



Harrison County, MS

Official Agenda Board of Supervisors

Wednesday, September 24, 2014

9:00 AM

Gulfport

ROLL CALL

Present 5 - W.S. Swetman III; Kim Savant; Marlin Ladner; William Martin and Connie Rockco

Approval of the Consent Agenda

A motion was made by Supervisor Swetman III, seconded by Supervisor Savant, to Approve the Consent Agenda. The motion carried by the following vote

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

1 **ORDER** acknowledging receipt of the letter from the Mississippi Emergency Management Agency (MEMA) advising that Harrison County has been awarded \$3,462.00 for projects to enhance technology for the County civil defense/emergency management agency in its response to emergencies and disaster in the County and authorizing the County Administrator to set up an account for this project.

This Order is hereby APPROVED by consent roll call

2 **ORDER** acknowledging receipt of check in the amount of \$3,779.66 from the Pinellas County Sheriff's Office for a medical claim settlement.

This Order is hereby APPROVED by consent roll call

3 **ORDER** acknowledging receipt of check in the amount of \$18,545.40 from Long Beach Auto Auction for deposit into the proper accounts (see attachment).

This Order is hereby APPROVED by consent roll call

4 **ORDER** approving claims docket, per statute.

This Order is hereby APPROVED by consent roll call

5 **ORDER** acknowledging receipt of the following checks for proceeds of items sold September 6, 2014 by Long Beach Auto Auction, Inc., for deposit in the proper accounts:

- a) Sand Beach - \$990.00
- b) Bridge & Traffic - \$3,735.00
- c) Road Department - \$2,394.00
- d) General County - \$2,479.50

TOTAL PROCEEDS: \$9,598.50

This Order is hereby APPROVED by consent roll call

- 6 **ORDER** acknowledging receipt of and spreading upon the minutes the letter from the U.S. Fish & Wildlife Services approving Amendment No. 3 to the MS.24.710 Tuxachanie Creek Watershed Sewer Collection System Project for additional funding in the amount of \$300,000.00.

This Order is hereby APPROVED by consent roll call

- 7 **ORDER** acknowledging receipt of and spreading upon the minutes the executed Memorandum of Agreement with the city of Long Beach for the providing of building inspectors.

This Order is hereby APPROVED by consent roll call

- 8 **ORDER** adjudicating the employment of Board Attorney Tim C. Holleman, Boyce Holleman & Associates, to represent the Board of Supervisors in litigation matters listed:
 - a) Rebuild America, Inc. v. Darniece Williams, Harrison County Miss., et al., to confirm tax tile, Cause No. 14-2107.
 - b) Long Land Investments, Inc. v. CLS Investments, Inc., Harrison County Miss., et al., to confirm tax tile, Cause No. 14-2101.

This Order is hereby APPROVED by consent roll call

- 9 **ORDER** adjudicating the employment of Board Attorney Tim C. Holleman, Boyce Holleman & Associates, to represent the Board of Supervisors in litigation matters listed:
 - a) Gulfside Casino Partnership v. Tal Flurry, Harrison County Tax Assessor, David V. LaRosa, Sr., Tax Collector; Harrison County Board of Supervisors, Cause No. A-2401-14-239.
 - b) Sidney Stallworth v. Gary Hargrove, Coroner and the Board of Supervisors of Harrison County, Cause No. 14-2334(3).

This Order is hereby APPROVED by consent roll call

END OF CONSENT AGENDA

- 10 **ORDER** approving travel, registration fees, and hotel stay for Jordan Barnett and Katrina Warren to attend the Mississippi Tax Collector Education & Certification Program Collector of Revenue I Training October 6-10, 2014, in Pearl, Mississippi (estimated cost \$1,600.00).

A motion was made by Supervisor Martin seconded by Supervisor Savant, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 11 **ORDER** approving Change Order No. 1 for MillerCo, Inc. Emergency Generator Testing, for additional time to coordinate generator testing at critical locations, extending the contract from 06/30/2014 to 07/30/2014, as recommended by Daniel R. Boudreaux, Jr., Harrison County Engineer.

A motion was made by Supervisor Rockco seconded by Supervisor Savant, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 12 **ORDER** approving the request of the Election Commission to attend the "Train-the trainer" TSX voting machines program September 25, 2014 at the Lyman Community Center.

A motion was made by Supervisor Swetman III seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 13 **ORDER** approving the Third Amendment and Extension of the Priority System Support Agreement with Harris Corporation for the period of 10/18/14 thru 10/17/15 in the amount of \$19,000.00, as recommended by the Harrison County Emergency Communications Commission at its September 17, 2014 monthly meeting, payable from 097-287-556.

A motion was made by Supervisor Swetman III seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 14 **ORDER** authorizing the Purchasing Clerk to advertise for chip seal treatment pricing by the square yard to existing Harrison County roadways.

A motion was made by Supervisor Rockco seconded by Supervisor Savant, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 15 The Sheriff's representative reported that 599 persons are currently housed in the Harrison County Jail Facilities; these numbers include 120 misdemeanors and 97 females. Twenty-seven inmates are ready for transfer to a State facility.

NO BOARD ACTION

- 16 **ORDER** acknowledging receipt of and spreading upon the minutes the 30 day notice for termination of contract from Jimmy Gouras Urban Planning Consultants, Inc. for the listed projects, effective October 15, 2014:

- a) Harrison County Miss. Gulf Coast Coliseum Convention Center Project No. R-103-024-03-KED per section VII of the contract dated February 2, 2009.
- b) Harrison County Gulfport Highlands Project No. R-103-024-05-KED as per Section VII of the contract dated October 3, 2011.

[Supervisor Martin inquired about the status of the grants. The County Administrator stated that these should close by the end of October and thereafter her office will follow up with the necessary reporting.]

A motion was made by Supervisor Savant seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 17 **ORDER** approving issuance of a check to Shante Tiara Taylor in the amount of \$25,000.00, as recommended by the Administrator of the Harrison County HOME Consortium to serve as a down payment on purchase of property located at 11425 Caroline Court, Gulfport, MS 39503, payable from 064 459 700.

A motion was made by Supervisor Savant seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 18 **ORDER** approving Modification No. 5 to the professional agreement with Knesal Engineering Services, Inc., increasing agreement amounts for the construction of the sewers in the Pineville, Canal Road and Hudson-Krohn Road/Tuxachanie areas (CIAP) grants projects by \$80,000.00, and authorizing signature of same.

[Supervisor Ladner inquired about the increase to the agreement. This is the result of additional connections to the system.]

A motion was made by Supervisor Savant seconded by Supervisor Rockco,

that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

19

ORDER approving the purchase of ceiling tiles for the court area at the Gulfport Courthouse from the low quote of \$5,481.00 provided by Specialty Contractors & Associates, Inc., and approving budget amendments listed:

- a) Increase to account 001-151-641 in the amount of \$5,481.00.
- b) Decrease to account 001-160-603 in the amount of \$2,200.00.
- c) \$3,281.00 transferred from donation to County Court from the Miss. Bar Association after Hurricane Katrina.

A motion was made by Supervisor Savant seconded by Supervisor Martin, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

20

ORDER approving PERS employer contribution for Constables, as per Senate Bill 2405 of the regular legislative session of 2013, effective October 1, 2014:

- District 1 - Winfield Swetman, Jr.
- District 2 - Paul Johnson
- District 3 - William Phelps
- District 4 - Sammie Taylor
- District 5 - Jeffrey Miguez

A motion was made by Supervisor Martin seconded by Supervisor Savant, that this Order be APPROVED by the following vote:

Aye: 4 - Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

Out On Vote: 1 - Supervisor Swetman III

21

ORDER approving annual salaries for support staff of the Eighth Chancery Court District of Mississippi, as listed and as per AOC guidelines, effective October 1, 2014 (within 2014-2015 budget):

- a) Tracy L. Morris, AOC Staff Attorney V, \$75,000.
- b) Haley Zelenka, AOC Staff Attorney I, \$53,750.

[The Chancery Clerk explained the salaries were set by AOC guidelines.]

A motion was made by Supervisor Savant seconded by Supervisor Martin, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

22

ORDER approving payment of claims listed:

- a) \$2,600.00 to The Koerber Company, Invoice No. 6059, services in Riverboat Corporation v. Harrison County, tax appeal cause number 2010-225, submitted for payment by Board attorney Tim Holleman, payable from 001 100 550.
- b) \$2,161.00 to Knesal Engineering Services, Inc., Invoice No. 14-205, GOMESA Payment Request No. 24, MS.24.708, Pineville Community Sewer Collection System, payable from 078 348 550.
- c) \$3,732.50 to Dornan Law Office, Invoice No. 12 for legal services and expenses in McAdams-Pak Claims for the period 7/23/14 - 8/30/14, payable from 001 100 550.
- d) \$9,151.03 to CorVel Corporation, Invoice No. M299005795384, services for the period 7/29/14 through 8/29/14, payable from 001 239 581.
- e) \$17,701.86 to attorney William P. Wessler, attorney fees for collection of delinquent personal property taxes for August 2014, payable from 001 100 581.
- f) \$2,587.50 to MillerCo, Inc., Application for Payment No. 1 (final), emergency generator testing, approved for payment by County Engineer Daniel R. Boudreaux and payable from 001 151 581.
- g) \$12,851.57 to Neel-Schaffer, Invoice No. 1021020, US 90 Gateway Improvements to I-110 Project, professional services from 8/1/14 to 8/31/14, approved for payment by County Engineer Danny Boudreaux and payable from 316 371 555.
- h) \$1,498.40 total payable to Brown, Mitchell & Alexander, Inc., Invoice No. 20569, professional engineering services and design of pedestrian bridges at Cowan Road and at Beauvoir Tideland's Grant Agreement FY 2014-PAO1-16HR, as listed:
 - 1) \$552.50 payable from 156 355 555
 - 2) \$945.90 payable from 379 524 555
- i) \$17,890.72 to A. Garner Russell & Associates, Invoice No. 12005 for maintenance overlay, Yankee Town Road, Hudson-Krohn Road, Lamey Bridge, etc., Project No. SAP-24(7)M, approved for payment by State Aid and payable from 150 300 555.
- j) \$19,560.52 to Boyce Holleman & Associates, Invoice No. 012423, legal services and expenses 6/1/14 - 6/30/14, general County billing, payable from 001100 550.
- k) \$4,542.68 total to Tindell Law Firm for services and expenses in regard to Harrison County Chancery Court pending files, July 1, 2014 through August 31, 2014, Invoices 306, 307, 308, 309 and 310, all payable from 001 100 550.

A motion was made by Supervisor Martin seconded by Supervisor Swetman III, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

23

ORDER authorizing budget amendments for FY 2014, per list attached.

A motion was made by Supervisor Savant seconded by Supervisor Swetman III, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 24 **ORDER** authorizing the repayment of interfund loans made in September 2013, per attached list.

A motion was made by Supervisor Rockco seconded by Supervisor Swetman III, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 25 **ORDER** authorizing interfund loans, per attached list.

A motion was made by Supervisor Rockco seconded by Supervisor Savant, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 26 **RESOLUTION** authorizing the application, acceptance, and execution of grant agreements with the Economic Development Administration for water and pump station infrastructure to support the Mississippi Gulf Coast Community College nursing complex at Tradition.

[Supervisor Savant inquired whether the Utility Authority is included in this project.]

A motion was made by Supervisor Rockco seconded by Supervisor Savant, that this Resolution be ADOPTED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 27 **ORDER** approving purchase of materials at a cost of \$4,311.93, payable from 002-100-633, and in-kind services to repair parking lot drainage at the Lynn Meadows Discovery Center, pursuant to Section 19-5-93(n) of the Miss. Code Annotated.

[Supervisor Savant advised the Board members that several other projects will need attention at the museum.]

A motion was made by Supervisor Savant seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

- 28 **ORDER** approving agreement for animal control services with the Humane Society of South Mississippi, effective October 1, 2014, at a rate of \$14,120.00 per month, and authorizing signature thereof.

[Supervisor Ladner requested information about additional costs as stated in the contract. The County Administrator replied that these resulted from court orders, but

restitution would be sought from the animal's owner.]

A motion was made by Supervisor Savant seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

29

ORDER approving the request of the Mississippi State University, Extension Service, to initiate the process to fill the position of County Office Associate vacated by the resignation of Tiffany D. Mobley, effective September 19, 2014. Funding of the position by Harrison County in the amount of \$6,076.00 will remain at the same level.

A motion was made by Supervisor Savant seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

30

ORDER correcting scrivener's error *Nunc Pro Tunc* in Order entered on January 6, 2014 denying claims from Garden Park Medical Center and USA Medical Center for medical treatment of former inmate John Swice.

A motion was made by Supervisor Savant seconded by Supervisor Martin, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

31

ORDER denying the claim of Patricia A. Coddling and Bernard N. Coddling in connection with a fall on Harrison County parking facilities.

A motion was made by Supervisor Savant seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

32

ORDER approving renewal of insurance premiums for 2014-2015, as recommended by Stewart Sneed Hewes.

[Wayne Tisdale and Frank Bordeaux stated that this year the premiums were lower but, due to changes in the wind pool policy, premiums for commercial buildings will increase considerably next year.]

A motion was made by Supervisor Martin seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

Aye: 5 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco

33

ORDER approving memorandum of agreement between the Mississippi Transportation Commission and Harrison County, Mississippi, Project No.

105831/301000, Lorraine Road bridge on Biloxi River, and authorizing execution of same.

[Board Attorney to prepare order]

A motion was made by Supervisor Rockco seconded by Supervisor Savant, that this Order be APPROVED by the following vote:

Aye: 4 - Supervisor Swetman III; Supervisor Savant; Supervisor Ladner and Supervisor Rockco

Absent & Exc: 1 - Supervisor Martin

34

ORDER authorizing expenditure, as listed, to advertise the opportunities and resources of Harrison County, Mississippi, payable from 002-100-522:

a) \$1,000.00 to the Slavic Invitational to place a full page ad in program and ad space on internet site for the 40th Slavic Invitational Golf Tournament, September 26-28, 2014.

A motion was made by Supervisor Savant seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

Aye: 3 - Supervisor Swetman III; Supervisor Savant and Supervisor Rockco

Nay: 1 - Supervisor Ladner

Absent & Exc: 1 - Supervisor Martin

ADJOURN the concurrent August and September terms in the First Judicial District.