The Board met AUGUST 26, 2013, pursuant to recess taken AUGUST 19, 2013, in the meeting room of the Board of Supervisors in the First Judicial District Courthouse in Gulfport, Harrison County, Mississippi. All supervisors were present with the exception of W. S. Swetman III who was absent and excused at the beginning of the meeting; but was present and in attendance from and after agenda item 20.

WHEREUPON, after proclamation of the Sheriff, the following proceedings were had and done, viz:

ROLL CALL

Present  4 - Kim Savant; Marlin Ladner; William Martin and Connie Rockco
Absent & Exc  1 - W.S. Swetman III

1  13-1263  ORDER denying appeal filed by R. Hayes Johnson, Jr. for 2013 assessment of properties listed:
            0907F-01-001.002 - DD Del Thorton Hill, L.P.
            0907F-01-001.119 - GG Crown Hill I, L.P.
            0907E-01-041.075 - GG Crown Hill II, L.P.

Attachments:  Crown Hill properties tax protest
              Crown Hill hearing letter

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

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

Absent & Exc:  1 - Supervisor Swetman III

2  13-1264  ORDER denying the appeal filed by Phelps Dunbar, LLP on 2013 assessment of properties listed:
            0808C-01-004.000 - Franklin Point L.P.

Attachments:  Franklin Point appeal
              Phelps Dunbar hearing letter

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

Aye:  4 - Supervisor Savant; Supervisor Ladner; Supervisor Martin and Supervisor Rockco
Absent & Exc: 1 - Supervisor Swetman III

3  13-1381

ORDER denying the appeal filed by Phelps Dunbar, LLP on 2013 assessment of properties listed:

0710N-01-031.000 - Gulfport Partners V, L.P.
0710N-01-034-001 - Gulfport Partners VI, L.P.
  thru .051 "
0710N-01-038.002 "
0710N-01-035.002 "
0711F-02-008.000 - Gulfport Partners VII, L.P.
0710N-01-032.000 - Gulfport Partners VIII, L.P.
0908L-01-079.002 - Gulfport Partners IX, L.P.

Parcels as per Exhibit A-1 - Woolmarket Partners, L.P. (Timer Creek Estates I)
Parcels as per Exhibit A-2 - Woolmarket Partners II, L.P. (Timber Creek Estates II)

Attachments:  Gulfport partners - Woolmarket partners appeals
  Phelps Dunbar hearing letter

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

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

Absent & Exc: 1 - Supervisor Swetman III

4  13-1382

ORDER denying the appeal filed by Phelps Dunbar, LLP on 2013 assessment of properties listed:

1309D-01-001.001 - Bellemont Gardens, L.P
1208D-01-001.000 - Biloxi Gates, LP.

Attachments:  Bellmont Gardens - Biloxi gates appeals
  Phelps Dunbar hearing letter

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

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

Absent & Exc: 1 - Supervisor Swetman III

5  13-1225

ORDER taking under advisement the appeal filed by Savage & Browning, LLC for 2013 assessment of properties listed:

0809N-02-005.002

Attachments:  Savage & Browning protest
  Savage & Browning hearing letter
  2013 assessment roll

A motion was made by Supervisor Rockco seconded by Supervisor Savant, that this Order be APPROVED by the following vote:
ORDER denying the appeal filed by Property Tax Associates, Inc. for 2013 assessment of properties listed:

0809P-01-011.001 - Gulfport Partners III, LP
0809P-01-011.000 - Gulfport Partners LP
0809P-01-015.000
0711L-04-022.000 - William Bell Apartments
0809B-03-013.000 - Angela Apartments
0907M-02-18.000 - Three River Landing Apartments.

Attachments:  Property Tax Associates protest
Property Tax Ass. hearing letter
Property Tax Ass. 2013 assessments

ORDER taking under advisement the appeal filed by Jennifer English on 2013 assessment of properties listed:

PPIN12495 - South MS Kidney Center

Attachments:  S. MS Kidney Center appeal
S. MS Kidney Center hearing letter
S. MS Kidney Center 2013 assessment

A motion was made by Supervisor Ladner seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:
ORDER taking under advisement the appeal filed by Easley McCaleb & Associates on 2013 assessment of properties listed:

0809N-02-012.000 - Sun Suites

**Attachments:**
- Easley McCaleb appeal
- Easley McCaleb hearing letter
- Sun Suites 2013 assessment

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

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

Absent & Exc: 1 - Supervisor Swetman III

ORDER denying the appeal filed by Assessment Technologies, Ltd. on 2013 assessment of properties listed:

PPIN 4406 - Winn Dixie Store # 1479, Long Beach
PPIN 16328 - Winn Dixie Store # 1512, Pass Road, Gulfport
PPIN 15652 - Winn Dixie Store # 1357, Pass Road, Biloxi
PPIN 11404 - Winn Dixie Store # 1513, D'Iberville

**Attachments:**
- revised appeal Winn Dixie stores
- Winn Dixie stores appeal
- Assessment Technology hearing letter
- Winn Dixie stores 2013 assessments

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

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

Absent & Exc: 1 - Supervisor Swetman III

ORDER taking under advisement the appeal filed by CBIZ MHM, LLC on 2013 assessment of properties listed:

0809K-01-001.003

**Attachments:**
- Cbiz tax appeal
- CBIZ hearing letter
- CBIZ 2013 assessment

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

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

Absent & Exc: 1 - Supervisor Swetman III

ORDER acknowledging receipt of Order from the Second Circuit Court District, Harrison, Hancock and Stone Counties, reappointing Constance Q. Jordan as AOC
Law Clerk III, effective September 1, 2013, at a salary of $48,250.00 per year.

**Attachments:** Circuit Court Order

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

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

**Absent & Exc:** 1 - Supervisor Swetman III

**13 13-1372**

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

1. $250.00 to the Mississippi Gulf Coast Blues Commission, Inc. for inside cover page ad in the brochure for the 22nd annual Blues and Heritage festival, September 7, 2013 in Pascagoula, Mississippi.

[DETAILED ORDER FOLLOWS AS ATTACHMENT 1.]

**Attachments:** Order MS Blues Comm adv co resources 8-26-13.pdf
backup MGC Blues Commission adv.

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

**Aye:** 3 - Supervisor Savant; Supervisor Martin and Supervisor Rockco

**Nay:** 1 - Supervisor Ladner

**Absent & Exc:** 1 - Supervisor Swetman III

**14 13-1383**

ORDER of the Harrison County Board of Supervisors adjudicating tax sale of August 29, 2011, for 2010 taxes on parcel 0501-27-002.000 was erroneous; therefore said tax sale is determined to be void ab initio and set aside, and authorizing reimbursement to the tax purchaser.

[DETAILED ORDER FOLLOWS AS ATTACHMENT 1.]

**Attachments:** Order 0501-27-002.000 8-26-13.pdf
Backup 0501-27-002.000 8-26-13.pdf

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

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

**Absent & Exc:** 1 - Supervisor Swetman III

**15 13-1384**

ORDER of the Harrison County Board of Supervisors adjudicating tax sale of August 29, 2011, for 2010 taxes on parcel 1410J-07-049.000 was erroneous; therefore said tax sale is determined to be void ab initio and set aside, and authorizing reimbursement to the tax purchaser.

[DETAILED ORDER FOLLOWS AS ATTACHMENT 1.]
A motion was made by Supervisor Savant seconded by Supervisor Rockco, that this Order be APPROVED by the following vote:

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

Absent & Exc: 1 - Supervisor Swetman III

ORDER entering closed session, pursuant to the terms of Miss. Code Ann. 25-41-7, 1972, as amended, to discuss whether or not to enter executive session to discuss:

a) Potential litigation with the city of Biloxi regarding tax assessments
b) Potential litigation regarding Riverboat Corporation of Mississippi.

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

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

Absent & Exc: 1 - Supervisor Swetman III

ORDER entering executive session at 10:28 a.m.

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

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

Absent & Exc: 1 - Supervisor Swetman III

ORDER reconvening from executive session into open session at 11:01 a.m. The Board Attorney reported that the Board received an update on the above listed items. No official action was taken.

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

Aye: 3 - Supervisor Ladner; Supervisor Martin and Supervisor Rockco

Absent & Exc: 1 - Supervisor Swetman III

Out On Vote: 1 - Supervisor Savant

ORDER taking under advisement the appeal filed by Britt Singletary, Esq. for 2013 assessment of properties listed:

1510M-01-013.001 - Riverboat Corporation of MS
1510M-01-013.002
1510M-01-013.004
1510M-01-013.005
1510M-01-013.006
A motion was made by Supervisor Rockco seconded by Supervisor Savant, that this Order be APPROVED by the following vote:

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

**Absent & Exc:** 1 - Supervisor Swetman III

**ROLL CALL**

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

**ORDER** setting public hearings regarding redistricting boundaries for Supervisors, Constable, Justice Court and Election Commissioners in Voting Districts 1 and 5 for Tuesday September 17, 2013 at 4:30 p.m. at the Second Judicial District Courthouse in Biloxi, Mississippi and Thursday, September 19, 2013 at 4:30 at the First Judicial District Courthouse in Gulfport, Mississippi and authorizing the Clerk of the Board to publish the necessary notice therefor.

**Attachments:** Notice of Public Hearing (2013 Map)

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

**The Board reviewed the proposed budget for FY 2013-2014 which will have a 3% overall reduction compared to FY 2012-2013. The following also came on for discussion by the Board:**

a) The County Administrator reported on negotiations and reduction of cost with various service providers.

b) The County Administrator advised the Board that the cost for a new proposed work order system would run about $69,000.00, plus yearly maintenance cost.

c) Supervisor Savant reported that the Fairgrounds project was running about $75,000.00 short of funds to complete the project and requested support.

d) Supervisor Ladner requested a report on income from the various civic centers to ascertain whether fees need to be raised.

**NO BOARD ACTION.**

**ORDER** declaring the following properties owned by Harrison County as surplus and authorizing advertisement for the sale of same:

a) Asset # 13960 being tax parcels 0911C-01-181.000 and 0911C-01-182.000, lots 5 through 10 of Hewes Addition located on Railroad Street in Gulfport, Mississippi

b) Asset # 21067 being tax parcel 0706N-03-003.000, 2.3 acres more or less located in Section 19-6-11 on Highway 53, Harrison County, Mississippi.

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

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

Out On Vote: 1 - Supervisor Martin

ORDER approving a 4% salary increase for Harrison County employees, effective October 1, 2013.

A motion was made by Supervisor Ladner seconded by Supervisor Savant, that this Order be FAILED

Aye: 2 - Supervisor Savant and Supervisor Ladner

Nay: 3 - Supervisor Swetman III; Supervisor Martin and Supervisor Rockco

RECESS in the First Judicial District.

[SIGNATURE PAGE FOLLOWS AS ATTACHMENT 1.]

Attachments: Signature Page 8-26-13.pdf