MINUTES OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI

REGULAR MEETING OF NOVEMBER 17, 2014 Recessed from a regular meeting conducted November 3, 2014

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on November 17, 2014, 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, Karl Banks, presided and called the meeting to order. The following members were present that day:

Present: Absent:

Supervisor John Bell Crosby Supervisor John Howland Supervisor Gerald Steen Supervisor Karl M. Banks Supervisor Paul Griffin Chancery Clerk Ronny Lott Sheriff Randy Tucker

Also in attendance:

County Administrator Mark Houston
County Comptroller Shelton Vance
Board Attorney Mike Espy
Board Secretary/Chief Deputy Clerk Cynthia Parker
County & State Aid/LSBP Engineer Rudy Warnock
County Purchase Clerk Hardy Crunk
Zoning Administrator Scott Weeks
Emergency Management Director Butch Hammack
Road Manager Lawrence Morris
Human Resource Director Loretta Phillips

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor John Howland 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 2013
Real and Personal Property Pursuant to Miss. Code Ann. § 27-35-147 et seq.

WHEREAS, the Board determined that November 17, 2014 would be an appropriate date for a public hearing on the matter of increasing certain real and personal property assessments for the various tax years on certain parcels in the county and did set said date for said hearing to begin at the hour of 4:30 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

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

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WHEREAS, the hour of 4:30 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,

Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to close the public hearing and approve the assessment increase 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 John Howland	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 17th day of November, 2014.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President announced those certain matters denominated "Consent Items" which bear Item numbers (2) through (31) 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. John Bell Crosby did offer and Mr. John Howland did second a motion to take the following actions on the Consent Agenda:

2. Acknowledge and Approve Personnel Matters - Sheriff's Department, Detention Center, Board of Supervisors, Administration and Solid Waste.

(True and correct copies of those certain Personnel Forms setting forth certain changes and/or additions in personnel is attached hereto as Collective Exhibit B, spread hereupon and incorporated herein by reference.)

3. Approve Maintenance Quote - Metrix Solutions.

(A true and correct copy of which is attached hereto as Exhibit C, spread hereupon and incorporated herein by reference for renewal of support for backup software.)

4. Approve Uniform Reimbursement - M/Sgt. Russell Kirby.

(A true and correct copy of that explanatory memorandum from Chief Jeremy Williams is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference.)

- 5. Authorize Purchase of Six (6) Trucks on State Contract Road Department.

 (A true and correct copy of that certain explanatory memorandum from Purchase Clerk Hardy Crunk is attached hereto as Exhibit E, spread hereupon and incorporated herein by reference.)
- 6. Approve MDA Grant Authorizing the County Enter Into a Grant Agreement not to exceed \$200,000.00 for the Purpose of Completing Infrastructure Related to Enhancing Economic Development and Authorize the Board President to Execute Same.

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The Board of Supervisors (the "Board") acting for and on behalf of Madison County, Mississippi, (the "County") took up for consideration the matter of authorizing and approving a grant on behalf of the County from the Mississippi Development Authority (the "MDA") Development Infrastructure Program for the purpose of completing infrastructure related to road improvements and thus enhancing economic development through the creation of jobs.

Thereupon Supervisor	offered and moved the adoption of the
following resolution:	

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, TO AUTHORIZE AND APPROVE THE PRESIDENT OF THE BOARD, ON BEHALF OF THE COUNTY ENTERING INTO A GRANT AGREEMENT WITH THE MISSISSIPPI DEVELOPMENT AUTHORITY IN ORDER TO RECEIVE A GRANT ON BEHALF OF THE COUNTY FROM THE MISSISSIPPI DEVELOPMENT AUTHORITY IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000) FOR THE PURPOSE OF COMPLETING INFRASTRUCTURE RELATED TO AND THUS ENHANCING ECONOMIC DEVELOPMENT THROUGH THE CREATION OF JOBS.

WHEREAS, the County ensures that all program guidelines and commitments are being followed and will be met.

WHEREAS, the Mississippi Business Investment Act, Sections 57-61-1 et. seq., of the Mississippi Code of 1972, as amended, (the "Act") was enacted for the purpose of promoting business and economic development in the state of Mississippi (the "State") through job producing programs and by providing loans and grants to counties to assist in securing investment by private companies locating in the State; and

WHEREAS, pursuant to Section 57-61-36 of the Act, MDA is authorized to make a grant to the County for the purpose of completing infrastructure related to and thus enchanting economic development through the creation of jobs; and

WHEREAS, pursuant to the Act and the guidelines adopted by MDA, the County has filed an application with MDA for a grant to complete infrastructure related to road improvements; and

WHEREAS, based on the application, the Act and the guidelines, MDA has agreed to provide a grant to the County for the purposes set forth; and

WHEREAS, before the grant can be processed, a Grant Agreement must be entered into by the County and MDA, setting out the terms and conditions of the grant/loan.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY, AS FOLLOWS:

Section 1. That all of the findings of fact made and set forth in the preamble to this resolution shall be and the same are hereby found, declared, and adjudicated to be true and correct.

Section 2. That the Board of Supervisors of Madison County, Mississippi, is now fully authorized and empowered under the provisions of Sections 57-61-1 et. seq., of the Mississippi Code of 1972, as amended, to proceed with the execution of the Grant/Loan Agreement with MDA.

Section 3. That the President and Clerk of the Board are hereby authorized and directed to execute any and all documents and certificates as may be necessary in order to consummate the transaction contemplated by the resolution and upon execution, each of the documents

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and certificates shall be legal, valid, and binding obligations of the County enforceable in accordance to the terms of each.

7. Acknowledge Correspondence from the City of Madison notifying the City does not need to utilize the County's Electronic Voting System for Special Municipal Election.

(A true and correct copy of which is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference.)

8. Approve Agreement for Service - Earthlink Business.

(A true and correct copy of which is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference for equipment maintenance and internet service for a period of three years.)

9. Approve Judicial Pay Raises - County Court Judges.

(A true and correct copy of that explanatory memorandum from Comptroller Shelton Vance is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)

10. Authorize Purchase of Ten (10) Tractors and Two (2) Boom Mowers on State Contract - Road Department.

(A true and correct copy of that certain explanatory memorandum from Purchase Clerk Hardy Crunk is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference.)

11. Approve *En Masse* Petition for Reduction of Assessments of Real Property for the 2014 Tax Year.

(A true and correct copy of which is attached hereto as Collective Exhibit J, spread hereupon and incorporated herein by reference.)

- 12. Acknowledge Petition for Increase of Assessment of Real Property for 2013 Tax Year Not Accepted by Taxpayer and Set Date for Public Hearing for Monday, December 15, 2014.
- 13. Approve Petition for Increase of Assessment of Real Property for 2014 Tax Year Accepted by Taxpayer.

(A true and correct copy of which is attached hereto as Collective Exhibit K, spread hereupon and incorporated herein by reference.)

14. Approve Petition for Increase of Assessment of Personal Property for 2014 Tax Year Accepted by Taxpayer.

(A true and correct copy of which is attached hereto as Collective Exhibit L, spread hereupon and incorporated herein by reference.)

15. Approve Deleted Homestead Applications - 2014 Tax Year.

(A true and correct copy of which is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference.)

16. Approve Amended Homestead Applications - 2014 Tax Year.

(A true and correct copy of which is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference.)

17. Authorize Attendance, Payment of Registration Fees, and Approve Travel and Related Expenses for Members of the Board, the Board Attorney, the Chancery Clerk, the County Administrator, the Comptroller, and the County Engineer to Attend the 2015 Mid Winter Conference January 12-14, 2015, Jackson, MS for the Benefit of the County.

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18. Approve Support Services Agreement - Terry Trane Service Agency.

(A true and correct copy of which is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference for service and inspection of county owned buildings for a period of five years.)

19. Approve Utility Permits.

(The utility permits submitted by Telepak Networks, C-Spire and Centerpoint Energy allowing use and occupancy for the construction or adjustment of a utility within certain roads or highway rights of way were and are hereby approved, and the application for the same is attached hereto as Collective Exhibit P, spread hereupon, and incorporated herein by reference.)

20. Acknowledge Clerk of the Board Report.

(A true and correct copy of said Report may be found in the Miscellaneous Appendix to these Minutes.)

21. Acknowledge Tax Sale Redemption Settlement Report - October 2014.

(A true and correct copy of which is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference from Chancery Clerk Ronny Lott.)

22. Authorize Advertising for Electronic Poll Books.

(A true and correct copy of that explanatory memorandum from Purchase Clerk Hardy Crunk is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference.)

23. Approve Road Claim Due to Vehicle Damage - Alonzo McGruder.

(A true and correct copy of that certain explanatory memorandum dated November 12, 2014 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 S, spread hereupon and incorporated herein by reference.)

24. Approve Road Claim Due to Vehicle Damage - Kim Layton.

((A true and correct copy of that certain explanatory memorandum dated November 12, 2014 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 T, spread hereupon and incorporated herein by reference.)

25. Declare Certain Inventory Items as Surplus and Delete from Inventory.

(A true and correct copy of that certain memorandum dated November 12, 2014 from Inventory Control Clerk Rhine Chesteen, CPA listing the items to be deleted is attached hereto as Exhibit U, spread hereupon and incorporated herein by reference.)

26. Approve Contract - ADT Security Services.

(A true and correct copy of which is attached hereto as Exhibit V, spread hereupon and incorporated herein by reference for security installation and monitoring at Department of Human Services building.)

27. Approve Use of Election Equipment - City of Canton.

(A true and correct copy of that certain correspondence from the City of Canton requesting use of the county's election equipment is attached hereto as Exhibit W, spread hereupon and incorporated herein by reference.)

28. Authorize the Board President to Execute Management Representation Letter-Office of State Auditor.

(A true and correct copy of which is attached hereto as Exhibit X, spread hereupon and incorporated herein by reference.)

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29. Approve Order on Nissan In Lieu Pilot Payment.

ORDER PROVIDING FOR THE PAYMENT AND DISTRIBUTION OF PAYMENT IN LIEU OF TAXES TO BE RECEIVED FROM NISSAN NORTH AMERICA, INC. AND FOR RELATED PURPOSES

WHEREAS, on November 8, 2000 Madison County, together with the State of Mississippi, the City of Canton, Mississippi, and numerous other governmental bodies entered into a certain Memorandum of Understanding ("MOU") with Nissan North America, Inc., commonly known as the "Delta I" MOU, a true and correct copy of which may be found in the Miscellaneous Appendix to the Minutes of this Board of January 31, 2005, and

WHEREAS, heretofore Madison County entered into an "Agreement to Make Payments in Lieu of Ad Valorem Taxes" (hereinafter, "PILOT Agreement") dated April 23, 2003, said PILOT Agreement having been approved by the Madison County Board of Supervisors on March 21, 2003, a true and correct copy of which may be found in the Miscellaneous Appendix to the Minutes of this Board of January 31, 2005, and

WHEREAS, the Board finds it necessary, pursuant to Miss. Code Ann. § 27-31-104, to (1) establish the amount due from Nissan North America, Inc. in satisfaction of its PILOT obligation for 2014, and (2) provide for the payment, distribution, and apportionment of such sums as shall be remitted from Nissan North America, Inc. and related entities in satisfaction thereof.

WHEREFORE, PREMISES CONSIDERED, and pursuant to the provisions of Miss. Code Ann. § 27-31-104, and upon the advice of counsel, the Board of Supervisors of Madison County, Mississippi does find and order as follows:

- 1. That, based on statutory authority set forth in Miss. Code Ann. § 27-31-104, Nissan North America, Inc. has been granted a ten-year exemption from ad valorem taxation pursuant to Section 1.3(d)(I) of the "Delta I" MOU.
- 2. That, in exchange for said exemption, Nissan North America, Inc. is obligated to make annual payments in lieu of taxes to Madison County, and that such payments in lieu of taxes are fee payments, not ad valorem taxes or taxes of any other nature.
- 3. That the Madison County Board of Supervisors has the authority, pursuant to Miss. Code Ann. § 27-31-104, to determine the amount of the payment in lieu of taxes owed by Nissan North America, Inc. and to apportion said amount between Madison County and the Canton Public School District as directed in said code section and pursuant to the "Delta I" MOU and the PILOT Agreement.
- 4. That the Tax Assessor of Madison County has prepared and submitted to the Madison County Board of Supervisors a calculation of the amount owed by Nissan North America, Inc. as its payment in lieu of taxes for 2014, which calculation is attached hereto as Collective Exhibit A to this Order (Exhibit Y to these Minutes), spread hereupon and incorporated herein by reference and which is summarized as follows, to-wit:

Payment due based upon Nissan North America, Inc.'s personal property values \$1,462,903.00

5. That the Board hereby adopts said calculation and, in accordance therewith, the amount to be paid by Nissan North America, Inc. pursuant to said code section and Section 3, paragraphs (a) and (b) of the PILOT Agreement is \$1,462,903.00 and shall be made payable to "Madison County, Mississippi."

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- 6. That the Chancery Clerk shall prepare invoices reflecting the above amounts and submit the same unto Nissan North America, Inc. who shall promptly deliver the aforesaid sum to the Madison County Board of Supervisors, 146 West Center Street, P.O. Box 608, Canton, Mississippi 39046, Attention Mr. Ronald W. Lott, Chancery Clerk and County Treasurer.
- 7. That upon receipt of the balance due from Nissan, of the total PILOT payment of \$1,462,903.00, \$832,684,39 is to be apportioned unto the Canton Public School District and \$630,218.61 is to be apportioned unto the General Fund of Madison County to be applied to the appropriate bond fund, all applicable tax levies other than School District levies notwithstanding.
- 8. That the apportionment set forth in paragraph 7 is computed as follows:

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Canton Public School mills = 50.39 (50.39 \div 88.52 = 56.92)
General County mills = 38.13 (38.13 \div 88.52 = 43.08)
Total Tax Levy for Project = 88.52
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Total due Canton Public= $1,462,903x.5692 = $832,684.39
Total due General County= $1,462,903x.4308 = $630,218.61
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Total due from Nissan = \$1,462,903.00

- 9. That, therefore, upon receipt of the entirety of said funds from Nissan North America, Inc. for 2012, the County Treasurer shall pay unto the Canton Public School District the sum of \$832,684.39 and shall pay unto the General Fund of Madison County, to be directed to the appropriate bond fund, the sum of \$630,218.61.
- 30. Approve Monthly Credit Card Report General County.

 (A true and correct copy of that certain memorandum from Purchase Clerk Hardy Crunk is attached hereto as Exhibit Z, spread hereupon and incorporated herein by reference.)
- 31. Approve *Correction, Nunc Pro Tunc*, of the Minutes of September 30, 2014. (A true and correct copy of that explanatory memorandum dated November 17, 2014 from Chancery Clerk Ronny Lott requesting permission to correct the matter of "Authorize Payment to Mr. Robert Trigg," in the amount of \$74.90 for replacement of mailbox destroyed by Solid Waste Department is attached hereto as Exhibit AA, spread hereupon and incorporated herein by reference.)

The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor John Howland	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 each item was and is hereby approved, adopted and authorized as described herein above.

SO ORDERED this the 17th day of November, 2014.

In re: Authorization of Jim Turner to Perform Appraisal

WHEREAS, Fire Coordinator Mack Pigg appeared before the Board and requested the Board authorize Mr. Jim Turner to perform an appraisal on approximately 3.4 acres located on Coker Road, and

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WHEREAS, Mr. Pigg further requested that the Board authorize County Engineer Rudy Warnock to perform a survey on said property to cut out two acres for the purpose of a proposed fire station,

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to authorize Mr. Turner to perform an appraisal on said property and authorize Mr. Warnock to perform survey on said property. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Turner and Mr. Warnock were and are hereby authorized.

SO ORDERED this the 17th day of November, 2014.

In re: Consideration of Proposed Zoning Violation

During the period of concerned citizens, Mr. Sam Slough appeared before the Board and requested the Board's consideration to address a potential zoning violation of Mr. Hadi Hajiazimi on certain property bearing parcel no. 081D-18-002/02.15, and

WHEREAS, Mr. Slough reported that Mr. Hajiazimi was in violation of a court Order being *Civil Action No. 2012-1240B*, and

WHEREAS, Mr. Slough stated that Mr. Hajiazimi was using his residential home as a used car lot, salvage yard and presented documents and pictures supporting same, true and correct copies of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. John Bell Crosby did offer and Mr. Gerald Steen did second a motion to acknowledge those documents and pictures presented by Mr. Slough of said property. The vote on the matter being as follows:

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

the matter carried unanimously and said documents and pictures were and are hereby acknowledged.

SO ORDERED this the 17th day of November, 2014.

Thereafter, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to authorize Board Attorney Mike Espy to notify Mr. Hajiazimi of the continued zoning violation and to notify Chancery Court Judge Cynthia Brewer of the violation of the court order to remove said vehicles. The vote on the matter being as follows:

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Supervisor John Bell Crosby	Aye
Supervisor John Howland	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 authorized.

SO ORDERED this the 17th day of November, 2014.

In re: Authorization of Board President to Execute Certificate of Appropriateness

At the request of Zoning Director Scott Weeks, Mr. John Howland did offer and Mr. Gerald Steen did second a motion to authorize the Board President to execute the application for Certificate of Appropriateness for Mannsdale Livingston Heritage Preservation District for the benefit of Mannsdale Upper Elementary School, a true and correct copy of which is attached hereto as Exhibit BB, spread hereupon and incorporated herein by reference. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor John Howland	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 authorized.

SO ORDERED this the 17th day of November, 2014.

In re: Request to Replace Mobile Home - 121 Charles Road

WHEREAS, Zoning Administrator Scott Weeks appeared before the Board and presented a request from Mr. Wallace Ross requesting permission to place a second mobile home on property owned by him at 121 Charles Road, Flora, MS and being zoned in an A-1 Agricultural District, and

WHEREAS, Mr. Weeks reported that said lot was one acre and the zoning ordinance requires two acres, and

WHEREAS, Mr. Ross appeared before the Board and reported that the Town of Flora does provide sewer service and had provided a letter of support,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to approve Mr. Ross' request and allow the placement of a second mobile home on that certain property located at 121 Charles Road, Flora, MS with a three (3) year limitation and authorize Mr. Weeks to issue a permit accordingly. The vote on the matter being as follows:

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

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the matter carried unanimously and Mr. Ross was and is hereby authorized to place said mobile home with the aforementioned proviso and Mr. Weeks was and is hereby authorized.

SO ORDERED this the 17th day of November, 2014.

In re: Discussion of Resolution to Opt Out of Code Requirements

WHEREAS, Zoning Administrator Scott Weeks appeared before the Board and requested the Board's consideration of the following Resolution to opt out of code requirements for minimum standard of construction:

RESOLUTION OF MADISON COUNTY BOARD OF SUPERVISORS REGARDING THE OPTING OUT OF CODE REQUIREMENTS PURSUANT TO SECTION 17-2-7 AND 17-2-9, MISSISSIPPI CODE OF 1972 AS AMENDED (SENATE BILL 2378)

WHEREAS the Mississippi Legislature amended sections 17-2-7 and 17-2-9 Mississippi Code of 1972 (Annotated) adopting certain nationally recognized construction codes and standards, intending same codes and standards to serve and to be considered as minimum standards for the State Uniform Construction Code, and

WHEREAS, the codes and standards as outlined in said amended bill (International Building Code, International Residential Code) represent standards for the construction of buildings and safety standards for the protection of and servicing of the buildings, and

WHEREAS, it appearing to Madison County Board of Supervisors that said minimum standards are already contained within the building codes previously adopted and currently in use by the county, being the 2006 International Residential and Building Code, in particular, and

WHEREAS, Senate Bill 2378 at section 1(3) authorizes counties and municipalities to choose not to be the subject to the code requirements being imposed by the amended state law, upon Resolution duly adopted and entered upon its Minutes, and

WHEREAS, it appearing to Madison County Board of Supervisors that the current construction standards do serve to supercede and overcome those minimum standards as envisioned under the amended law such that the opting out of the application of the standards under Senate Bill 2378 would benefit Madison County.

THEREFORE, pursuant to Senate Bill 2378 at Section 1(3) upon Resolution duly adopted and spread upon its Minutes, the Madison County Board of Supervisors does hereby opt out of the application of any and all of the minimum standards as cited within the amended statute which are intended to be imposed upon counties and municipalities regarding the creation of certain minimum standards known to be known as the State Uniform Construction Code.

FOLLOWING the reading of the foregoing Resolution, Supervisor Gerald Steen made the Motion to adopt the Resolution with Supervisor John Bell Crosby seconding the Motion to adopt the foregoing Resolution, and the question being put to a roll call vote, the result was as follows:

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

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The Motion having received the affirmative vote of a majority of the members present, the President declared the motion carried and this Resolution adopted this 17th day of November, 2014.

SO ORDERED this the 17th day of November, 2014.

In re: Appointment to the Madison County Wastewater Authority Board

Following discussion, and at the recommendation of County Administrator Mark Houston, Mr. Gerald Steen did offer and Mr. John Howland did second a motion to appoint Mr. Scott Weeks to the Madison County Wastewater Authority Board replacing Mr. Brad Sellers. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Weeks was and is hereby appointed.

SO ORDERED this the 17th day of November, 2014.

In re: Discussion of Distribution Drive Cul-de-sac

Following discussion, and at the recommendation of County & State Aid/LSBP Engineer Rudy Warnock, Mr. John Bell Crosby did offer and Mr. John Howland did second a motion to add the construction of a cul-de-sac at Distribution Drive to the FY 2015 County Road Plan at a cost of \$58,770.00. The vote on the matter being as follows:

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

the matter carried unanimously and said cul-de-sac was and is added to the FY 2015 County Road Plan.

SO ORDERED this the 17th day of November, 2014.

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 FY 2015 Capital Outlay Improvements - Yandell Road Reconstruction, a true and correct copy of which is attached hereto as Exhibit CC, spread hereupon and incorporated herein by reference, and requested the Board's consideration of same, and

WHEREAS, Mr. Warnock also presented the Professional Engineering Services contract for FY 2015 Capital Outlay Improvements - North Highland Colony Parkway Reconstruction, a true and correct copy of which is attached hereto as Exhibit DD, spread hereupon and incorporated herein by reference, and requested the Board's consideration of same,

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Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to approve the aforementioned contracts as referenced in Exhibits CC and DD and authorize the Board President to execute same. The vote on the matter being as follows:

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

the matter carried unanimously and said contracts were and are hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 17th day of November, 2014.

In re: Discussion of Tithelo Road Bridge

WHEREAS, County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and requested the Board's consideration to declare an emergency closing of Tithelo Road bridge until repair or replacement measures are implemented, and

WHEREAS, Mr. Warnock presented that certain spreadsheet detailing the cost associated with said bridge, a true and correct copy of which is attached hereto as Exhibit EE, spread hereupon and incorporated herein by reference, at a cost of \$77,027.60, and

WHEREAS, Mr. Warnock further requested the Board to authorize Key Constructors to perform the necessary repairs to Tithelo Road Bridge in an effort to re-open said bridge,

WHEREAS, Mr. Warnock requested the Board's consideration to add the Tithelo Road Bridge Project to the FY 2015 County Road Plan, and

Following discussion, Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to (1) declare an emergency closing of Tithelo Road bridge, (2) add the Tithelo Road Bridge Project to the FY 2015 County Road Plan and (3) authorize Key Constructors to perform said work. The vote on the matter being as follows:

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

the matter carried unanimously and Tithelo Road bridge was and is hereby declared as an emergency and closed; the Tithelo Road Bridge Project was and is hereby added to the FY 2015 County Road Plan; and Key Constructors was and is hereby authorized.

SO ORDERED this the 17th day of November, 2014.

In re: Discussion of FY 2015 County Road Plan

WHEREAS, County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented the FY 2015 County Road Plan for the Board's consideration, a true and correct copy of which is attached hereto as Exhibit FF, spread hereupon and incorporated herein by reference, and

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WHEREAS, Mr. Warnock requested the Board authorize Board Attorney Mike Espy to work with the cities on their respective Memoranda of Understanding with regard to streets in their city,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to (1) approve the FY 2015 County Road Plan contingent on the (a) correction of the item listed in the road name column "intersection of" to reflect Wheatley Street (b) add Distribution Drive cul-de-sac and Tithelo Road Bridge to the road plan and (2) authorize Mr. Espy to work with the cities on Memorandum of Understanding. The vote on the matter being as follows:

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

the matter carried unanimously and the FY 2015 County Road Plan was and is hereby approved with the aforementioned proviso and Mr. Espy was and is hereby authorized.

SO ORDERED this the 17th day of November, 2014.

In re: Approval of Utility Permit - Johnson Lane

WHEREAS, County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented an additional Utility Permit from Sweetbriar Development, LLC allowing use and occupancy for the construction or adjustment of a utility within certain roads or highway rights of way, and

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

Following discussion, Mr. Paul Griffin did offer and Mr. John Howland did second a motion to approve said utility permit and authorize the Board President to execute same. The vote on the matter being as follows:

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

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

SO ORDERED this the 17th day of November, 2014.

In re: Approval to Release Letters of Credit

WHEREAS, County Engineer and State Aid/ LSBP Engineer Rudy Warnock appeared before the Board and requested the Board authorize Chancery Clerk Ronny Lott to release and non-renew the following letters of credit:

- 1) no. 14-009-SP on Camden Crossing of Caroline I to Trustmark National Bank,
- 2) no. 14-008-SP on Sundown at Caroline to Trustmark National Bank,

Presider	nt's Initials:
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- 3) no. 13-006-SP on Hampton Ridge of Caroline III to Trustmark National Bank,
- 4) no. 13-005-SP on Hampton Ridge of Caroline II to Trustmark National Bank,
- 5) no. 13-004-SP on Harvey Crossing IV-B to Trustmark National Bank

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to authorize Chancery Clerk Ronny Lott to release and non-renew letters of credit no. 14-009-SP on Camden Crossing of Caroline I, no. 14-008-SP on Sundown at Caroline, no. 13-006-SP on Hampton Ridge of Caroline III, no. 13-005-SP on Hampton Ridge of Caroline III, no. 13-004-SP on Harvey Crossing IV-B to Trustmark National Bank. The vote on the matter being as follows:

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

the matter carried unanimously and the Chancery Clerk was and is hereby authorized.

SO ORDERED this the 17th day of November, 2014.

In re: Approval to Release Letters of Credit - Stillhouse Creek

WHEREAS, County Engineer and State Aid/ LSBP Engineer Rudy Warnock appeared before the Board and requested the Board authorize Chancery Clerk Ronny Lott to release and non-renew the following letters of credit:

- 1) no. 150012231700 to BankPlus,
- 2) no. 150010112800 to BankPlus,
- 3) no. 150010978500 to BankPlus,
- 4) no. 150010090300 to BankPlus,
- 5) no. 150008848300 to BankPlus
- 6) no. 150008740800 to BankPlus
- 7) no. 150007808200 to BankPlus
- 8) no. 150007170000 to BankPlus
- 9) no. 150004943500 to BankPlus

WHEREAS, Mr. Warnock further requested the Board acknowledge the statement of warranty bond from Adcamp, Inc replacing the aforementioned letters of credit for Stillhouse Creek Subdivision, Phases 5-10, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. John Bell Crosby did offer and Mr. John Howland did second a motion to authorize the Chancery Clerk to release and non-renew letters of credit no. 150012231700, no. 150010112800, no. 150010978500, no. 150010090300, no. 150008848300, no. 150008740800, no. 150007808200, no. 150007170000 and no. 150004943500 to BankPlus and to acknowledge the statement of warranty bond from Adcamp, Inc. for Stillhouse Creek Subdivision, Phases 5-10. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor John Howland	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Ave

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the matter carried unanimously and the Chancery Clerk was and is hereby authorized and said warranty bond was and is hereby acknowledged.

SO ORDERED this the 17th day of November, 2014.

In re: Consideration of Design Exception - Grayhawk Subdivision, Part 5

WHEREAS, County and State Aid/ LSBP Engineer Rudy Warnock appeared before the Board and presented a request from Mr. Ron McMaster requesting a design exception for the street grades for Nestling Cove in Grayhawk Subdivision, Part 5, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, Mr. Warnock did recommend approval of said design exception to increase the street gradient from 5.5% to 6.9%,

Following discussion, Mr. John Howland did offer and Mr. John Bell Crosby did second a motion to approve the design exception for the street grades for Nestling Cove in Grayhawk Subdivision, Part 5 from 5.5% to 6.9%. The vote on the matter being as follows:

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

the matter carried unanimously and said design exception was and is hereby approved.

SO ORDERED this the 17th day of November, 2014.

In re: Discussion of Salary Increase

WHEREAS, County Mark Houston appeared before the Board and presented a spreadsheet containing an estimate of salary increase for employees with twelve months service, a true and correct copy of which is attached hereto as Exhibit HH, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to approve a pay increase of three percent (3%) for employees \$40,000 or less; approve two percent (2%) for employees earning above \$40,000 - \$60,000; and approve one percent (1%) for employees earning above \$60,000 effective January 1, 2015. The vote on the matter being as follows:

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

the matter carried unanimously and said pay increases were and are hereby approved accordingly.

SO ORDERED this the 17th day of November, 2014.

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In re: Approval of Budget Amendments and Interfund Cash Transfers

WHEREAS, Comptroller 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 Cash Transfers November 17, 2014," a true and correct copy of which is attached hereto as Exhibit II, spread hereupon and incorporated herein by reference, and

Following discussion, Mr. Gerald Steen did offer and Mr. John Howland did second a motion to approve said budget amendments and interfund cash transfers. The vote on the matter being as follows:

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

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

SO ORDERED this the 17th day of November, 2014.

In re: Approval of Claims Docket for November 17, 3, 5, 7 ans 12, 2014

WHEREAS, the Board reviewed the claims dockets for November 17, 3, 5, 7 and 12, 2014; and

- (1) General Claims Docket, dated November 17, 2014
- (2) Payroll Claims Docket No. 1, dated November 3, 2014
- (3) Payroll Claims Docket No. 2, dated November 5, 2014
- (4) Payroll Claims Docket No. 2, dated November 7, 2014
- (5) Payroll Claims Docket No. 2, dated November 12, 2014

WHEREAS, Mr. 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 primary claims docket dated November 17, 2014:

Fund	Claim Nos.	No. of Claims	Amount
001	867 to 1095	229	351,554.96
002	1 to 1	1	312.41
012	22 to 27	6	3,903.34
015	6 to 10	1	235,405.94
095	5 to 5	1	334.28
096	1 to 1	1	18.74
097	17 to 17	1	1,219.64
105	49 to 66	18	20,731.59
115	24 to 24	1	925.96
120	9 to 9	1	51.31
121	5 to 5	1	19.77
137	2 to 2	1	140.58
150	103 to 160, 1096	59	236,090.02
160	8 to 11	4	11,777.17
190	8 to 8	1	299.60

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Date Signed:

192	8 to 9	2	437.02
226	8 to 8	1	2,046.28
309	7 to 8	2	14,141.10
312	2 to 2	1	19,200.00
314	2 to 2	1	8,000.00
401	5 to 5	1	10,902.36
672	2 to 2	1	19,609.64
693	1 to 1	1	100.00
	TOTAL ALL FUNDS	336	937.221.71

Thereafter and following discussion, Mr. Paul Griffin did offer and Mr. John Howland 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 JJ, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

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

the matter carried unanimously and said General Claims Docket and Payroll Docket No. 1, 2, 3, 4 and 5 were and are hereby approved, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 17th day of November, 2014.

In re: Approval to Pay Polling Precincts

Thereafter, Comptroller Shelton Vance presented that certain spreadsheet containing a list of polling precincts utilized for the General Election on November 4, 2014 and requested the Board's consideration to make lease payments, a true and correct copy of which is attached hereto as Exhibit KK, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to authorize the Chancery Clerk to issue pay warrants accordingly for the lease payments of those precincts listed. The vote on the matter being as follows:

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

the matter carried unanimously and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 17th day of November, 2014.

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In re: Approval of Claims of Fleetcor Technologies

Thereafter, Mr. Vance presented a supplemental claims docket also dated November 17, 2014 containing the claims of Fleetcor Technologies and requested the Board's consideration thereof,

Mr. Paul Griffin did offer and Mr. John Howland 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 John Howland Aye

Supervisor Gerald Steen Not Present and Not Voting¹

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 17th day of November, 2014.

In re: Approval to Reject Unpaid Invoices - A&B Equipment

Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to reject those certain unpaid invoices submitted by A&B Equipment where a purchase order was not issued and direct the Board Attorney to file a declaratory complaint in the Circuit Court of Madison County. The vote on the matter being as follows:

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

the matter carried unanimously and said invoices were and are hereby rejected and the Board Attorney was and is directed.

SO ORDERED this the 17th day of November, 2014.

¹ 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.

President's	Initials:
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	Karl M. Banks, President Madison County Board of Supervisor
	Date signed:
ATTEST:	
Ronny Lott, Chancery Clerk	