

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

REGULAR MEETING OF JULY 1, 2013
Being the first day of the July Term of the Board of Supervisors

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on July 1, 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
Chancery Clerk Arthur Johnston
Sheriff Randy Tucker

Absent:

Also in attendance:

Interim County Administrator, Comptroller and Deputy Chancery Clerk Shelton Vance
Board Secretary and Deputy Chancery Clerk Cynthia Parker
Board Attorney Mike Espy, Esq.
County & State Aid/LSBP Engineer Rudy Warnock
County Purchase Clerk Hardy Crunk
Assistant Comptroller and Deputy Chancery Clerk Myrtis Sims
Zoning Administrator Brad Sellers
Assistant Road Manager Cornelieus Bacon
Tax Assessor Gerald Barber
Chief Deputy Tax Assessor Kent Hawkins
Building and Grounds Director Barry Parker
Emergency Management and E911 Director Butch Hammack

The President of the Board, Gerald Steen, announced that the members of the Board present constituted a quorum and declared the meeting duly convened. The Chancery Clerk 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 Minutes From June 2013 Term

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the June 2013 term, said meetings having been conducted on June 3, 17 and 28, 2013,

Following discussion, Mr. Ronny Lott did offer and Mr. Karl M. Banks did second a motion to approve the Minutes as presented with certain amendments which were read in open session and to authorize the President to sign said Minutes after said corrections have been made. The vote on the matter being as follows:

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 1 of 19 (7/1/13)

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 by the unanimous vote of those present and the Minutes for the June 2013 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 1st day of July, 2013.

In re: Approval of Consent Agenda Items

WHEREAS, Board President Gerald Steen announced that he and Interim County Administrator Shelton Vance had conferred in advance of the meeting as to certain matters denominated "Consent Items" which bear Item numbers (4) through (19) 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

Therefore, Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to take the following actions on the Consent Agenda:

4. **Acknowledge and Approve Personnel Matters - Juvenile Drug Court, Road Department and Solid Waste Department.**
(True and correct copies of those certain memoranda from the Juvenile Drug Court, Road Department and Solid Waste Department setting forth certain changes and/or additions in personnel are attached hereto as Collective Exhibit A, spread hereupon and incorporated herein by reference.)
5. **Acknowledge Clerk of the Board Report.**
(A true and correct copy of said Report may be found in the Miscellaneous Appendix to these Minutes.)
6. **Approve Monthly Credit Card Report - General County.**
(A true and correct copy of that certain memorandum dated June 17, 2013 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit B, spread hereupon and incorporated herein by reference.)
7. **Acknowledge Redemption of Land Sold for Taxes Report - June, 2013.**
(A true and correct copy of that certain report from Chancery Clerk Arthur Johnston is attached hereto as Exhibit C, spread hereupon, and incorporated herein by reference.)
8. **Approve Road Claim / Shoney Anderson - Harris / \$700.00.**
(A true and correct copy of that certain explanatory memorandum dated June 25, 2013 from Emergency Management Director Butch Hammack setting forth the nature of the claims and the basis therefor as well as the amounts thereof is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference.)
9. **Approve Petition to Rezone R1 to C2 / Storage Depot / Gluckstadt Rd.**
(A true and correct copy of the petition of Storage Depot, LLC seeking to rezone approximately 2.95 acres of property currently zoned R1 Residential District to C2 Commercial District located in Section 20, T8N, R2E on Gluckstadt Road, Madison County, Mississippi, may be found in the Miscellaneous Appendix to these Minutes.)

President's Initials: _____

Date Signed: _____

- 10. Approve Petition for Variance for an Accessory Structure in R2 District / Ridgefield Sub / Jacqueline Young.**
(A true and correct copy of the petition of Michael D. and Jane C. Jones seeking variance to a 25 foot rear setback of Lot 18, Links III of Lake Caroline may be found in the Miscellaneous Appendix to these Minutes.)
- 11. Approve Site Plan for Storage Facility / Lake Caroline / Brandon Osborne.**
(A true and correct copy of the site plan for a storage facility at Lake Caroline submitted by Brandon Osborne as presented to the Madison County Planning and Zoning Commission and approved by this Board allowing additions to the existing facility may be found in the Miscellaneous Appendix to these Minutes.)
- 12. Acknowledge June 2013 Monthly Report - Road Department.**
(A true and correct copy of the June 2013 Monthly Road Department Report submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
- 13. Acknowledge June 2013 Closed Call Analysis - Road Department.**
(A true and correct copy of the June 2013 Closed Call Analysis submitted by the County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
- 14. Acknowledge July 2013 Service Call Schedule Report - Road Department.**
(A true and correct copy of the July 2013 Road Department Service Call Schedule submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
- 15. Approve Location and Installation of Culvert Placements.**
(A true and correct copy of a spreadsheet containing dates and locations of the placement of culverts for protection of county right of way is attached hereto as Exhibit E, spread hereupon and incorporated herein by reference.)
- 16. Approve 16th Section Long Term Residential Lease Contract.**
(True and correct copies of those certain Notices to Renew Residential Lease Contract to Tony A. Patterson and wife, Dianna J. Patterson, Lot 120, Sherbourne Subdivision, Part 4 and Thomas E. Birkbeck and wife, Janine c. Birkbeck, Lot 91, Sherbourne Subdivision, Part 3 may be found in the Miscellaneous Appendix to these Minutes.)
- 17. Approve Request for Cash / Sample & Hick, Inc.**
(A true and correct copy of which is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference for the CDBG West Madison Utility District project in the amount of 38,000.00)
- 18. Award Term Bid for Polyurethane Form Applications.**
(A true and correct copy of that explanatory memorandum dated June 26, 2013 from Purchase Clerk Hardy Crunk recommending the Board award the term bid for polyurethane foam application for the period of July 1, 2013 - September 30, 2014 to Bulldog Construction and award the first alternate term bid to Sunbelt Sealing is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference.)
- 19. Approve Maintenance Agreement and Authorize Payment / ID Group - Detention Center.**
(A true and correct copy of which is attached hereto as Exhibit H, spread hereupon and incorporate herein by reference approving and authorizing payment in the amount of \$9,000.00 for video surveillance system at the Madison County Detention Center.)

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 3 of 19 (7/1/13)

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 authorized as described herein above.

SO ORDERED this the 1st day of July, 2013.

In re: Acknowledging Receipt of the 2013 Property Tax Rolls

WHEREAS, Tax Assessor Gerald Barber appeared before the Board of Supervisors and presented the 2013 Real and Personal Property Tax Rolls for Madison County, and

WHEREAS, the Board of Supervisors immediately began to equalize such tax rolls and determined that it would continue said equalization at every subsequent meeting of the Board as recessed from this meeting in the month of July as provided for by law, and

WHEREAS, the Board of Supervisors also desired to authorize the Clerk to forward a copy of the recap sheet and affidavit of the Tax Assessor to the Mississippi Department of Revenue when necessary and required, as well as such other evidence of the Board's receipt of said rolls and this Board's action thereon, and

WHEREAS, the Board does desire to adopt that certain "Order of the Board of Supervisors" of even date herewith pertaining to said Rolls, a true and correct copy of which is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference,

Following additional discussion of this matter, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion **(1)** to acknowledge receipt of the Real and Personal Property Tax Rolls for 2013 for Madison County; **(2)** to adopt and enter the July form Order, a true and correct copy of which is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference; **(3)** to further authorize the equalization process to be conducted at each and every Board meeting in the month of July, 2013 conducted hereafter; **(4)** to establish August 5, 2013 as the date the Board will entertain and consider objections to said Rolls, set said date as the deadline for the filing of written protests with the Clerk, and advertise the same in the *Madison County Herald* for August 5, 2013 and to post notice of said hearing in prominent places throughout the county courthouse, said rolls to be available for public inspection in the Board Room of the new addition to the Chancery and Administrative Building; **(5)** to accept the Assessor's Affidavit of the Personal Roll and the Assessor's Affidavit of the Real Roll, as well as the draft recapitulation sheet, true and correct copies of each of which are attached hereto as Exhibits J, K, and L, respectively, 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 4 of 19 (7/1/13)

the matter carried by the unanimous vote of those present and the receipt of the preliminary Real and Personal Property Tax Rolls for 2013 was and is hereby acknowledged; the July form Order was and is hereby adopted and entered; the equalization process was and now is begun; August 5, 2013 was and is hereby established as the date the Board will take up protests to said Rolls and as the deadline for the filing of written protests; the Affidavits of the Tax Assessor were and are hereby accepted; and the Clerk was and is authorized to advertise the date for public protest.

SO ORDERED this the 1st day of July, 2013.

In re: Setting Date for Hearing on Appeal of Special Exception - Linda Upton

Following discussion, Mr. Ronny Lott did offer and Mr. Karl M. Banks did second a motion to direct and authorize Zoning Administrator Brad Sellers to set a public hearing for Monday, August 5, 2013 at 9:00 a.m. to hear the appeal of the Planning and Zoning Commission's denial of the Petition of Linda Upton to rezone from A-1 Agricultural District to C-2 Highway Commercial District. 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 by the unanimous vote of those present and said public hearing was and is hereby set for August 5, 2013 at 9:00 a.m.

SO ORDERED this the 1st day of July, 2013.

In re: Request for Extension for Mobile Home - Ms. Goldie Purvis

WHEREAS, Zoning Administrator Brad Sellers appeared before the Board and requested the Board grant an extension to Ms. Goldie Purvis to allow her mobile home to remain on her property located on Cox Ferry Road begin in an R-1 Residential District, and

WHEREAS, Mr. Sellers advised the Board they have previously granted her a three (3) year limitation for said mobile home,

Following discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to grant the request, subject to a renewed three (3) year limitation. 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 request was and is hereby approved.

SO ORDERED this the 1st day of July, 2013.

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 5 of 19 (7/1/13)

In re: Request to Supply Fill Material to Sulphur Springs Park

WHEREAS, Zoning Administrator Brad Sellers appeared before the Board and presented a request to the Board from Mr. James Smith, Jr. requesting permission to provide fill material from an existing pit to the Sulphur Springs Park, and

WHEREAS, Mr. Sellers reported that said material pit was located on Lottville Road,

Following discussion, Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to authorize Mr. Smith to provide said fill from the material pit located on Lottville Road to the Sulphur Springs Park. 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. Smith was and is hereby so authorized.

SO ORDERED this the 1st day of July, 2013.

In re: Request to Haul Excess Material to Hatheway Lake Subdivision

WHEREAS, Zoning Administrator Brad Sellers appeared before the Board and presented a request to the Board from Mr. Scott Gideon requesting permission to haul excess material from his property to Hatheway Lake Subdivision, and

WHEREAS, Mr. Sellers reported that Mr. Gideon would like to travel McMillan Road for said project,

Following discussion, Mr. Ronny Lott did offer and Mr. Karl M. Banks did second a motion to authorize Mr. Gideon to haul excess material from his property to Hatheway Lake Subdivision *via* McMillan Road. 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. Smith was and is hereby so authorized.

SO ORDERED this the 1st day of July, 2013.

In re: Consideration of Certain Zoning Violations, the Ordering of the Cleaning of Said Private Property, and the Placement of a Lien Thereon as Allowed by Miss. Code Ann. § 19-5-105 and Proceed with Legal Action

WHEREAS, Zoning Administrator Brad Sellers appeared before the Board and presented certain zoning violations on the cleaning of the private property owned by the following individual:

President's Initials: _____

Date Signed: _____

- (1) Shawn and Karen Harness
Description: 147 Old Orchard Road
Germantown Subdivision

Following discussion, Mr. Gerald Steen did offer and Mr. Ronny Lott did second a motion to **(1)** find, adjudicate and determine that said property was and is in such a state of uncleanness as to be a menace to the public health and safety of the community, **(2)** direct that the County Road Department proceed to have the land cleaned by cutting weeds, filling cisterns, and removing rubbish, dilapidated fences, outside toilets, dilapidated buildings and other debris, and draining cesspools and standing water therefrom, and **(3)** upon completion of such cleaning, assess the actual cost of cleaning the said lot to the owner thereof, such assessment not to exceed \$10,000 this calendar year, the same constituting a lien against said property to be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the county shall, if such sums are not tendered, proceed to sell said land to satisfy said lien as now provided by law for the sale of lands for delinquent taxes, all in accordance with Miss. Code Ann. § 19-5-105. 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 properties were and are hereby adjudicated a menace due to its state of uncleanness, the County Road Department was and is instructed accordingly, and such assessment ordered to be made upon submission of the actual cost of cleaning by the Road Department.

SO ORDERED this the 1st day of July, 2013.

In re: Consideration of Certain Zoning Violations, the Ordering of the Cleaning of Said Private Property, and the Placement of a Lien Thereon as Allowed by Miss. Code Ann. § 19-5-105 and Proceed with Legal Action

WHEREAS, Zoning Administrator Brad Sellers appeared before the Board and presented certain zoning violations on the cleaning of the private property owned by the following individual:

- (1) Matthew and Tammy Logan
Description: 1079 Sulphur Springs Road
Parcel No. 105D-17-018/07.00

- (2) Charles and Ora Leonard
Description: 1075 Sulphur Springs Road
Parcel No. 105D-17-018/06.00

Following discussion, Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to **(1)** find, adjudicate and determine that said property was and is in such a state of uncleanness as to be a menace to the public health and safety of the community, **(2)** direct that the County Road Department proceed to have the land cleaned by cutting weeds, filling cisterns, and removing rubbish, dilapidated fences, outside toilets, dilapidated buildings and other debris, and draining cesspools and standing water therefrom, and **(3)** upon completion of such cleaning, assess the actual cost of cleaning the said lot to the owner thereof, such assessment not to exceed \$10,000 this calendar year, the same constituting a lien against said property to be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the county shall, if such sums are not tendered, proceed to sell said land to satisfy said lien as now provided

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 7 of 19 (7/1/13)

by law for the sale of lands for delinquent taxes, all in accordance with Miss. Code Ann. § 19-5-105. 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 properties were and are hereby adjudicated a menace due to its state of uncleanness, the County Road Department was and is instructed accordingly, and such assessment ordered to be made upon submission of the actual cost of cleaning by the Road Department.

SO ORDERED this the 1st day of July, 2013.

***In re: Approval of Agreement -
Sulphur Springs Park***

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented an agreement between Madison County and Hensley R. Lee Contracting, Inc. and requested the Board approve same, and

WHEREAS, a true and correct copy of which is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Warnock reported that the aforementioned agreement was for the construction of the Sulphur Springs project and the bid was awarded to said firm on June 3, 2013, and

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Bank did second a motion to approve the aforementioned agreement as referenced in Exhibit M, 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 agreement was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 1st day of July, 2013.

***In re: Authorization to Advertise for Bids for the
Panther Creek Connector Road***

At the request of County & State Aid/LSBP Engineer Rudy Warnock, Mr. Ronny Lott did offer and Mr. John Bell Crosby did second a motion to authorize the advertising for bids in conjunction with the Panther Creek Connector Road Project for August 13, 2013. The vote on the matter being as follows:

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 8 of 19 (7/1/13)

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 such advertising was and is hereby authorized and approved.

SO ORDERED this the 1st day of July, 2013.

In re: Approval of Final Plat of Providence, Part Three (A)

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented the final plat of Providence, 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 pointed out that the streets listed on said plat were public and should be accepted as public streets, to wit:

August Bend
Trinity Drive

WHEREAS, Mr. Warnock further presented Letter of Credit No. 13-144-SP in the amount of \$19,369.00 for the final wearing surface and,

Following discussion of this matter, Mr. Ronny Lott did offer and Mr. Karl M. Banks 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 plat 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 Chancery 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 Providence, Part Three (A) was and is hereby approved; said roads were and are accepted as public streets; and the Chancery Clerk was and is hereby authorize.

SO ORDERED this the 1st day of July, 2013.

In re: Approval of Final Plat of Hatheway Lake, Part 3

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented the final plat of Hatheway Lake, Part 3 and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

President's Initials: _____

Date Signed: _____

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

Briscoe Street
Claiborne Street
Murrell Drive
Charlton Drive

WHEREAS, Mr. Warnock further presented Letter of Credit No. 906000814961 in the amount of \$66,120.00 for the final wearing surface and,

Following discussion of this matter, Mr. Ronny Lott did offer and Mr. Karl M. Banks 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 plat 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 Chancery 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 Hatheway Lake, Part 3 was and is hereby approved; said roads were and are accepted as public streets; and the Chancery Clerk was and is hereby authorize.

SO ORDERED this the 1st day of July, 2013.

***In re: Approval of Professional Engineering Services Contract -
Countywide Drainage Improvement Plan***

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented the Professional Engineering Services contract for Countywide Drainage Improvement Plan, a true and correct copy of which is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to approve the aforementioned contract as referenced in Exhibit N 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 contract was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 1st day of July, 2013.

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 10 of 19 (7/1/13)

In re: Approval to Disburse E911 Funds for Fire Paging System

WHEREAS, Emergency Management/E911 Director Butch Hammack appeared before the Board and requested funds from the E911 account in the amount of \$34,649.86 to add an additional channel and transmitter, and

WHEREAS, Mr. Hammack reported that the purpose was to add to the existing system so that the Town of Flora and Kearney Park Fire Departments would be able to hear their pages and general radio coverage, and

WHEREAS, Mr. Hammack recommended the Board accept and approve the lowest quote from Ozborn Communications in the amount of \$34,369.86, to provide such services, a true and correct copy of which is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference,

Following discussion, as sitting as the Board of E911 Commissioners and as the Board of Supervisors, Mr. Gerald Steen did offer and Mr. Karl M. Banks did second a motion to approve said request and authorize Mr. Hammack to use E911 funds to make the purchases and perform the services necessary to complete the upgrade and improvements set forth herein above, and to approve the low quote of Ozborn Communications in the amount of \$34,368.86 for the purpose of adding an additional channel and transmitter. The vote on the manner 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 request was and is hereby approved and Mr. Hammack was and is hereby authorized and the low quote from Ozborn Communications was and is hereby approved.

SO ORDERED this the 1st day of July, 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 July 1, 2013," a true and correct copy of which is attached hereto as Exhibit P, spread hereupon and incorporated herein by reference, and

Following discussion, Mr. Paul Griffin did offer and Mr. Ronny Lott 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 1st day of July, 2013.

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 11 of 19 (7/1/13)

In re: Approval of Claims Docket for July 1 and June 19 and 26, 2013

WHEREAS, the Board reviewed the claims docket for July 1 and June 19 and 26, 2013:

- (1) General Claims Docket, dated July 1, 2013
- (2) Payroll Docket No. 1, dated June 19, 2013
- (3) Payroll Docket No. 2, dated June 26, 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 July 1, 2013:

Fund	Claim Nos.	No. of Claims	Amount
001	2715 to 2847, 2849 to 2850	135	581,185.86
012	182 to 192	11	20,046.99
015	68 to 69	1	71,506.07
095	19 to 19	1	342.79
097	139 to 141	3	18,900.77
105	308 to 321	14	38,983.40
113	12 to 12	1	1,430.00
114	12 to 13	2	1,123.28
115	96 to 100	5	12,444.76
116	45 to 45	1	450,000.00
124	2 to 2	1	9,108.09
137	3 to 3	1	128,952.25
150	712 to 757	46	130,264.66
160	107 to 118	12	51,246.95
190	69 to 70	2	1,527.12
191	80 to 80	1	68.83
192	31 to 33	3	668.63
306	21 to 21	1	3,197.45
308	12 to 12	1	42,568.69
309	15 to 17	3	37,777.49
401	43 to 45	3	12,619.51
690	19 to 19	1	320.37
691	19 to 19	1	320.37
693	1 to 1	1	1,044.00
TOTAL ALL FUNDS		251	1,615,648.33

Thereafter and following discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to approve the claims docket as presented. Said motion directed that invoice numbers should be attached to each claim on the claims docket 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 Claims Docket, a copy 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 Q, 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 19 (7/1/13)

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

SO ORDERED this the 1st day of July, 2013.

Thereafter, Mr. Vance requested the Board approve three additional claims being the following entities share of ad valorem and vehicle taxes collected for June, 2013:

Holmes Community College/Enlargement/Improvement - \$31,546.59

Holmes Community College/Maintenance/Support - \$31,173.33

Madison County Library System - \$29,536.60

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to approve payment of the aforementioned claims and the Chancery Clerk was and is hereby authorized to issue pay warrants accordingly. 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 claims were and are hereby approved and the Chancery Clerk was and is hereby authorized to issue pay warrants accordingly.

SO ORDERED this 1st day of July, 2013.

In re: Approval of Claims of Fleetcor Technologies

WHEREAS, County Comptroller and Deputy Chancery Clerk Shelton Vance presented a supplemental claims docket also dated July 1, 2013 containing the claims of Fleetcor Technologies and requested the Board's consideration thereof,

Mr. Ronny Lott did offer and Mr. John Bell Crosby 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 ¹
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those 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 1st day of July, 2013.

¹Prior 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 this item, Mr. Steen returned to the meeting.

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 13 of 19 (7/1/13)

In re: Rejection of Bid of MedX, LLC and Approval of a Request for Donation of Certain Items by Claiborne County, Mississippi Related to the “Old” Madison County Hospital

WHEREAS, Interim County Administrator/County Comptroller Shelton Vance appeared before the Board and requested the Board reject the bid received from MedX, LLC for the purchase of various equipment in the “old” Madison County Hospital as being *de minimus*, and

WHEREAS, said bid may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to reject the bid of MedX, LLC. 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 bid was and is hereby rejected.

SO ORDERED this 1st day of July, 2013.

WHEREAS, Mr. Vance requested the Board approve the request from Claiborne County Hospital to donate and transfer unto it certain items listed on correspondence dated June 3, 2013 from Ms. Linda Dunigan, a true and correct copy of which is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference, and

WHEREAS, the Board Attorney advised that, under authority of Miss. Code Ann. § 17-25-25(5) and in accordance with Miss. Code Ann. § 31-7-13(m)(vi), after which time Madison County had declared that the above referenced equipment located in the "old" Madison County hospital was deemed "surplus" and no longer of use or useful value to Madison County, the county could dispose of the equipment by approving the transfer of said equipment to another governing authority within the state of Mississippi, *i.e.* Claiborne County, which has indicated by letter its desire to receive said surplus equipment, .

Following such advice and recommendation Mr. Karl M Banks did offer and Mr. Ronny Lott did second a motion to (1) declare said items as referenced in Exhibit R as surplus and of no longer use to Madison County and (2) approve the request of Claiborne County Hospital to donate and transfer unto it the items listed on Exhibit R. 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 items were and are hereby declared surplus and said request of Claiborne County Hospital was and is hereby approved and said property was and is declared surplus and donated/transferred.

SO ORDERED this 1st day of July, 2013.

President’s Initials: _____

Date Signed: _____

For Searching Reference Only: Page 14 of 19 (7/1/13)

In re: Consideration of Finance Option for Purchase of 117 Cobblestone Drive

WHEREAS, Interim County Administrator/County Comptroller Shelton Vance appeared before the Board and presented four options for the Board's consideration for the purchase of the building located at 117 Cobblestone Drive, a true and correct copy of which is attached hereto as Exhibit S, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Vance reported that the amount to be financed would be approximately \$2,426,000.00 which includes moving costs and building setup and configuration,

Following discussion, Mr. John Bell Crosby did offer and Mr. Karl M. Banks did second a motion to adopt and implement Option 3 as set forth on Exhibit S. 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 Option 3 was and is hereby adopted and directed to be implemented.

SO ORDERED this 1st day of July, 2013.

In re: Authorization of Old Town Realty Prepare Appraisal

At the request and recommendation of Interim County Administrator/County Comptroller Shelton Vance, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to authorize Old Town Realty to perform an appraisal of a certain right of way easement in 16th section property for the Panther Creek Connector Road project and approve payment of costs of 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 Old Town Realty was and is hereby authorized and the Chancery Clerk was and is hereby authorized to issue pay warrant accordingly.

SO ORDERED this 1st day of July, 2013.

In re: Authorization of Interim Administrator to Execute Documents

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to authorize Interim County Administrator/County Comptroller Shelton Vance to execute necessary documents with the WIN Job Center replacing former County Administrator David Overby. The vote on the matter being as follows:

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 15 of 19 (7/1/13)

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. Vance was and is hereby authorized.

SO ORDERED this the 1st day of July, 2013.

In re: Acknowledgment of Submission of Invoice to Mississippi Department of Corrections

WHEREAS, Sheriff Randy Tucker appeared before the Board and presented that certain invoice in the amount of \$16,618.36 to the Mississippi Department of Corrections for housing of prisoners and requested the Board authorize the Board President to execute same,

Following discussion, Mr. Ronny Lott did offer and Mr. John Bell Crosby did second a motion to acknowledge the submission of said invoice and authorize the Board President to execute said invoice. 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 invoice was and is hereby acknowledged and the Board President was and is hereby authorized.

SO ORDERED this the 1st day of July, 2013.

In re: Awarding of Bid to Coleman Construction for the Gus Green Road Project/State Aid No. SAP-45(11)

WHEREAS, Mr. Dan Tolar, State Aid District Engineer appeared before the Board and reported that bids had been received and opened for the reconstruction of Gus Green Road Project being State Aid Project No. SAP-45(11), and

WHEREAS, in his estimation, the lowest and best bidder for said project was Coleman Construction Company of Hazlehurst, Mississippi who submitted a bid in the total amount of \$164,743.50, and

WHEREAS, Mr. Tolar recommended the Board award the contract for the construction of said project to Coleman Construction Company in accordance with its bid, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to (1) accept the bid of Coleman Construction Company as the lowest and best bid received for the reconstruction of Gus Green Road Project being State Aid No. SAP-45(11) and (2) award the contract for such work to said firm. 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 the contract was and is hereby awarded.

SO ORDERED this the 1st day of July, 2013.

In re: Discussion of Public Records Request

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to authorize Board Attorney Mike Espy and Chancery Clerk Arthur Johnston to review to county's current Public Records Act policy and present appropriate amendments thereto in accordance with changes to the law concerning the same since its original adoption in 2004. 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. Espy and Mr. Johnston were and are hereby so authorized.

SO ORDERED this the 1st day of July, 2013.

In re: Entering into "Closed Session" to Determine Whether or not the Board Should Declare an Executive Session

WHEREAS, the Board of Supervisors, after beginning the meeting in open session, determined that it was necessary to enter into closed session for a brief discussion to ascertain whether an Executive Session was needed as to discuss potential and pending litigation,

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second and motion to make a closed determination upon the issue of whether or not to declare an Executive Session for the purpose of discussing potential, threatened, and pending litigation, with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Chancery Clerk Arthur Johnston, County Administrator David Overby, County Comptroller Shelton Vance, Board Secretary and Deputy Chancery Clerk Cynthia Parker, Board Attorney Mike Espy, and County & State Aid/LSBP Engineer Rudy Warnock. 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: _____

the matter carried unanimously and the Board took up the matter of entering Executive Session.

SO ORDERED this the 1st day of July, 2013.

In re: Entering into Executive Session

WHEREAS, the Board Attorney advised the Board that discussion of the proposed matters of business was properly the subject of executive session,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to enter into Executive Session to discuss potential, threatened and pending litigation matters. 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 President Steen declared the Board of Supervisors to be in Executive Session for the consideration of such matters and the Chancery Clerk announced to the public the purpose for the Executive Session.

SO ORDERED this the 1st day of July, 2013.

During Executive Session, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to authorize the Board Attorney and other legal counsel to Madison County to make an offer of settlement in a sum certain unto David W. Gilmore as Father and Natural Parent of DGG in connection with a settlement of a certain claim for damages made against the county and the Madison County Sheriff's Department. 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 offer of settlement was and is hereby approved and authorized.

SO ORDERED this the 1st day of July, 2013.

Thereafter, Mr. Gerald Steen did offer a motion to direct the Chancery Clerk to unseal and release to Madison Mayor Mary Hawkins Butler that certain letter of October 14, 2011 from the law firm of Butler Snow O'Mara Stevens & Cannada, PLLC acting at the time as Special Counsel to Madison County as referenced in minutes of October 24, 2011 based on a statement from Board Attorney Mike Espy that the Board was free to waive the attorney-client privilege. The motion failed for lack of second.

SO ORDERED this the 1st day of July, 2013.

Thereafter, Mr. Ronny Lott did offer and Mr. John Bell Crosby did second a motion to adjourn the Executive Session and direct the Chancery Clerk to announce to the public the action taken therein. The vote on the matter being as follows:

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 18 of 19 (7/1/13)

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 the President declared Executive Session adjourned and the Chancery Clerk did announce to the public the action taken therein.

SO ORDERED this the 20th day of May, 2013.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Ronny Lott and seconded by Supervisor John Bell Crosby and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Monday, July 15, 2012 at 9:00 a. m. for the purpose of consideration of a Claims Docket and any other business which may properly come before the Board.

Gerald Steen, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____