



Rankin County Board of Supervisors

211 East Government Street
Brandon, MS 39042
www.rankincounty.org

Work Session

~ Minutes ~

Larry Swales
Chancery Clerk

Thursday, November 3, 2022 9:00 AM Rankin Board Room

I. CALL TO ORDER PLANNING COMMISSION MEETING

II. INVOCATION

Board Attorney Craig Slay

III. ADJOURN PLANNING COMMISSION MEETING

IV. CALL TO ORDER MEETING OF THE RANKIN COUNTY BOARD OF SUPERVISORS

9:00 AM Meeting called to order on November 3, 2022 at Rankin Board Room, 211 East Government Street, Suite A, Brandon, MS.

Attendee Name	Title	Status	Arrived
Daniel Cross	Supervisor District 2	Present	
Steve Gaines	Vice President	Present	
Brad Calhoun	President	Present	
Jared Morrison	Supervisor District 1	Present	
Jay Bishop	Supervisor District 5	Present	
Craig Slay	Board Attorney	Present	
Keith Hicks	County Administrator	Present	
Larry Swales	Chancery Clerk	Present	

V. PUBLIC COMMENT

- A. Teddy Lee - One Way Paving, LLC
Represented by attorney, Toby Gammill, Gammill Law Group (1911 Dunbarton St)

VI. MIKE HARRISON, ROAD MANAGER

- A. **Request for approval of AT&T Utility Permit No. A02FEZ5 to construct a Fiber Optic Cable along/across Lila Street & Burnham Road South to be installed between Highway 18 and Ole Magnolia Drive (District 3)**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Daniel Cross, Supervisor District 2
SECONDER:	Steve Gaines, Vice President
AYES:	Cross, Gaines, Calhoun, Morrison, Bishop

VII. CRAIG SLAY, BOARD ATTORNEY

Set Public Hearings:

- A. **Set Public Hearing for November 7, 2022, at 9:00 a.m. for Kevin Myers Rezoning Request, Elrich Road & Saddle Drive (District 1)**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jared Morrison, Supervisor District 1
SECONDER:	Steve Gaines, Vice President
AYES:	Cross, Gaines, Calhoun, Morrison, Bishop

Other:

- B. **Acknowledgment of Receipt of Notice of Recusal from Pending Justice Court Case Filed by all Rankin County Justice Court Judges. Ratification of Justice Court Clerk to Request Appointment of Don Lemon (City of Flowood Municipal Judge) as Substitute Justice Court Judge for Justice Court Case and Authority of County Administrator to Pay Don Lemon for Services Contingent Upon Negotiation**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Steve Gaines, Vice President
SECONDER:	Brad Calhoun, President
AYES:	Cross, Gaines, Calhoun, Morrison, Bishop

- C. **Ratification of authority for Board President to execute contract documents for the Vernon Jones Avenue Drainage & Roadway Improvements**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jay Bishop, Supervisor District 5
SECONDER:	Steve Gaines, Vice President
AYES:	Cross, Gaines, Calhoun, Morrison, Bishop

- D. **Authorization of Purchase Clerk to issue all purchase orders necessary to secure any type or description of fuel from any supplier able to supply requested quantities FOB to road maintenance facility as soon as possible. This action is necessitated by anticipated current market fuel price adjustments and to address ongoing fuel supply shortages. Authority to issue payment upon receipt of fuel and presentation of proper invoicing.**

RESULT:	NO ACTION
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- E. **Discussion of proposed FILOT Agreement (Menasha Packaging)**
- F. **Discussion of current Tax Increment Financing Plan (TIF) for Flowood Town Center**
- G. **Discussion regarding Florence-Byram Parkway**

VIII. **KEITH HICKS, COUNTY ADMINISTRATOR**

- A. **Authority for County Administrator to apply for LATCF funds (\$50,000 for 2022 and \$50,000 for 2023) that can be used for public safety services, capital expenditures on core facilities, infrastructure investments, general government operation, or non-federal match or cost sharing requirements unless prohibited by statue or law. These funds are available due to loss tax revenue experienced by counties. Application for this program is open until January 1, 2023**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad Calhoun, President
SECONDER:	Jared Morrison, Supervisor District 1
AYES:	Cross, Gaines, Calhoun, Morrison, Bishop

- B. Approval of request from the National Exchange Club Foundation for the FY 2023 Recreational Funds (District 1) in the amount of \$2,016.16 as authorized by HB1744 Regular Session; these funds will be used for the purchase of new helmets for the Richland Softball Team and authority to issue check**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jared Morrison, Supervisor District 1
SECONDER:	Steve Gaines, Vice President
AYES:	Cross, Gaines, Calhoun, Morrison, Bishop

- C. Review of Agendas for November 7, 2022**

Supervisor Gaines left the board meeting at 10:58 a.m.

IX. EXECUTIVE SESSION

- A. Motion to discuss the need to go into Executive Session**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Daniel Cross, Supervisor District 2
SECONDER:	Brad Calhoun, President
AYES:	Daniel Cross, Brad Calhoun, Jared Morrison, Jay Bishop
ABSENT:	Steve Gaines

- B. Motion to go into Executive Session to discuss personnel**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Daniel Cross, Supervisor District 2
SECONDER:	Brad Calhoun, President
AYES:	Daniel Cross, Brad Calhoun, Jared Morrison, Jay Bishop
ABSENT:	Steve Gaines

Supervisor Gaines returned to the board meeting at 11:00 a.m.

Supervisor Morrison left the board meeting at 11:20 a.m.

- C. Motion to come out of Executive Session**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jay Bishop, Supervisor District 5
SECONDER:	Daniel Cross, Supervisor District 2
AYES:	Daniel Cross, Steve Gaines, Brad Calhoun, Jay Bishop
ABSENT:	Jared Morrison

- D. Outcome of Executive Session**
No action taken

X. ADJOURN

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jay Bishop, Supervisor District 5
SECONDER:	Daniel Cross, Supervisor District 2
AYES:	Daniel Cross, Steve Gaines, Brad Calhoun, Jay Bishop
ABSENT:	Jared Morrison

This the 3rd Day of November, 2022



Brad Calhoun

BRAD CALHOUN, PRESIDENT
RANKIN COUNTY BOARD OF SUPERVISORS

Larry Swales

LARRY SWALES, CLERK OF THE BOARD

Exchange: AT&TPuckett

County Permit # _____

Engineer: Josh MooreTel. No.: 601-709-9741**PERMIT APPLICATION FOR USE AND OCCUPANCY AGREEMENT FOR THE CONSTRUCTION OR ADJUSTMENT OF A UTILITY FACILITY ALONG OR ACROSS Lila St/Burnham Rd S COUNTY ROAD**PROJECT NO. A02FEZ5UTILITY NAME: AT&T of MississippiBY Josh MooreADDRESS 2115 HWY 471, Brandon MS, HEREIN CALLED APPLICANT proposes to construct afiber optic cable Utility Facility along or across Lila St/Burnham Rd S County Road(s), saidfacility to be installed between HWY 18 and Burnham Rd S/Ole Magnolia Dr**List all County Roads involved (also to be listed on the Rankin County 48 Hour Project Form):**Lila St, Burnham Rd S & Ole Magnolia Dr

_____ in Rankin County, Mississippi, and hereby makes an application to Rankin County for the construction permit. Attached hereto are drawings or plans for construction, which will not be changed or altered without the approval of the Board of Supervisors, or its authorized representative.

WHEREAS, the Legislature of Mississippi has heretofore granted to the Applicant the right to locate its facilities upon, across, under, over, and along public highways and streets within the State of Mississippi. Applicant agrees to comply with applicable provisions of the Policy for the Accommodation of Utility Facilities within the Rights-of-Way of all Public County Roads (hereinafter referred to as the "Policy" promulgated by the State Aid Engineer on January 17, 1972), and which is hereby made a part of this Application Agreement, and agreed to perform the construction according to the applicable industry code and according to the plans and specification for the Project.

The Applicant shall be responsible for future maintenance and repairs of the facilities. The Applicant shall make future adjustments in, or relocate, the facilities than required for maintenance or improvements of public county roads. The Applicant shall receive no compensation for future adjustments or relocations of the facilities as a result of maintenance to or improvement of public county roads. By applying for this permit, the Applicant acknowledges and agrees that it shall make adjustments to or relocate of the facilities within sixty (60) days from the date requested to do so by Rankin County, the failure of which shall result in a withdrawal of Applicant's rights hereunder. Further, any maintenance, repair, or construction shall be done in such a manner as to occasion the least possible interference with the normal flow and safety of traffic.

A general description of the size, type, nature, and extent of the Utility work to be done is as follows:

The Applicant understands and agrees that, except as herein stated, no right, title, claim or easement to said road right-of-way is granted by the issuance of this permit and that if this Utility Facility is not placed within the allowable horizontal and vertical limits as listed in the general provisions of the Policy, it will be adjusted to comply with same without cost to the County, unless the variance from the Policy has been approved by the granting of the permit pursuant to this Application.

The Applicant further understands that the Utility's engineering plant or other personnel will be responsible for the staking and construction supervision of the work set out above and as shown on the attached plans.

Rankin County intends the following:

1. Cooperate with the Utility Company to avoid unnecessary conflicts in locating, constructing, and maintaining County Roads and Utilities.
2. Use legal means to see that Policy Standards, except to the extent of any variance shown on the plans filed herewith and approved, are complied within the facility installation.
3. If the County Engineer or other authorized representative of the Board of Supervisors approves the drawings, sketches, and plans submitted by the Applicant, he shall so indicate by signing and dating the Permit Approval at the end of this Application, and the sketches and plans are not approved, they shall promptly notify the applicant, and advise it of the reason or reasons. He will also act as the duly appointed representative of the Board of Supervisors and will give his approval to the completed work as being in the compliance with the location and standards shown in the Policy in this Agreement for the installation.
4. Should any term or provision of the Application Agreement conflict with the law of the State of Mississippi, the Mississippi Constitution, or the United States Constitution, or impair or deny to the Applicant or the County any right protected thereby, it shall be deemed amended to conform to said law or Constitution.

By submitting this Application, the Applicant **CERTIFIES** to Rankin County as follows:

1. The applicant has researched Mississippi 811 records and certifies that all existing utilities within the limits of the project that lie in the county right-of-way covered by this permit application are shown on this permit application, complete with type and owner of existing utility, and;
2. The owners of all existing utilities within the limits of the project that lie in the county right-of-way covered by this permit application have been provided with a copy of this permit application for informational purposes only, and;

3. That the proposed utility covered by this permit application will be installed at a minimum horizontal distance of eighteen inches (18") from any other existing utility OR, If eighteen-inch (18") horizontal clearance is not maintained, Applicant agrees to waive any rights to compensation for the repair of the proposed utility covered by this permit application for any non-negligent damage to the utility covered by this permit application caused by the operation and maintenance activities of any utility operator of an existing utility shown on this permit application that lies closer than eighteen inches (18") horizontally to the utility covered under this permit application; AND,
4. That Applicant waives any and all right to compensation from Rankin County for removal of, relocating of, or future damage caused by Rankin County to, any utility placed as a result of this Application.
5. The applicant will abide by each provision and term as reflected on Exhibit "A" attached hereto and incorporated herein by reference.

WITNESS the signature of the Applicant this the 15th day of September, 2022.

NAME

Josh Moore

MGR OSP Design & Engineering

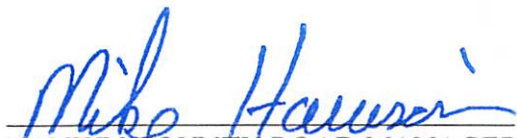
TITLE

RANKIN COUNTY UTILITY PERMIT

The permit for the installation or adjustment of the utilities applied for is granted under the authority of the Rankin County Board of Supervisors Road Right-of-Way permit policy. The following conditions must be satisfied for this Permit to remain valid:

1. Applicant and/or Contractor performing services must display a minimum 20 inch by 20 inch sign indicating the name of the applicant and the name of the contractor performing services (if applicable) at an obvious and visible location in close proximity to the location where utilities are being installed/relocated.
2. A copy of the approved utility permit application and a copy of this Permit must be placed in all vehicles utilized by Applicant and/or Contractor.
3. **All Utilities must be buried to a depth that provides a minimum of 5 feet of cover over the utility. Any utilities found to have been located or relocated at a shallower depth shall be relocated to the proper depth by the Applicant at Applicant's sole expense within thirty (30) days from the date upon which the applicant is notified of the violation. Note that for utility placement or relocation resulting from a county road construction project, all utilities shall be buried to a depth that provides a minimum of 5 feet of cover over the utility based on the final grades achieved at the completion of the road project. Utilities that are located or relocated in violation of these requirements shall subject Applicant to reimbursement of Rankin County for any and all damages incurred by Rankin County occasioned thereby. Any applicant failing to meet the requirements of this paragraph 3 or any other requirement of this permit shall be refused a permit in the future until such time as the violation has been cured or the damages reimbursed to the satisfaction of Rankin County.**
4. Any Utility that crosses a county road must be incased.
5. The Applicant shall provide CAD FORMAT (or other appropriate digital format suitable for county use), AS-BUILT DRAWINGS DEPICTING DESCRIPTION, LOCATION, AND DEPTH OF ALL INSTALLED UTILITIES to the Rankin County Road Manager and the Rankin County Consulting Engineer. A ".pdf" version of as-built drawings must be delivered to the Rankin County Administrator at project completion.

APPROVED this the 3 day of November 2022. This Permit shall expire and become null and void _____ days from the date of approval and/or issuance.


 RANKIN COUNTY ROAD MANAGER

Name of Applicant: AT&T of Mississippi - Josh Moore
 Location of Project: Lila St/Burnham Rd S/Ole Magnolia Dr
 Type of Utility: buried fiber optic cable

Utility Contractor Requirements & Responsibilities:

- 1) Fill out a utility permit form entirely and include the following:
 - a) Permits in the back 8 foot Right of Way do not require detailed drawings, only an outline drawing of the project with enough detail to denote which side of the road the utility will be placed.
 - b) Detailed drawings are required when work is outside the back 8 foot of Right of Way and shall provide enough detail with dimensions from existing features so that the install location can be easily field reviewed.
 - c) Verification of utility easements for subdivision is the contractor's responsibility.
 - d) Submit entire utility permit package to utpermit@rankincounty.org.
- 2) Once approved by the Board of Supervisors the Contactor will be notified via email from UT permits.
 - a) After receiving the approved utility permit all correspondence will be utpermit@rankincounty.org
 - b) 48 hours notice form is required to be sent to utpermit@rankincounty.org 48 hours before the start date of work.
 - c) The point of contact must be knowledge of the permit and able to effectively communicate with the inspector.
- 3) Boring/Excavating Operations:
 - a) Operational days are only Monday through Friday.
 - b) All utility must be potholed by a smooth mouth excavator or hydro excavation.
 - c) Cable placement must be marked.
 - d) Flat boring is the only boring authorized. No Rainboring boring is allowed.
 - e) All excavators MUST be smooth mouthed buckets only (teeth buckets Not allowed).
 - f) One Boring Rig is allowed six pits within a 48-hour time frame.
 - g) Boring holes will only be at a depth of 5 feet
 - h) When not actively working open holes wrap with orange safety construction fencing.
 - i) All task completed by 5 pm during weekdays. All pits will be closed over the weekend and Holidays.
 - j) Holes will be filled with compactable dirt or select material.
 - k) Anything impeding the roadway will be filled with crushed aggregate.



- 4) Upon completion of the work, as-built drawings in PDF format shall be submitted to the Rankin County Road Manager within 90 days of completed utility installation.
 - a) The minimum required detail of the as-built drawings shall be the same as required with the original permit submittal. If utility installation is outside the area of the approved permitting location, the contractor will be responsible for removing and relocating the utilities.
- 5) Suspension of Permit:

- a) If damage occurs at worksite the permit will be suspended for 2 business days.
- b) The second occurrence of damage at the worksite will result in a 5 business day suspension.
- c) The third occurrence of damage at the worksite will result in termination of the utility permit, complete operational shutdown and equipment removal. The contractor will have to meet with the county Board a Supervisor for approval of future operations within the county.

Rankin County Justice Court

Justice Court Clerk
Jessica Massey

Post Office Box 71
Brandon, Ms 39043
(601) 824-2665
Fax: (601) 824-2668

Justice Court Judges
Richard Redfern
Bo Agnew
Joshua McCrory
Whitney Adams

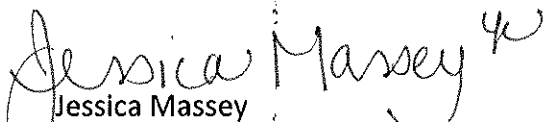
October 18, 2022

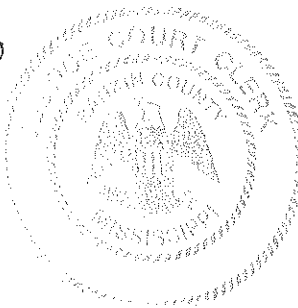
Rankin County Board of Supervisors
Keith Hicks

Criminal misdemeanor charges of Domestic Violence styled as State of Mississippi versus Jennifer Malley (case # RM622-1497) and State of Mississippi versus Fletcher Trask (case # RM622-1515) have been filed with Rankin County Justice Court. All of the justice court judges have recused themselves from this case due to a conflict.

In accordance with Rule 1.10 of the Mississippi Uniform Rules of Procedure for Justice Court, I am asking that you appoint a judge from a surrounding jurisdiction to hear the case.

If you have any questions, please contact me. Thank you for your time.


Jessica Massey
Rankin County Justice Court Clerk
jmassey@rankincounty.org



Jared,

See the attached quotes for purchasing helmets for the Richland Softball Team on the pass-thru grant. Be sure to make the check out to the National Exchange Club Foundation. I have also attached a tax form for the foundation.

--

James Barta



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PO Box 841393
Dallas, TX 75284-1393
Phone: 800-527-7510 Fax: 800-899-0149
Visit us at www.bsnsports.com

Contact Your Rep

Chris King Email: cking@bsnsports.com | Phone: 601-750-1613

Send to
044966
RICHLAND HIGH SCHOOL
202 HIGHWAY 49 S
RICHLAND MS 39218-9032
USA

Ship To
1044966
RICHLAND HIGH SCHOOL
1202 HIGHWAY 49 S
RICHLAND MS 39218-9032
USA

Quote
Cart #: 9002162
Purchase Order #: Softball Helmets
Cart Name: Richland HS Softball Helm
Quote Date: 09/02/2022
Quote Valid-to: 09/30/2022
Payment Terms: NT30
Ship Via:
Ordered By: Chris King

8.B.a

Payer
1044966
RICHLAND HIGH SCHOOL
1202 HIGHWAY 49 S
RICHLAND MS 39218-9032
USA

Item Description	Qty	Unit Price	Total
White-Easton Ghost FP Helmet-TB/S Item # - EAA168554 5	5 EA	\$ 66.50	\$ 332.50
White-Easton Ghost FP Helmet-M/L Item # - EAA168553 25	25 EA	\$ 66.50	\$ 1,662.50

Subtotal:	\$1,995.00
Other:	\$0.00
Freight:	\$119.70
Sales Tax:	\$0.00
Order Total:	\$2,114.70
Payment/Credit Applied:	\$0.00
Order Total:	\$2,114.70

Attachment: Recreational Funds National Exchange Club for Richland High School (District 1) (RFA-2022-281 : Approval of Request from the



160 Parkinson Drive - Richland, MS 39218
 1-800-895-2902 - Fax (601) 420-8442
 www.RichardsonAthletics.com
 E-mail: info@RichardsonAthletics.com

QUOTATION

Quote Number: 32629
 Quote Date: Sep 9, 2022
 Page: 1

Quoted To:

RICHLAND HIGH SCHOOL
 ACCOUNTS PAYABLE
 1202 HWY. 49 SOUTH
 RICHLAND, MS 39218

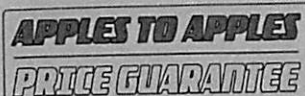
Ship To:

RICHLAND HIGH SCHOOL
 HIRAM STURGEON 601-540-3922
 1202 HWY. 49 SOUTH
 RICHLAND, MS 39218

Customer ID	Good Thru	Payment Terms	Sales Rep
RICHLANDHSSB	10/9/22	Net 30 Days	TR

Quantity	Item	Description	Unit Price	Amount
30.00	RA-BBRA	Easton Ghost Helmet Color: White Size:	65.990	1,979.70

Visit us at RichardsonAthletics.com & take advantage of 2% discounts on all orders!



With our Apples to Apples Price Guarantee, you can rest assured you getting the best price possible. If you find the same exact product at lower price, we'll match it or even beat it. Just send us a copy of the q or web link either by fax or email.

Subtotal	1,979.70
Sales Tax	
Freight	36.46
TOTAL	2,016.16

If paying with a Credit or Debit Card, there will be a 3% processing fee applied to the total.

Customer is responsible for unloading products off the truck at time of delivery. Customer is responsible for cost associated with any additional requested of the trucking company. Some of these services include lift gate, change of address, inside delivery, etc. The trucking company may redelivery fee if the initial delivery is missed within normal operating hours.

Attachment: Recreational Funds National Exchange Club for Richland High School (District 1) (RFA-2022-281 : Approval of Request from the

 **IRS** Department of the Treasury
Internal Revenue Service
P.O. Box 2508
Cincinnati OH 45201

In reply refer to: 0248132325
Oct. 13, 2011 LTR 4168C E0
34-6571404 000000 00
00009976
BODC: TE


NATIONAL EXCHANGE CLUB FOUNDATION
INC
3050 CENTRAL AVE
TOLEDO OH 43606

051346

Employer Identification Number: 34-6571404
Person to Contact: Paul M Perry
Toll Free Telephone Number: 1-877-829-5500

Dear Taxpayer:

This is in response to your Oct. 03, 2011, request for information regarding your tax-exempt status.

Our records indicate that you were recognized as exempt under section 501(c)(3) of the Internal Revenue Code in a determination letter issued in April 1966.

Our records also indicate that you are not a private foundation within the meaning of section 509(a) of the Code because you are described in section(s) 509(a)(1) and 170(b)(1)(A)(vi).

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Please refer to our website www.irs.gov/eo for information regarding filing requirements. Specifically, section 6033(j) of the Code provides that failure to file an annual information return for three consecutive years results in revocation of tax-exempt status as of the filing due date of the third return for organizations required to file. We will publish a list of organizations whose tax-exempt status was revoked under section 6033(j) of the Code on our website beginning in early 2011.

Attachment: Recreational Funds National Exchange Club for Richland High School (District 1) (RFA-2022-281 : Approval of Request from the

0248132325
Oct. 13, 2011 LTR 4168C E0
34-6571404 000000 00
00009977

NATIONAL EXCHANGE CLUB FOUNDATION
INC
3050 CENTRAL AVE
TOLEDO OH 43606

If you have any questions, please call us at the telephone number
shown in the heading of this letter.

Sincerely yours,



S. A. Martin, Operations Manager
Accounts Management Operations

Attachment: Recreational Funds National Exchange Club for Richland High School (District 1) (RFA-2022-281 : Approval of Request from the