mariner Finance;
7. Billfold containing various credit cards, voter registration card, driver’s license, insurance cards, \$21.00 cash, various receipts and some loose change;
8. ATM envelope containing a Cadence account deposit slip of \$300.00 made on September 21, 2018 and \$25.00 cash;
9. Book of various coupons;
10. Paperwork from Baptist Memorial Hospital (Columbus);
11. Paperwork from North Mississippi Internal Medicine;
12. 2017-2018 calendar book containing various information;
13. Black purse with cell phone holder (cell phone in it);
14. Various containers of medications; and
15. \$100.00 cash found in wallet behind credit cards.

Due to commitment hearings being held at 3:30 p.m. in which Amy and Angela had to be present, the meeting was ended at approximately 3:10 p.m. Upon conclusion of the commitment hearings, Amy and Angela returned to the Board Room at approximately 5:12 p.m. to review and confirm all of the above items listed herein.

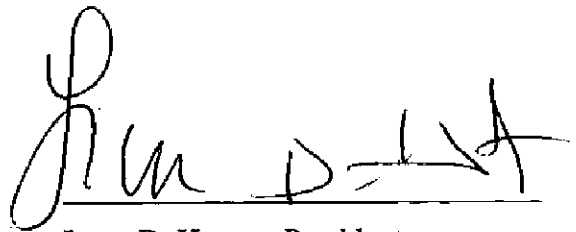
NO. _____

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, October 25, 2018, at 9:00 a.m. at the Clay County Courthouse.

SO ORDERED this the 22nd day of October, 2018.

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

Lynn D. Horton, President