

SPECIAL MEETING OF THE MAYOR AND BOARD OF SELECTMEN
OF THE CITY OF WEST POINT, MISSISSIPPI

MARCH 22, 2013

10:00 A.M.

This was a Special Meeting called by Mayor H. Scott Ross, pursuant to Miss Code Section 21-3-21. The meeting was held the 22nd day of March 2013, at 10:00 a.m. at City Hall, 204 Commerce Street, West Point, Mississippi. Notice of the meeting was posted on City Hall's bulletin board, the City's web site, emails were sent to Mayor Ross, and all the Selectmen; March 21, 2013. A copy of the posted Notice is provided below.

Mayor Ross called the meeting to order and declared it was a quorum with Selectman Homer Cannon, Selectman Keith McBrayer and Selectman Jasper Pittman being present; also present were CAO Randy Jones, and Attorney Rod Orlando Richmond.

Pursuant to Miss. Code Ann. 21-3-21, this serve as notice that the Mayor and Board of Selectmen of the City of West Point, Mississippi will hold a Special Called Meeting on Friday, March 22, 2013, at 10:00 a.m. at City Hall, 204 Commerce Street, West Point, Mississippi. The purpose of the meeting is to discuss pending litigation, personnel issues, Proclamation for Red Cross Month, present bid tabs for mini - excavator & dozier, approval to apply for a grant to the Mississippi Office of Highway Safety, and striking a tax sale of property now owned by Clay County, Mississippi. This the 21st day of March, 2013.

Executive Session as determined by the Board.

H. Scott Ross, Mayor

Mayor Ross called for the first item on the agenda to be the pending litigation.

Selectman Jasper Pittman made the motion to close the meeting to see if there was a need for an executive session

The motion received a second from Selectman Keith McBrayer.

Hearing no further discussion, Mayor Ross called for a vote and the results were as follows.

Selectman Homer Cannon voted: “Aye”

Selectman Keith McBrayer voted: “Aye”

Selectman Jasper Pittman voted: “Aye”

Motion carried.

The public left the meeting until litigation issues had been addressed.

Selectman Keith McBrayer made the motion to remain in executive session.

The motion received a second from Selectman Jasper Pittman.

Hearing no further discussion, Mayor Ross called for a vote and the results were as follows.

Selectman Homer Cannon voted: “Aye”

Selectman Keith McBrayer voted: “Aye”

Selectman Jasper Pittman voted: “Aye”

Motion carried.

Mr. Jones announced to the public that the Mayor and Board or Selectmen would remain in executive session to discuss pending litigation.

Selectman Keith McBrayer made the motion to come out of executive session.

The motion received a second from Selectman Jasper Pittman.

Hearing no further discussion, Mayor Ross called for a vote and the results were as follows.

Selectman Homer Cannon voted: “Aye”

Selectman Keith McBrayer voted: “Aye”

Selectman Jasper Pittman voted: “Aye”

Motion carried 2 to 1.

Mr. Jones announced to the public to return to the meeting.

Attorney Richmond announced the motion that was taken in the executive session.

It was motioned by Selectman Jasper Pittman and properly seconded by Selectman Keith McBrayer to authorize the City Attorney and attorneys retained by the City's insurance carrier to take such action as they deem to be in the best of legal interests of the City in the lawsuit of Romelle Matthews, et al. V.

City of West Point and consistent with said attorneys' legal education, training and experience.

Selectman Cannon wanted the record to reflect that he voted nay.

Item 2, was an order giving clarity to a 2010 property formerly owned by Horizon Mississippi Publications, Inc (the Daily Time Leader Office on Court Street) and was purchased by Clay County, Mississippi, on February 8, 2010.

IN THE MATTER OF STRIKING A TAX SALE
OF PROPERTY NOW OWNED BY CLAY COUNTY, MISSISSIPPI

There came on for consideration the matter of striking a sale of property now owned by Clay County, Mississippi.

On April 4, 2011, certain property formerly owned by Horizon Mississippi Publications, Inc. was sold for 2010 municipal taxes. Such property is generally described as lots 9, 11, and 12 of Block 4 of the A.L. Goodman map of the City of West Point. Such property was purchase by Clay County, Mississippi, on February 8, 2010, and should have never gone to the tax sale since it was owned by Clay County, Mississippi. Such matter was addressed at the meeting of the Mayor and Board of Selectmen at its December 13, 2011, meeting, but this order is adopted for additional clarification of the action taken by the Board such meeting.

Therefore, for the reasons stated, this Board does hereby strike such tax sale and declare the same null and void.

Selectman Keith McBrayer moved for adoption of this action. The motion was second by Selectman Jasper Pittman. Hearing no further discussion, Mayor Ross called for a vote, and the results were as follows:

Selectman Rod Bobo:	<u>Absent</u>
Selectman Homer Cannon voted:	<u>“Aye”</u>
Selectman Charles Collins:	<u>Absent</u>
Selectman Keith McBrayer voted:	<u>“Aye”</u>
Selectman Jasper Pittman voted:	<u>“Aye”</u>

Motion carried.

Item 3, Proclamation for Red Cross Month was recognized by Mayor Ross.

Item 4, Bid Tabs for mini-excavator & dozier.

Selectman Keith made the motion to except the bids for heavy equipment by SPS.

The motion received a second from Selectman Jasper Pittman.

Add Bid Tabs

Hearing no further discussion, Mayor Ross called for a vote and the results were as follows.

Selectman Homer Cannon voted: “Aye”

Selectman Keith McBrayer voted: “Aye”

Selectman Jasper Pittman voted: “Aye”

Motion carried.

Grant writer Mrs. Melanie Busy needs approval to apply for MS Office of Highway Safety Grant.

Selectman Jasper Pittman made the motion for the grant writer to apply for grant.

The motion received a second from Selectman Keith McBrayer.

Hearing no further discussion, Mayor Ross called for a vote and the results were as follows.

Selectman Homer Cannon voted: “Aye”

Selectman Keith McBrayer voted: “Aye”

Selectman Jasper Pittman voted: “Aye”

Motion carried.

Add Local Governmental Resolution

Item 6, Personnel issues, this agenda item was not discussed.

Selectman Jasper Pittman made the motion to adjourn.

The motion received a second from Selectman Keith McBrayer.

Hearing no further discussion, Mayor Ross called for a vote and the results were as follows.

Selectman Homer Cannon voted: “Aye”

Selectman Keith McBrayer voted: “Aye”

Selectman Jasper Pittman voted: “Aye”

Motion carried.

H. Scott Ross, Mayor

(SEAL)

Lela Q. Jack, City Clerk