

**MINUTES OF THE BOARD OF SUPERVISORS  
OF MADISON COUNTY, MISSISSIPPI**

REGULAR MEETING OF APRIL 15, 2013  
Recessed from a regular meeting conducted on April 1, 2013

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on April 15, 2013, in the Board Room on the first floor of the Madison County Office Complex, 125 West North Street, Canton, Mississippi, as follows, to-wit:

The President of the Board, Gerald Steen, presided and called the meeting to order. The following members were present that day:

Present:

Supervisor John Bell Crosby  
Supervisor Ronny Lott  
Supervisor Gerald Steen  
Supervisor Karl M. Banks  
Supervisor Paul Griffin  
Tax Collector Kay Pace  
Chancery Clerk Arthur Johnston  
Sheriff Randy Tucker

Absent:

None

Also in attendance:

County Administrator David Overby  
County Comptroller and Deputy Chancery Clerk Shelton Vance  
Board Secretary and Deputy Chancery Clerk Cynthia Parker  
Board Attorney Mike Espy  
County Purchase Clerk Hardy Crunk  
Assistant County Road Manager Cornelius Bacon  
Zoning Administrator Brad Sellers  
County Engineer Rudy Warnock  
Assistant Comptroller and Deputy Chancery Clerk Myrtis Sims  
MCEDA Executive Director Tim Coursey  
Emergency Management and E911 Director Butch Hammack

The Board President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor John Bell Crosby opened the meeting with a prayer and Mr. Will Sligh led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

***In re: Approval of Increases of Assessment of 2012  
Real Property Pursuant to Miss. Code Ann. § 27-35-147 et seq.***

WHEREAS, on March 18, 2013, the Board determined that April 15, 2013 would be an appropriate date for a public hearing on the matter of increasing certain real property assessments for the 2012 tax year on certain parcels in the county and did set said date for said hearing to begin at the hour of 6:00 pm, and

WHEREAS, the Chancery Clerk did prepare and serve the appropriate notices thereof by regular mail to the affected property owners, and the Board does find that said notices were sufficient, and

President's Initials: \_\_\_\_\_

Date Signed: \_\_\_\_\_

*For Searching Reference Only: Page 1 of 15 (4/15/13)*

WHEREAS, a spreadsheet and the petitions listing the property owners, the parcel numbers, and amount of the proposed assessment increases is attached hereto as Collective Exhibit A, spread hereupon, and incorporated herein by reference, and

WHEREAS, the hour of 6:00 pm did arise and the Board President did declare the public hearing on said proposed increase to be open, and

WHEREAS, no one did appear to contest or protest said assessment increases,

Following discussion, Mr. Ronny Lott did offer and Mr. John Bell Crosby did second a motion to close the public hearing and approve the assessment increases for the individuals and parcel numbers as set forth in the aforesaid spreadsheet and petitions. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the assessment of the parcels reflected thereon were and are hereby approved and adopted.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Petition of Warren Excavation for a Special Exception to the Zoning Ordinance of Madison County to Conduct Surface Mining in an A-1 Agricultural District***

WHEREAS, County Zoning Administrator Brad Sellers appeared before the Board for a public hearing on the petition of Warren Excavation for a Special Exception to conduct a surface mining operation in an A-1 Agricultural District on thirty-six (36) acres in Section 33, T9N-R1E, Madison County, Mississippi, and

WHEREAS, the Board authorized the publication of notice in the *Madison County Herald*, a newspaper of general circulation in Madison County, the same having been accomplished on March 28, 2013, and

WHEREAS, a true and correct copy of said Notice is attached hereto as Exhibit B, spread hereupon, and incorporated herein by reference, and

WHEREAS, the Board President declared said public hearing to be open as noticed, and

WHEREAS, Mr. Sellers did announce that he had received an email dated April 8, 2013 from Mr. Jim Martin, Esq. stating that Paul and Courtney Williams and Nancy McReynolds and Jim Giddy, JNL Land & Pine, LP and Warren Excavation had entered into an agreement resolving the objections of the Williamses and Mrs. McReynolds, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, and therefore withdraw their appeal, and

WHEREAS, a true and correct copy of said Agreement may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, the Board did hear opposition of said Petition from Mr. Alan Palmore and Mr. Charles Craig,

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

***For Searching Reference Only: Page 2 of 15 (4/15/13)***

Following discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to close the public hearing. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the public hearing was and is hereby closed.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

Following additional discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to approve the request and grant the Special Exception unto Warren Excavation. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	No
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (4-1) of the Board and the petition of Warren Excavation was and is hereby granted.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Approval of Consent Agenda Items***

WHEREAS, the Board President announced that he and County Administrator David Overby had conferred in advance of the meeting as to certain matters denominated "Consent Items" which bear Item numbers (3) through (25) on the Agenda and that the same appeared to be routine, non-controversial matters on which all Supervisors were likely to agree, and

WHEREAS, the Board President did explain that any Supervisor could, in advance of the call of the question, request that any item be removed from the Consent Agenda, and

WHEREAS, Chancery Clerk Arthur Johnston requested that Item No. 9, "Approve Petition for Special Exception to Conduct Surface Mining/Warren Excavation," be removed from the Consent Agenda as it has been approved previously during the Public Hearing, and

WHEREAS, the Board President requested that Item No. 19, "Approve Appointment of Tim Coursey/Parkway East PID Board of Directors," be removed from the Consent and addressed at a later date, and

WHEREAS, Chancery Clerk Arthur Johnston requested two additional items be added to the consent agenda, denominated Item (26) Acknowledge Funds Returned to the County/Chancery Clerk, and Item (27) Acknowledge Funds Returned to the County/Circuit Clerk, as set forth below, and

Thereafter, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to take the following actions on the Consent Agenda:

**3. Acknowledge and Approve Personnel Matters - Sheriff's Department, Detention Center, and Adult Drug Court.**

(True and correct copies of those certain Personnel Forms setting forth certain changes

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

***For Searching Reference Only: Page 3 of 15 (4/15/13)***

and/or additions in personnel and pay adjustments are attached hereto as Collective Exhibit C, spread hereupon and incorporated herein by reference.)

**4. Approve Resolution and Authorize Payment of Debt Service Shortfall - Parkway East and Parkway South Public Improvement District's.**

WHEREAS, County Administrator David Overby appeared before the Board and reported that the Parkway South Public Improvement District has advised the county through correspondence from its bond paying agent addressed to the Chancery Clerk and the Board Attorney, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, that the District has failed to collect special assessments sufficient to make its debt service payment due May 1, 2013, and that, consequently, the county has been called upon to make up the shortfall under and pursuant to that certain Contribution Agreement between the PID and the county previously approved by the Madison County Board of Supervisors on January 21, 2005 found at Minute Book 2005, Page 154, as corrected and clarified by said Board on June 18, 2007 at Book 2007 Page 608, and

WHEREAS, Mr. Overby further reported that the Parkway East Public Improvement District has advised the county through correspondence from its bond paying agent addressed to the Chancery Clerk, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, that the District has failed to collect special assessments sufficient to make its debt service payment due May 1, 2013, and that, consequently, the county has been called upon to make up the shortfall under and pursuant to that certain Contribution Agreement between the PID and the county previously approved by the Madison County Board of Supervisors on February 18, 2005 found at Minute Book 2005, Page 278, and

WHEREAS, Mr. Overby further reported that based on the advice of the county's special bond counsel, Butler Snow, O'Mara Stevens and Cannada, PLLC, and the Board Attorney, the Board should consider making the requested shortfall payment of Parkway South PID in the amount of \$328,344.48 and shortfall payment of Parkway East PID in the amount of \$676,514.19,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to:

(1) approve the payment of the sum of \$328,344.48 to the Parkway South Public Improvement District or to the bond trustee, Trustmark National Bank or its designee, under and pursuant to paragraph 3 of that certain Contribution Agreement previously approved by the Madison County Board of Supervisors on January 21, 2005 found at Minute Book 2005, Page 154, as corrected and clarified by said Board on June 18, 2007 at Book 2007 Page 608, and

(2) approve the payment of the sum of up to \$676,514.19 to the Parkway East Public Improvement District or to the bond trustee, Hancock Bank or its designee, under and pursuant to paragraph 3 of that certain Contribution Agreement previously approved by the Madison County Board of Supervisors on February 18, 2005 found at Minute Book 2005, Page 278;

(3) direct that such payments be made from the county general fund by wire transfer if necessary; and

(4) to further find, determine and declare that the payment contemplated and authorized herein is being made pursuant to the aforesaid Contribution Agreement in full reliance on the advice of special counsel, Butler Snow, O'Mara Stevens and Cannada, PLLC, as that advice was submitted via correspondence dated October 14, 2011, addressed to Board Attorney Eric Hamer, and its opinion of July 27, 2005, a true and correct copy of both of which may be found under seal in the Miscellaneous Appendix to the Minutes of this Board from its meeting of October 24, 2011, together with that certain correspondence dated April 21, 2010, a true and correct copy of which may be found under seal in the Miscellaneous Appendix to these Minutes from its meeting of October 24, 2011.

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

***For Searching Reference Only: Page 4 of 15 (4/15/13)***

5. **Approve Use of Historic Courthouse Grounds - Glamdezous Resorts.**  
(A true and correct copy of that certain correspondence dated March 27, 2013 from Ms. Kathy L. Amos, Director/Life Coach of Glam Girl requesting permission to use the Historic Courthouse grounds to host the 1<sup>st</sup> Fashion Show/Glam Girl Boot Camp 2013 on Saturday, July 16, 2013 is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference.)
6. **Approve Letter of Engagement - MS State Auditor's Office.**  
(A true and correct copy of which is attached hereto as Exhibit E, spread hereupon and incorporated herein by reference. The Board President was and is hereby authorized to execute same.)
7. **Approve Use of Historic Courthouse Grounds - Canton Chamber of Commerce.**  
(A true and correct copy of that certain reservation application from Ms. Jordan Hillman of the Canton Chamber of Commerce Main Street Association requesting permission to use the Historic Courthouse grounds for the Arts on the Square on Saturday, April 20, 2013, is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference.)
8. **Approve Use of Historic Courthouse Grounds - Relay for Life.**  
(A true and correct copy of that certain reservation application from Ms. Amanda McNatt requesting permission to use the Historic Courthouse grounds for Relay for Life ,on Friday, April 26, 2013, is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference.)
10. **Acknowledge Financial Statements for Years Ending October 31, 2011 and 2012 - Lake Lorman Utility District.**  
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.)
11. **Approve Notices to Renew Residential Lease Contracts on 16th Section Property.**  
(A true and correct copy of those certain Notices to Renew Residential Lease Contracts to Robert M. Farish and wife, Janice L. Farish on Lot 7, Livingston Subdivision, Part 1; Jeffrey Hardy and wife, Karin Hardy on Lot 22, Livingston Subdivision, Part 1 may be found in the Miscellaneous Appendix to these Minutes.)
12. **Authorize Travel and Related Expenses - Stennis Institute.**  
(A true and correct copy of that certain memorandum dated April 10, 2013 from Chancery Clerk Arthur Johnston requesting the Board authorize and approve the travel and any and/all related expenses for Comptroller Shelton Vance to participate in the State Executive Development Institute of The John C. Stennis Institute of Government at MSU campus in Starkville, MS May 12 - 17, 2013 is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)
13. **Approve Use of Historic Courthouse Grounds - Canton Convention & Visitors Bureau.**  
(A true and correct copy of that certain reservation application from Ms. JoAnn Gordon of the Canton Convention & Business Bureau requesting permission to use the Historic Courthouse grounds for various holiday programs on an annual basis is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference.)
14. **Acknowledge Petitions for Increase of Assessment of Real Property for 2012 Tax Yea Not Accepted by Taxpayers and Set Date for Public Hearing.**  
(A true and correct copy of said Petitions and its spreadsheet attachment is attached hereto as Collective Exhibit J, spread hereupon and incorporated herein by reference, and a public hearing is set for May 20, 2013.)

President's Initials: \_\_\_\_\_

Date Signed: \_\_\_\_\_

*For Searching Reference Only: Page 5 of 15 (4/15/13)*

15. **Acknowledge Petitions for Increase of Assessment of Real Property for Various Tax Years Not Accepted by Taxpayers and Set Date for Public Hearing.**  
(A true and correct copy of said Petitions and its spreadsheet attachment is attached hereto as Collective Exhibit K, spread hereupon and incorporated herein by reference, and a public hearing is set for May 20, 2013.)
16. **Approve Petition for Increases of Assessments of Real Property for the 2012 Tax Year as Accepted by Tax Payer.**  
(A true and correct copy of said Petition along with a true and correct copy of its spreadsheet attachment are attached hereto as Collective Exhibit L, spread hereupon and incorporated herein by reference.)
17. **Approve Petition for Reduction of Assessments of Real Property for the 2012 Tax Year.**  
(A true and correct copy of said Petition and its spreadsheet attachment is attached hereto as Collective Exhibit M, spread hereupon and incorporated herein by reference.)
18. **Approve Amended/Deleted Homestead Applications - 2012 Tax Year.**  
(A true and correct copy of that certain memoranda dated April 9, 2013 from Homestead Director Emily Anderson are attached hereto as Collective Exhibit N, spread hereupon and incorporated herein by reference.)
20. **Approve Transfer of 2009 Chevrolet Trailblazer, Asset #5030 to IT Department.**
21. **Approve Refund of Overpayment of Retirement Contributions.**  
(A true and correct copy of that certain correspondence dated April 3, 2013 from Ms. Cassie Gregory of PERS of Mississippi issuing a refund to Constable Johnny Sims is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference.)
22. **Approve Domain Name Renewal and Authorize Payment - U.S. NetworX.**  
(A true and correct copy of that invoice no. 127482 in the amount of \$678.18 for the domain renewal for Madison County is attached hereto as Exhibit P, spread hereupon and incorporated herein by reference. The Chancery Clerk was hereby directed to issue a pay warrant accordingly.)
23. **Acknowledge Clerk of the Board Report.**  
(A true and correct copy of said Report may be found in the Miscellaneous Appendix to these Minutes.)
24. **Approve Appointment of Jimmie King - Southwest Madison County Fire Protection District.**  
(A true and correct copy of that certain correspondence dated April 12, 2013 from Charles McDonald, President of Southwest Madison County Fire Protection District requesting the Board acknowledge the appointment of Mr. Jimmie King as Ms. Lynn Harmount's replacement to said Board is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference. Mr. King's term will expire December 2017.)
25. **Authorize Board President to Execute Letter of Support - Madison Heights Canton, L.P.**  
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes for the rehabilitation of eighty (80) unit multi family developments in Madison County.)
26. **Acknowledge Funds Returned to County by the Chancery Clerk.**  
(A true and correct copy of that certain memorandum dated April 13, 2013 from Chancery Clerk Arthur Johnston reflecting fees collected in excess of salaries and expenses and funds tendered to the County, is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference.)

President's Initials: \_\_\_\_\_

Date Signed: \_\_\_\_\_

*For Searching Reference Only: Page 6 of 15 (4/15/13)*

**27. Acknowledge Funds Returned to County by the Circuit Clerk.**

(A true and correct copy of that certain memorandum dated April 11, 2013 from Circuit Clerk Lee Westbrook reflecting fees collected in excess of salaries and expenses and funds tendered to the County, is attached hereto as Exhibit S, spread hereupon and incorporated herein by reference.)

The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and each item was and is hereby approved, adopted and/or authorized as described herein above.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Request to Rescind Closure of Deerwood Crossing at Panther Creek***

WHEREAS, Mr. James Nutt appeared before the Board on behalf of residents in the vicinity of Panther Creek and requested the Board's consideration to rescind the action taken on April 1, 2013 for the closure of the gate at the Germantown and Panther Creek Subdivisions, and

WHEREAS, Mr. Nutt respectfully requested the Board rescind the action taken on April 1, 2013 until the proposed connector road was complete, and

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to (1) rescind the action of this Board taken on April 1, 2013 approving the closure of the gate at the Germantown and Panther Creek Subdivisions, (2) postpone the closure of said road from May 1 to September 1, 2013 or as soon as road is complete, and (3) authorize County Administrator David Overby to submit a letter to Superintendent Ronnie McGehee advising him of the Board's decision. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said action was and is hereby rescinded; closure of said road was and is postponed; and Mr. Overby was and is hereby so authorized.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Request to Replace Mobile Home - Terri Street***

WHEREAS, Kristen Poarch appeared before the Board and requested permission to place a mobile home on property she currently rents at 116 Terri Street, Flora, MS and being zoned in an R2 Residential District, and

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to approve Ms. Poarch's request and allow the placement of a mobile home on that certain property

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

***For Searching Reference Only: Page 7 of 15 (4/15/13)***

located at 116 Terri Street, Flora, MS with a three (3) year limitation and acknowledge receipt of correspondence from Ms. Poarch. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Ms. Poarch was and is hereby authorized to place said mobile home with the aforementioned proviso and said correspondence was and is hereby acknowledged.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Request to Replace Mobile Home -  
Kearney Park Road***

WHEREAS, Andrew Williams appeared before the Board and requested permission to place a mobile home on his property located at 540 Kearney Park Road and being zoned in an R2 Residential District,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve Mr. Williams' request and allow the placement of a mobile home on property located on 540 Kearney Park Road with a three and one-half (3 ½) year limitation and acknowledge receipt of correspondence from Mr. Williams. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Williams was and is hereby authorized to place said mobile home on his property with the aforementioned proviso and said correspondence was and is hereby acknowledged.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Authorization to Advertise for Bids for the  
Rice Road Phase 3 Maintenance Overlay Project***

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and requested that the Board authorize the advertisement for bids for the Rice Road Phase 3 Maintenance Overlay Project,

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to authorize and direct the Purchase Clerk and the County Engineer to advertise for bids for the Rice Road Phase 3 Maintenance Overlay Project. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

***For Searching Reference Only: Page 8 of 15 (4/15/13)***



the matter carried unanimously and the Purchase Clerk and the County Engineer were and are hereby so authorized.

SO ORDERED this 15<sup>th</sup> day of April, 2013.

***In re: Approval of Final Plat of Timber Ridge of Wellington, Part Three-A***

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented the final plat of Timber Ridge of Wellington, Part Three-A and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Warnock also presented Letter of Credit No. 13-118-SP representing the final wearing surface and one year warranty on streets within said subdivision,

WHEREAS, Mr. Warnock pointed out that the streets listed on said plat were public and should be accepted as public streets, to wit:

Hidden Hollow  
Buckhead Drive  
Remington Cove

Following discussion of this matter, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to **(1)** approve said final plat, (a) subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to said plats and/or the accompanying covenants until such time as a majority of votes necessary to change the covenants are controlled by residents of the subdivision, (b) subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future, and **(2)** accept the above listed roads as public roads, and **(3)** direct the Clerk to accept and retain the aforesaid Letter of Credit. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the final plat of Timber Ridge of Wellington, Part Three-A was and is hereby approved and said roads were and are accepted as public streets.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Discussion of White Oak Subdivision  
Drainage Easement***

Following discussion and at the request of County Engineer Rudy Warnock, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to authorize Board Attorney Mike Espy to prepare language and develop an appropriate procedure to clarify that the county would not be responsible in the future for maintenance and clean out of the drainage easement between White Oak Subdivision and Whitney Ridge Subdivision as depicted on the preliminary plat of White Oak Subdivision. The vote on the matter being as follows:

President's Initials: \_\_\_\_\_  
Date Signed: \_\_\_\_\_

*For Searching Reference Only: Page 9 of 15 (4/15/13)*

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Espy was and is hereby so authorized.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Approval of Memorandum of Understanding for Financing Aerial Photography Services***

WHEREAS, County Administrator David Overby appeared before the Board and presented that certain Memorandum of Understanding “MOU” concerning financing of aerial photography services between Mississippi Transportation Commission and certain named counties, a true and correct copy of which is attached hereto as Exhibit T, spread hereupon and incorporated herein by reference, and requested the Board’s approval of same, and

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to approve the aforementioned MOU and authorize the Board President to execute same. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said MOU was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Awarding of Bid to Precision Communications, Inc. for the Purchase and Installation of Weather Sirens***

WHEREAS, County Administrator David Overby appeared before the Board and reported that bids had been received and opened for the purchase and installation of three (3) weather sirens, pursuant to the advertisement for same, a true and correct copy of which is attached hereto as Exhibit U, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Overby further presented that certain memorandum dated April 10, 2013 from Purchase Clerk Hardy Crunk stating, in his and Mr. Overby’s estimation, the lowest and best bidder for said purchase was Precision Communications, Inc. who submitted a bid in the total amount of \$61,550.00, and

WHEREAS, Mr. Overby recommended the Board reject the bid of Federal Signal due to failure to meet the warranty specifications, and

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to (1) accept the bid of Precision Communications, Inc. as the lowest and best bid received for the purchase and installation of three (3) weather sirens and (2) reject the bid of Federal Signal. The vote on the matter being as follows:

**President’s Initials:** \_\_\_\_\_  
**Date Signed:** \_\_\_\_\_

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said bid was and is hereby accepted and awarded to Precision Communications, Inc. and the bid of Federal Signal was and is hereby rejected.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Approval of Revised Amount of Payment -  
Lake Harbour Drive Interlocal Agreement***

Following discussion and at the recommendation of County Administrator David Overby, Mr. Gerald Steen did offer and Mr. Paul Griffin did second a motion to approve a revised payment amount of \$904,020.00 to the City of Ridgeland pursuant to that certain Interlocal Agreement between Madison County and the City of Ridgeland regarding the funding of the Lake Harbour Drive Project dated March 1, 2010 and to authorize the Chancery Clerk to issue a pay warrant when terms of the agreement are fulfilled. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said payment was and is here revised and the Chancery Clerk was and is hereby directed to issue a pay warrant accordingly.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Approval of Budget Amendments***

WHEREAS, County Comptroller and Deputy Chancery Clerk Shelton Vance appeared before the Board and requested the Board's consideration of certain amendments to the current year budget of the county as set forth in that certain document entitled "Madison County Budget Amendments and Interfund Transfers April 15, 2013," a true and correct copy of which is attached hereto as Exhibit V, spread hereupon and incorporated herein by reference, and

Following discussion, Mr. Ronny Lott did offer and Mr. Gerald Steen did second a motion to approve said budget amendments. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said budget amendments were and are hereby approved.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

**President's Initials:** \_\_\_\_\_  
**Date Signed:** \_\_\_\_\_

**In re: Approval of Claims Dockets for April 15, 10 and 11, 2013**

WHEREAS, the Board reviewed the following claims dockets for April 15, 10 and 11, 2013:

- (1) General Claims Docket, dated April 15, 2013
- (2) Payroll Claims Docket No. 1, dated April 10, 2013
- (3) Payroll Claims Docket No. 2, dated April 11, 2013

WHEREAS, County Comptroller and Deputy Chancery Clerk Shelton Vance did assure the Board of Supervisors that all claims had been properly documented and where necessary, purchase orders were obtained in advance as required by law; and

WHEREAS, the following is a summary of all claims and funds from which said claims are to be paid relative to the General Claims Docket dated April 15, 2013:

Fund	Claim Nos.	No. of Claims	Amount
001	2020 to 2145	126	342,844.39
012	128 to 131	4	1,574.26
015	50 to 52	1	205,483.55
095	14 to 14	1	305.01
097	99 to 102	4	4,515.01
105	205 to 221	17	23,902.23
113	9 to 9	1	662.50
115	71 to 73	3	177.11
137	2 to 2	1	128,952.25
150	486 to 531	46	54,713.41
160	72 to 75	4	3,298.89
190	53 to 53	1	41.00
191	56 to 57	2	361.59
192	6 to 6	1	66.96
306	15 to 16	2	43,392.00
309	9 to 9	1	1,150.50
401	24 to 25	2	6,927.74
402	8 to 8	1	4,870.00
655	7 to 7	1	102,915.34
672	7 to 7	1	1,345.25
675	7 to 7	1	6,541.00
690	14 to 14	1	285.06
691	14 to 14	1	285.06
TOTAL ALL FUNDS		223	934,610.11

Thereafter and following discussion, Mr. Paul Griffin did offer and Mr. Gerald d Steen did second a motion to approve each respective claims docket as presented and as listed herein above. Said motion directed that invoice numbers should be attached to each claim on the claims dockets and further directed the Chancery Clerk to publish the Summary of Claims as required by law and to authorize the Board President to sign and approve the same, copies of which may be found in the Miscellaneous Appendix to these Minutes together with a separate Resolution approving payment of said claims, which Resolution is attached hereto as Exhibit W, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

**For Searching Reference Only: Page 12 of 15 (4/15/13)**

the matter carried unanimously and said General Claims Docket, Payroll Claims Docket No.1, and Payroll Claims Docket No. 2 were and are hereby approved and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Approval of Claims of Fleetcor Technologies***

Thereafter, Mr. Vance presented a supplemental claims docket also dated April 15, 2013 containing the claims of Fleetcor Technologies and requested the Board's review and approval thereof.

Mr. Ronny Lott did offer and Mr. Paul Griffin did second a motion to approve that certain supplementary claims docket containing the claims of Fleetcor Technologies. Said motion directed that invoice numbers should be attached to each claim listed on the supplemental docket and further directed the Chancery Clerk to include said claims in the Summary of Claims to be published as required by law and to authorize the Board President to sign and approve the same, a copy of which may be found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Not Present and Not Voting <sup>1</sup>
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of the present and said Held Claims were and are hereby approved, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Homestead Exemption Tax Loss Disallowances (Code 39)***

WHEREAS, Chancery Clerk Arthur Johnston appeared before the Board and presented that certain spreadsheet listing property owners, parcel numbers, a true and correct copy of such spreadsheet is attached hereto as Exhibit X, spread hereupon and incorporated herein by reference and

WHEREAS, Mr. Johnston reported that each disallowance set forth in said spreadsheet was the result of errors by the Department of Revenue or key-punch errors elsewhere, and consequently, Mr. Johnston requested the Board, pursuant to direction from the Mississippi Department of Revenue, object to the homestead exemption tax loss disallowances being referred to as a "code 39,"

Following discussion, Mr. Gerald Steen did offer and Mr. Paul Griffin did second a motion to (1) interpose an objection with the Department of Revenue as to each homestead disallowance listed on said Exhibit X, (2) direct the Chancery Clerk to forward said disallowances to Mississippi Department of Revenue with the objections as noted on said spreadsheet, and (3) direct the Clerk to request of the Department of Revenue that each such Disallowance to which an objection was lodged not be effectuated. The vote on the matter being as follows:

---

<sup>1</sup>Prior to consideration of this item of business, Mr. Steen excused himself from the meeting, departed the meeting room and did not participate in discussion of deliberation of this matter whatsoever. Following the vote on the next item, Mr. Steen returned to the meeting.

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

***For Searching Reference Only: Page 13 of 15 (4/15/13)***

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said Disallowances were and are hereby objected and the Chancery Clerk were and are hereby directed accordingly.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Approval of Letter of Support - Health Care Zone Master Plan***

Following discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to approve and authorize the Board President to execute a letter of support for a health care zone master plan to meet the housing needs of the citizens in a file mile radius of the Madison County Medical Center, a true and correct copy of which letter may be found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Board President was and is hereby so authorized.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

***In re: Approval of Appraisal - South Madison County Annex***

Following discussion, Mr. John Bell Crosby did offer and Mr. Karl M. Banks did second a motion to (1) engage the services of Casey W. Wingfield to perform an appraisal on the South Madison County Annex building on the terms that were previously presented to the Board, and (2) authorize the Board President to execute the letter of engagement previously presented to the Board. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	No
Supervisor Gerald Steen	No
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (3-2) of the Board and Mr. Wingfield was and is hereby so engaged and the Board President was and is hereby so authorized.

SO ORDERED this the 15<sup>th</sup> day of April, 2013.

**President's Initials:** \_\_\_\_\_  
**Date Signed:** \_\_\_\_\_

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Gerald Steen and seconded by Supervisor Paul Griffin and approved by the unanimous vote of those present, the April, 2013 term of the Madison County Board of Supervisors was adjourned.

\_\_\_\_\_  
Gerald Steen, President  
Madison County Board of Supervisors

Date signed: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Arthur Johnston, Chancery Clerk

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

*For Searching Reference Only: Page 15 of 15 (04/15/13)*