

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

REGULAR MEETING OF DECEMBER 20, 2002
Recessed from regular meeting conducted on December 13, 2002

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on the 20th day of December, 2002, at the Madison County Chancery/Administrative Building in Canton, Mississippi, as follows, to-wit:

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

Present:

Absent:

Supervisor Karl M. Banks
Supervisor Marc Sharpe
Supervisor W. T. "Bill" Banks
Supervisor David H. Richardson
Supervisor Paul Griffin
Sheriff Toby Trowbridge
Sarah Sasnett, Deputy Chancery Clerk

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. W.T. "Bill" Banks opened the meeting with a prayer and Supervisor Paul Griffin led the Pledge of Allegiance to the Flag of the United States of America.

In the Matter of Declaring Surplus Property and Authorize Purchase of Shelving

WHEREAS, Mr. Bill Hannah with the Department of Archives & History appeared before the Board of Supervisors and reviewed the records storage situation of county records in the basement of the Chancery/Administrative building; and

WHEREAS, Mr. Hannah recommended that the Board of Supervisors declare existing roller shelving in said basement as being surplus property due to said roller shelving being currently inadequate for the county's needs and authorize the sale of said shelving to other counties and to further purchase adequate shelving for the county's needs in the basement of the Chancery/Administrative building and to further name Barry Parker as the manager of the Records Department for Madison County.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to declare the existing roller shelving located in the basement of the Madison County Chancery/Administrative building as being surplus property and to authorize the sale of said roller shelving to other counties as allowed by law and to further authorize the purchase of adequate shelving for the county's needs in the basement of the Chancery/Administrative building. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

In the Matter of Establishing Just Compensation and Making Offers on Right-of-Way for North Livingston Road Based on Appraisal

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented a memorandum regarding the purchase of right-of-way based on an appraisal and review appraisal on the North Livingston Road state aid project and recommended the Board of Supervisors establish just compensation for the following landowners at the following prices:

<u>Property Owner</u>	<u>Amount</u>
Marion T. Gray, Jr. and Theodore Gray	\$7,392.00

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to establish just compensation for the individuals as set forth above per the recommendation of Mr. Woody Sample and that a copy of said recommendation is found in the miscellaneous file to these minutes and to further authorize Mr. Sample to make an offer to purchase the right-of-way from the above named individuals at said amounts with an appraisal having been performed. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

In the Matter of Establishing Just Compensation and Making Offers on Right-of-Way for North Livingston Road

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented a memorandum regarding the purchase of right-of-way on the North Livingston Road state aid project and recommended the Board of Supervisors establish just compensation for the following landowners at the following prices:

<u>Property Owner</u>	<u>Amount</u>
Percy McDonald	\$5,000.00 plus construction of a fence (valued at \$2,750.04)

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to establish just compensation for the individual as set forth above per the recommendation of Mr. Woody Sample and that a copy of said recommendation is found in the miscellaneous file to these minutes and to further authorize Mr. Sample to make an offer to purchase the right-of-way from the above named individual at said amounts. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

**In the Matter of Accepting ROW and Authorizing the
Payment of Compensation for ROW on the North Livingston Road Project**

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented a memorandum requesting approval of a warranty deed for right-of-way on the North Livingston Road project from Angela and Annie Bell Bullie, and that a copy of said deed is found in the miscellaneous file to these minutes; and

WHEREAS, Mr. Sample did further recommend that the Board of Supervisors authorize the payment to said individual for said right-of-way and expenses associated therewith in the amounts as follows:

<u>Property Owner</u>	<u>Amount</u>
Angela and Annie Bell Bullie	\$2,034.10
Robert Crook (appraiser)	\$800.00

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to accept the right-of-way from Angela and Annie Bell Bullie as set forth above and to authorize payment of the funds for said right-of-way and expenses associated therewith as follows:

<u>Property Owner</u>	<u>Amount</u>
Angela and Annie Bell Bullie	\$2,034.10
Robert Crook (appraiser)	\$800.00

The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

**In the Matter of the Establishment of Just Compensation
and Authorizing Payment for Right-of-Way**

RESOLUTION

WHEREAS, Mr. Woody Sample, with Sample & Associates appeared before Board of Supervisors and requested the Board to establish just compensation for right-of-way easement to obtained from William Mansell in conjunction with the Community Development Block Grant sewer project for the Nissan suppliers in the amount of \$23,415.00; and

WHEREAS, the Board of Supervisors reviewed Mr. Sample's recommendation and determined that it would be in the best interest of Madison County to establish just compensation for this parcel and to further authorize payment to Mr. William Mansell in the amount of \$23,415.00.

NOW THEREFORE BE IT RESOLVED BY THE SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that the Board of Supervisors does hereby establish just compensation for that parcel of right-of-way owned by William Mansell for the above referenced project in the amount of \$23,415.00 and that the Chancery Clerk is hereby authorized to pay the sum of \$23,415.00 to Mr. Mansell as set forth above.

After discussion on the matter, Supervisor W.T. "Bill" Banks offered and moved for the adoption of the above and foregoing Resolution, which was seconded by Supervisor Paul Griffin. The vote on said matter was as follows, to-wit:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

In the Matter of Approval of a Petition for Reduction of Assessment by the Madison County Tax Assessor

WHEREAS, Mr. Gerald Barber, Tax Assessor for Madison County, appeared before the Board of Supervisors and presented a Petition for Reduction of Assessment for various parcels in Madison County, Mississippi, and that a copy of said Petition is found in the miscellaneous file to these minutes; and

WHEREAS, the Board of Supervisors reviewed the request for reduction of assessment of the various parcels of real property located in Madison County, Mississippi and determined that it was in the best interest of the citizens of Madison County that said petition be granted and that said assessed valuations be reduced per the request of Mr. Barber.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to grant the request of Mr. Barber and reduce the assessment for the parcels of land described in the petition of Mr. Barber and that a copy of said petitions is found in the miscellaneous file to these minutes and that the total reduction as requested by Mr. Barber is \$572,119.00 in assessed valuation. The vote on said matter being as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

In the Matter of the Approval of the Increase in Assessment of Certain Real Property for the 2002 Land Roll

WHEREAS, Mr. Gerald Barber, Tax Assessor, appeared before the Board of Supervisors and presented a request to increase the assessment for certain parcels for the new land roll for Madison County, Mississippi due to posting errors occurring through the reappraisal process and discovered in the examination of said land roll by the Mississippi State Tax Commission.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to approve the increase in assessments for those parcels recommended by Mr. Barber for the 2002 land roll and that a copy of said list of parcels and increases is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002.

**In the Matter of Granting a Request for Reduction
In Assessment for Parcels in Connection with the
New 2002 Land Roll**

WHEREAS, Mr. Gerald Barber, Tax Assessor, appeared before the Board of Supervisors and presented a list of parcels for the 2002 land owner requiring a reduction in assessment due to said parcels being classified as Class II property in the reappraisal process when in fact said parcel should be classified as Class I properties and that a copy of the petition and list of the parcels affected is found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to grant the request of the Tax Assessor and to reduce the assessment of the parcels as shown on the petition of the Tax Assessor which is found in the miscellaneous file to these minutes due to the fact that said parcels were coded previously as Class II property when said parcels were in fact Class I properties. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002.

**In the Matter of Changing an Exemption Code for
Church and Cemetery**

WHEREAS, Mr. Gerald Barber, Tax Assessor, appeared before the Board of Supervisors and presented a request to remove an exemption code from Parcel No. 081E-22-004/01 for a church and cemetery when in fact no church or cemetery exist on said property.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to remove the exemption code for church and cemetery for Parcel No. 081E-22-004/01 as per the recommendation of Mr. Barber. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002.

**In the Matter of Conducting a Public Hearing on the
Final Order from the State Tax Commission**

WHEREAS, the Board of Supervisors did receive a final Order from the Mississippi State Tax Commission approving the real and personal property rolls for Madison County, Mississippi; and

WHEREAS, the Board of Supervisors did previously publish a notice of its intent to review said final order on the 20th day of December, 2002 at 9:30 a.m. and said date and time did arrive and the Board of Supervisor took up said matter for consideration; and

WHEREAS, Mr. Gerald Barber, Tax Assessor, reviewed said matters with the Board of Supervisors and recommended the Board implement certain changes as recommended by the Mississippi State Tax Commission and that a copy of said additional changes are found in the miscellaneous file to these minutes; and

WHEREAS, no one appeared to offer any input or protest in regard to the order from the Mississippi State Tax Commission.

Following additional discussion, Supervisor W.T. "Bill" moved, and Supervisor Paul Griffin seconded a motion to close the public hearing on the final tax rolls and to make the changes as recommended by Mr. Barber and that a copy of said proposed changes are found in the miscellaneous file to these minutes and to further adjudicate that there were no protest to the Board action in this matter. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002.

In the Matter of a Resolution Regarding a Petition on the Public Improvement District

The President of the Board of Supervisors of Madison County, Mississippi reported that pursuant to a resolution of the Board of Supervisors of Madison County, Mississippi acknowledging receipt of a petition to establish Reunion Public Improvement District (the "Petition") and calling for a public hearing to be held at 10:00 o'clock a.m. on December 20, 2002, with respect to the Petition, he did cause a notice of the public hearing to be published in the *Madison County Herald*, a newspaper published in the County and having a general circulation in the County on November 28, December 5, 12 and 19, 2002, as evidenced by proof of publication on file in the office of the Chancery Clerk. The President then called the meeting to order and the public hearing was duly convened. At that time, all present were given an opportunity to present oral and written comments on the Petition. Said matter now having come before the Governing Body for consideration, Supervisor Marc Sharpe offered and moved the adoption of the following:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI ACKNOWLEDGING THAT A PUBLIC HEARING REGARDING THE PETITION TO ESTABLISH PUBLIC IMPROVEMENT DISTRICT WAS HELD AND FURTHER ACTION BY THE BOARD OF SUPERVISORS WAS TAKEN UNDER ADVISEMENT.

WHEREAS, under the power and authority granted by the laws of the State of Mississippi, and particularly under House Bill 1558 of the 2002 Regular Session of the Legislature (the "Act"), the Board of Supervisors (the "Governing Body") of Madison County, Mississippi (the "County") on November 15, 2002, did adopt a certain resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI ACKNOWLEDGING RECEIPT OF THE PETITION TO ESTABLISH PUBLIC IMPROVEMENT DISTRICT (THE "PETITION"), AUTHORIZING A PUBLIC HEARING REGARDING THE PETITION BE HELD PURSUANT TO HOUSE BILL 1558; AND FOR RELATED PURPOSES.

WHEREAS, as directed by the aforesaid resolution and as required by the Act, a notice of public hearing was published in a newspaper having general circulation in the County at least once a week for four successive weeks immediately prior to the date set for the hearing, as evidenced by the Publisher's Proof of Publication attached hereto as EXHIBIT A, the same having heretofore been presented to the Governing Body and filed with the Chancery Clerk;

WHEREAS, said notice of public hearing described the time and place for the hearing, and gave a description of the area to be included in the proposed public improvement district;

WHEREAS, at 10:00 a.m. on December 20, 2002, the public hearing was held and all in attendance were given the opportunity to state or present their views on the proposed establishment of the Public Improvement District,

WHEREAS, the Governing Body of the County has considered the record of the public hearing and other relevant factors in making its determination to grant or deny the Petition for the establishment of a public improvement district as required by the Act;

WHEREAS, the Petition contains the written consent to the establishment of the District by all landowners in the District;

WHEREAS, the District will constitute a timely, efficient, effective, responsive and economical method of delivering public improvements and facilities in the area comprising the District; and

WHEREAS, the District will help with the County's planning, management and financing needs for the delivery of public improvements and facilities to and within the District without overburdening the County and its taxpayers;

WHEREAS, the Governing Body has decided to take said matter under advisement.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE COUNTY, AS FOLLOWS:

Section 1. The Governing Body did conduct a public hearing pursuant to the notice contained in EXHIBIT A.

Section 2. The Governing Body has decided to take said matter under advisement.

Section 3. This resolution shall become effective immediately and all resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, repealed.

SO RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI ON THIS THE 20TH DAY OF DECEMBER, 2002. Supervisor W.T. "Bill" Banks seconded the motion to adopt said Resolution, and the question being put to a roll call vote, the result was as follows:

Supervisor W.T. "Bill" Banks	voted: Aye
Supervisor Marc Sharpe	voted: Aye
Supervisor David H. Richardson	voted: Aye
Supervisor Karl M. Banks	voted: Absent
Supervisor Paul Griffin	voted: Aye

The motion having received the affirmative vote of a majority of the members present, the President, David H. Richardson, declared the motion carried and this resolution duly adopted, on this the 20th day of December, 2002.

EXHIBIT A

[Insert Publisher's Proof of Publication here] (see miscellaneous file)

EXHIBIT B

A tract of land containing 2116.600 acres situated Sections 22, 23, 26, 27, 34, 35 and 36, T8N-R1E, Madison County, Mississippi and being more particularly described as follows:

Begin at an iron rod marking the Northeast corner of aforesaid Section 35 and run South 00 degrees 02 minutes 00 seconds East along the Eastern boundary of aforesaid Section 35 for a distance of 865.00 feet to the Southwest corner of the Minnie J. Bozeman Family Limited Partnership property; run along the Southern boundary of said Bozeman property the following courses: run thence North 68 degrees 03 minutes 07 seconds East for a distance of 140.00 feet; thence South 44 degrees 51 minutes 18 seconds East for a distance of 1682.85 feet; thence North 89 degrees 53 minutes 44 seconds East for a distance of 1320.00 feet to the half line of aforesaid Section 36; thence South 00 degrees 11 minutes 11 seconds East along said half line for a distance of 1988.28 feet to the Northeast corner of Ingleside Subdivision, as recorded in Plat Cabinet B at Slide 69 in the aforesaid office of the Chancery Clerk; run along the Northern boundary of said subdivision the following courses: South 89 degrees 58 minutes 10 seconds West for a distance of 671.21 feet; thence South 24 degrees 38 minutes 54 seconds East for a distance of 400.00 feet; thence South 89 degrees 58 minutes 10 seconds West for a distance of 66.00 feet; thence North 24 degrees 38 minutes 54 seconds West for a distance of 400.00 feet; thence South 89 degrees 58 minutes 10 seconds West for a distance of 4591.55 feet to the Northeast corner of Ingleside Part III-B, as recorded in Plat Cabinet C at Slide 59 in the aforesaid office of the Chancery Clerk; thence North 89 degrees 58 minutes 23 seconds West for a distance of 2348.72 feet to a point on the China Grove Cemetery property, as recorded in Deed Book 147 Page 167 in the aforesaid office of the Chancery Clerk; run along the Northern boundary of said Cemetery property the following courses: thence North 15 degrees 40 minutes 41 seconds West for a distance of 40.37 feet; thence North 23 degrees 34 minutes 41 seconds West for a distance of 105.43 feet; thence South 65 degrees 37 minutes 19 seconds West for a distance 170.99 feet; thence South 36 degrees 05 minutes 28 seconds West for a distance of 80.19 feet to the Northeast corner of Ingleside Part III-A, as recorded in Plat Cabinet C at Slide 52 in the aforesaid office of the Chancery Clerk; thence North 89 degrees 58 minutes 23 seconds West along

the Northern boundary of said subdivision for a distance of 1787.66 to the Eastern right-of-way line of Mississippi Highway 463 as it is now in use; thence run along said Eastern Right-of-Way the following courses: Northerly, counterclockwise along the arc of a curve for a distance of 507.70 feet to the Point of Tangency, said curve having a central angle of 10 degrees 09 minutes 15 seconds and a chord bearing of North 04 degrees 25 minutes 25 seconds East for a distance of 507.04 feet; thence North 00 degrees 39 minutes 12 seconds West for a distance of 1069.28 feet to the beginning of a curve to the right; thence Northerly, clockwise along the arc of said curve for a distance of 241.11 feet to the Southwest corner of China Grove AME Church property, as recorded in Deed Book 147 page 167 in the aforesaid office of the Chancery Clerk, said curve having a central angle of 13 degrees 50 minutes 25 seconds, a radius of 990.98 feet and a chord bearing of North 06 degrees 19 minutes 00 seconds East for a distance of 240.52 feet; run along said Church property the following courses: South 86 degrees 57 minutes 52 seconds East for a distance of 200.08 feet; thence North 05 degrees 55 minutes 46 seconds East for a distance of 172.42 feet; thence North 67 degrees 53 minutes 15 seconds West for a distance of 149.63 feet to the aforesaid Eastern Right-of-Way Line; thence run along said Eastern Right-of-Way Line the following courses: Northerly, clockwise along the arc of a curve for a distance of 16.99 feet to the Point of Tangency, said curve having a central angle 00 degrees 58 minutes 55 seconds, a radius of 990.98 feet and a chord bearing of North 27 degrees 10 minutes 20 seconds East for a distance of 16.99 feet; thence North 27 degrees 39 minutes 48 seconds East for a distance of 28.79 feet to the beginning of a curve to the left; thence Northerly, counterclockwise along the arc of said curve for a distance of 1062.92 feet to the Point of Tangency, said curve having a central angle of 43 degrees 22 minutes 36 seconds, a radius of 1404.00 feet and a chord bearing of N 05 degrees 51 minutes 50 seconds East for a distance of 1037.72 feet; thence North 15 degrees 49 minutes 28 seconds West for a distance of 914.85 feet; thence North 15 degrees 24 minutes 07 seconds West for a distance of 1086.67 feet to the beginning of a curve to the left; thence Northwesterly, counterclockwise along the arc of said curve for a distance of 657.86 feet to the Point of Tangency, said curve having a central angle of 34 degrees 31 minutes 31 seconds, a radius of 1091.74 feet and a chord bearing of North 32 degrees 28 minutes 06 seconds West for a distance of 647.96 feet; thence North 49 degrees 45 minutes 03 seconds West for a distance of 1266.72 feet to the beginning of a curve to the right; thence Northerly, clockwise along the arc of said curve for a distance of 991.74 feet to the Point of Tangency, said curve having a central angle of 38 degrees 49 minutes 19 seconds, a radius of 991.74 feet and a chord bearing of North 30 degrees 16 minutes 10 seconds West for a distance of 659.19 feet; thence North 10 degrees 57 minutes 05 seconds West for a distance of 1706.77 feet to the beginning of a curve to the left; thence Northwesterly, counterclockwise along the arc of said curve for a distance of 792.92 feet, said curve having a central angle of 41 degrees 36 minutes 47 seconds, a radius of 1091.74 feet and chord bearing of North 31 degrees 50 minutes 11 seconds West for a distance of 775.60 feet; thence North 37 degrees 21 minutes 25 seconds East for a distance of 10.00 feet; thence North 57 degrees 27 minutes 02 seconds West for a distance of 198.93 feet to the beginning of a curve to the right; thence Northwesterly, clockwise along the arc of said curve for a distance of 570.86 feet, said curve having a central angle of 30 degrees 18 minutes 48 seconds, a radius of 1079.00 feet and a chord bearing of North 43 degrees 01 minutes 15 seconds West of a distance of 564.23 feet; thence South 62 degrees 08 minutes 08 seconds West for a distance of 10.00 feet; thence Northerly, clockwise along the arc of a curve for a distance of 531.55 feet, said curve having a central angle of 27 degrees 58 minutes 00 seconds, a radius of 1089.00 feet and a chord bearing of North 13 degrees 52 minutes 52 seconds West for a distance of 526.29 feet to the Southwest corner of The Episcopal Chapel of the Cross property, as recorded in Deed Book 400 page 544 in the aforesaid office of the Chancery Clerk; run thence North 89 degrees 44 minutes 23 seconds East along the Southern boundary of said Church property for a distance of 560.56 feet; thence South 89 degrees 12 minutes 39 seconds East along said Southern boundary for a distance of 305.15 feet; thence North 07 degrees 53 minutes 25 seconds East along the Eastern boundary of said Church property for a distance of 252.55 feet to the Northern boundary of the South half of the South half of aforesaid Section 22; thence South 89 degrees 56 minutes 02 seconds East along said Northern boundary for a distance of 4311.95 feet to the Eastern boundary of said Section 22; thence North 00 degrees 44 minutes 35 seconds West along said Eastern boundary for a distance of 712.10 feet to the Southern Right-of-Way Line of Gluckstadt Road, as it is now in use; run along said Southern Right-of-Way Line the following courses: South 82 degrees 27 minutes 21 seconds East for a distance of 1192.57 feet to the beginning of a curve to the right; thence Easterly, clockwise along the arc of said curve for a distance of 387.77 feet to the Point of Tangency, said curve having a central angle of 13 degrees 25 minutes 06 seconds, a radius of 1655.75 feet and a chord bearing of South 75 degrees 44 minutes 47 seconds East for a distance of 386.89 feet; thence South 69 degrees 02 minutes 14 seconds East for a distance of 560.34 feet; thence South 68 degrees 27 minutes 01 seconds East for a distance of 682.13 feet; thence South 67

degrees 38 minutes 22 seconds East for a distance of 2323.22 feet to the beginning of a curve to the left; thence Easterly, counterclockwise along the arc of said curve for a distance of 418.45 feet to the Point of Tangency, said curve having a central angle of 12 degrees 15 minutes 30 seconds, a radius of 1864.58 feet and a chord bearing of South 74 degrees 04 minutes 06 seconds East for a distance of 417.57 feet; thence South 80 degrees 29 minutes 21 seconds East for a distance of 20.59 feet to the Eastern boundary of aforesaid Section 23; thence South 01 degrees 06 minutes 30 seconds East along said Eastern boundary for a distance of 338.18 feet to the Southeast corner of said Section 23; thence South 00 degrees 04 minutes 45 seconds West along the Eastern boundary of aforesaid Section 26 for a distance of 613.67 feet; leaving said Eastern boundary, run thence South 77 degrees 58 minutes 08 seconds East for a distance of 0.77 feet to the Northwest corner of Cherry Hill Plantation, Phase 5, as recorded in Plat Cabinet D at Slide 48 in the aforesaid office of the Chancery Clerk; thence South 00 degrees 04 minutes 27 seconds West along the Western boundary of said subdivision for a distance of 1284.96 feet to the Northwest corner of Cherry Hill Plantation, Phase 4, as recorded in Plat Cabinet D at Slide 11 in the said office of the Chancery Clerk; run along the Western boundary of said subdivision the following courses: South 00 degrees 04 minutes 27 seconds West for a distance of 543.19 feet; thence South 00 degrees 21 minutes 39 seconds West for a distance of 770.81 feet; thence South 00 degrees 24 minutes 47 seconds East for a distance of 625.70 feet to the Northwest corner of Cherry Hill Plantation, Phase 3-A, as recorded in Plat Cabinet C at Slide 171 in the said office of the Chancery Clerk; run along the Western boundary of said subdivision the following courses: South 00 degrees 04 minutes 54 seconds West for a distance of 339.02 feet; thence South 00 degrees 08 minutes 30 seconds East for a distance of 375.23 feet; thence South 00 degrees 02 minutes 26 seconds East for a distance of 501.38 feet to the POINT OF BEGINNING.

Less and except a parcel of land to Bear Creek Water Association, Inc. as recorded in Deed Book 463 page 422 in the office of the Chancery Clerk of Madison County, Mississippi.

In the Matter of Accepting Petition to Amend the Official Zoning Ordinance and/or Official Zoning Map of Madison County, Mississippi

WHEREAS, Zoning Administrator Brad Sellers did advise the Board that he had received petitions to amend/change the Official Zoning Ordinance and/or Official Zoning Map of Madison County, MS, as follows and recommended that the Board accept such petitions and forward them to the Planning Commission for review and recommendation:

Bankplus - Petition for a Variance.

Following review and discussion, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to forward the petition as set forth above to the Planning Commission for review and recommendation. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

In the Matter of Authorizing the Board President to Execute a Mississippi Landmark Permit

WHEREAS, Ms. Kathy Mangialardi with Dean & Dean/Associates Architects appeared before the Board of Supervisors and presented a Mississippi Landmark Permit issued by the Mississippi Department of Archives & History and requested Board authority for the Board President to execute said document which grants Madison County permission to re-roof the Historic Madison County Courthouse located on the Square in Canton.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the Board President to execute the Mississippi Landmark Permit issued by the Mississippi Department of Archives & History permitting the re-roofing of the Historic Madison County Courthouse and that a copy of said permit is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002.

In the Matter of Authorizing the Madison County Library Commission to Use Excess Funds for Landscaping for the Flora Library

WHEREAS, the Board of Supervisors reviewed the progress of construction for the Flora Library with Mr. Brad Sellers, Buildings & Grounds Administrator, and determined that it would be in the best interest of the citizens of Madison County to authorize the Madison County Library Commission to use excess funds associated with the project for landscaping on the Flora Library.

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor Marc Sharpe seconded a motion to authorize the Madison County Library Commission to use excess funds obtained in connection with the Flora Library project for the purposes of landscaping said facility. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002.

In the Matter of Accepting Petitions to Amend the Official Zoning Ordinance and/or Official Zoning Map of Madison County, Mississippi

WHEREAS, Zoning Administrator Brad Sellers did advise the Board that he had received petitions to amend/change the Official Zoning Ordinance and/or Official Zoning Map of Madison County, MS, as follows and recommended that the Board accept such petitions and forward them to the Planning Commission for review and recommendation:

Time Warner Cable – Application for a special exception to place a 16x20 foot building on land on Bridgewater Drive in Madison County, Mississippi.

Perry and Sandra Fowler – Application for a special exception to place a mobile home in a R-2 Residential District on property at 111 Vaughn Street in Flora, Mississippi.

Following review and discussion, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to forward the petitions as set forth above to the Planning Commission for review and recommendation. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

In the Matter of Accepting a Low Quote for the Purchase of a Computer for the Madison County Tax Collector's Office

WHEREAS, Kay Pace, Tax Collector, had previously requested authority to purchase a computer for use in her office and the Board of Supervisors obtained the following quotes for a computer, to-wit:

MCPc Computer Products - \$3,000.25
Venture Technologies - \$3,250.00

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to accept the low quote from MCPc for \$3,000.25 for the purchase of a computer for the Madison County Tax Collector's office, and that a copy of said quotes are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002.

In the Matter of Acknowledging Employees for the Adolescent Offenders Program

WHEREAS, the Honorable Judge William S. Agin appeared before the Board of Supervisors and requested the Board to acknowledge the employment of employees for the Adolescent Offender Program and did further inform the Board of Supervisors that he wanted to hire Mr. John Scott and Mr. Willie McKinney with funds from said program at a rate of \$8.00 per hour and to further employ Ms. Mattie Watts Hicks as a Counselor at an annual salary of \$23,000.

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor W.T. "Bill" Banks seconded a motion to employ Mr. John Scott and Mr. Willie McKinney at an hourly rate of \$8.00 per hour and to further employ Ms. Mattie Watts Hicks as a Counselor for the Adolescent Offender Program at an annual salary of \$23,000, all as recommended by Judge Agin and to further amend the current fiscal year budget to provide for payment of said salaries. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002.

In the Matter of the Approval of a Utility Permit

WHEREAS, Mr. Rudy Warnock with Warnock & Associates, LLC did present unto the Board of Supervisors the following Utility Permit:

Entergy - requesting to construct on Industrial Drive near Debeukelers Place

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to approve the President signing the Utility Permit for Entergy as set forth above per the terms contained in said permit, a copy of which is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002.

In the Matter of Approving of a Utility Permit for Bear Creek Water Association

WHEREAS, Mr. Rudy Warnock, County Engineer, presented to the Board of Supervisors utility permits in favor of Bear Creek Water Association for crossings of certain county roads for the Stribling Lake LLC development and that copies of said permits are found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to approve the utility permits for Bear Creek Water Association subject to the final inspection by the County Engineer of all plans and specifications for construction of water lines within these crossing. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

In the Matter of Authorizing the Board Attorney to Prepare an Easement for Construction Purposes on Gluckstadt Road

WHEREAS, Mr. Rudy Warnock, County Engineer, presented to the Board of Supervisors a proposed temporary construction easement to be used in conjunction with a construction project on Gluckstadt Road and requested the Board to authorize the Board Attorney to prepare a right-of-way instrument for the Deweese family in this matter.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to authorize the Board Attorney to prepare a temporary construction easement for the Deweese family in conjunction with a construction project on Gluckstadt Road after first determining that said professional services were necessary and in the best interest of the citizens of Madison County. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002.

In the Matter of Approval of a Plat of Parts II and III for The Villages of Lake Caroline

WHEREAS, Mr. Rudy Warnock, County Engineer, presented to the Board of Supervisors the original plats with the Villages of Lake Caroline Phase II and Phase III and requested the Board of Supervisors to approve the Board President executing said plats.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to authorize the Board President to execute the subdivision plats for the Villages of Lake Caroline Phase II and Phase III and to further approve said plats for filing in the office of the Chancery Clerk of Madison County, Mississippi. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002.

In the Matter of Authorizing the Board Attorney to Prepare a Letter for the Board President to Sign in Regard to Right-of-Way on Lake Cavalier Road

WHEREAS, the Board of Supervisors has received a request from Mr. Jim Martin, an attorney for Dr. John E. Rawson and Mary C. Rawson, owners of Lot 9, Lake Cavalier Part V, Madison County, Mississippi requesting authority to construct a fence along Lake Cavalier Road.

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the Board Attorney to prepare a letter to Mr. Martin granting permission to Dr. & Mrs. Rawson to construct a fence along the existing Lake Cavalier Road. The vote on said matter was as follows, to-wit:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002.

In the Matter of the Use of the Historic Courthouse on January 21, 2002 by Neel-Schaffer

WHEREAS, Neel-Schaffer requested the Board of Supervisors to allow the usage of the 2nd Floor of the Historic Courthouse in Canton on January 21, 2003 for an Environmental Public Hearing.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the use of the Historic Courthouse by Neel-Schaffer on January 21, 2003 for the purpose of conducting an Environmental Public Hearing. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

**In the Matter of the Canton-Vicksburg
Highway 22 Corridor Project**

WHEREAS, the Madison County Economic Development Authority (“MCEDA”) and the Madison County Foundation (“Foundation”) are working with Central Mississippi Highway Commissioner Dick Hall and organizations in Warren County and Hinds County to develop plans, obtain financing and construct Highway 22 as a four lane limited access roadway from Canton, Mississippi to Edwards, Mississippi, thereby affording improved transportation from Interstate 55 at Canto to Interstate 20 at Edwards (the “Canton-Vicksburg Highway 22 Corridor Project” or “Project”); and

WHEREAS, the Board deems it to be in the best interests of Madison County and the citizens of Madison County for the Project to be constructed; and

WHEREAS, the Board supports and desires to encourage the citizens, public officials, and businesses of Madison County to support the Canton-Vicksburg Highway 22 Corridor Project;

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby finds it to be in the best interests of Madison County and the citizens of Madison County for the Canton-Vicksburg Highway 22 Corridor Project to be planned and constructed.

BE IT FURTHER RESOLED, that the Board hereby endorses the Project and encourages the citizens, public officials and businesses of Madison County to support the Project and participate in the Project in the manner they deem appropriate.

Following review and discussion, Supervisor W.T. “Bill” Banks did move and Supervisor Marc Sharpe did second to adopt the foregoing resolution, with the vote on the matter being as follows:

Supervisor W. T. “Bill” Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

**In the Matter of the Rejection of a Claim
Filed with the Madison County Board of Supervisors**

WHEREAS, the Board of Supervisors did previously receive a claim from the Rankin County Board of Supervisors being Claim No. 4302 on the docket of claims of Madison County, Mississippi in the amount of \$24,119.16; and

WHEREAS, the Board of Supervisors has previously requested the Rankin County Board of Supervisors to clarify the nature and extent and the reason for said claim and have not been provided with any information concerning the specifics and justification for said claim.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to reject Claim No. 4302 on the docket of claims filed by the Rankin County Board of Supervisors in the amount of \$24,119.16. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

In the Matter of Amending the Budget for the Current Fiscal Year

WHEREAS, Mr. Wallace Collins with Collins & Corbin CPA's appeared before the Board of Supervisors and presented the budget update and requested to the Board of Supervisors to amend the current fiscal year budget as follows:

	Original Budget	Increase/(Decrease)	New Budget
001-100-554	33,714.72	1,100.00	34,814.72
001-100-556	7,300.00	5,859.25	13,159.25
001-101-521	667.97	67.14	735.11
001-101-570	550.00	100.00	650.00
001-103-510	268.58	79.00	347.58
001-103-533	2,501.97	400.30	2,902.27
001-103-544	2,700.49	250.00	2,950.49
001-103-571	2,153.45	18.00	2,171.45
001-154-550	500.00	400.00	900.00
001-180-694	500.00	172.21	672.21
013-000-701	415,483.64	10,301.67	425,785.31
137-676-671	146.33	81.12	227.45
150-300-955	67,590.20	40,025.40	107,615.60

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to amend the current fiscal year budget by making the changes to the items as set forth above. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002.

In the Matter of the Approval of a Resolution for the Current Claims Docket and the Claims Docket as Amended

WHEREAS, the Board of Supervisors next reviewed the claims docket as amended for Madison County, Mississippi; and

WHEREAS, the Chancery Clerk 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:

			<u>Total Amount</u>
Fund 001	Claims 3368 to 3370	No. of Checks-224	428,009.54
	Claims 3467, 3978, 4302, 5147		
	Claims 15191, 15554 to 15769		
Fund 012	Claims 53 to 60	No. of Checks – 8	1,131.59
Fund 013	Claims 17 to 18	No. of Checks – 2	7,801.67
Fund 096	Claims 2 to 2	No. of Checks – 1	17,981.48
Fund 097	Claims 51 to 59	No. of Checks – 9	20,205.77
Fund 105	Claims 44 to 52	No. of Checks – 9	15,015.68
Fund 116	Claims 12 to 15	No. of Checks – 4	96.94
Fund 119	Claims 10	No. of Checks – 1	59.73
Fund 120	Claims 4	No. of Checks – 1	60.95
Fund 121	Claims 1	No. of Checks – 1	50.00
Fund 137	Claims 46 to 52	No. of Checks – 5	403.20
Fund 150	Claims 4613 to 4686	No. of Checks – 74	169,285.91
Fund 160	Claims 518	No. of Checks – 1	38.88
Fund 173	Claims 4324 & 4566	No. of Checks – 2	44,825.00
Fund 190	Claims 16 to 22	No. of Checks – 7	27,374.19
Fund 401	Claims 11 to 15	No. of Checks – 5	7,425.23
 Total for all Funds			
		No. of Checks-354	<u>\$ 739,765.76</u>

Following review of these claims Supervisor Karl M. Banks moved and Supervisor W.T. “Bill” Banks seconded a motion to pay the claims as set forth above with the exception of the following held claims:

<u>Fund</u>	<u>Claim No.</u>	<u>Claimant</u>	<u>Amount Held</u>
001	3368	Phillips Lumber & Home Center	\$12.20
001	3369	Phillips Lumber & Home Center	\$273.25
001	3370	Phillips Lumber & Home Center	\$28.27
001	3467	Neel-Schaffer, Inc.	\$53.34
001	3467	Neel-Schaffer, Inc.	\$17,981.57
001	3467	Neel-Schaffer, Inc.	\$14,699.01
001	3467	Neel-Schaffer, Inc.	\$300.25
001	3978	The Cabling Co.	\$500.00
001	3978	The Cabling Co.	\$105.00
001	4302	Rankin County Bd of Supervisors	\$24,119.16 (REJECTED)
001	15613	Cecil Palmer	\$660.90

Said motion further 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 President to sign and approve the Claims Docket, a copy of which is found in the miscellaneous file to these minutes with a separate signed Resolution approving payment of said claims, and that a copy of said Resolution is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002.

In the Matter of 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.

Following this discussion and pursuant to terms of Mississippi Code Annotated Section 25-41-7, as Amended, Supervisor Karl M. Banks offered and Supervisor Marc Sharpe seconded the motion to make a closed determination upon the issue of whether or not to declare an executive session for the purpose of discussing personnel matters with the following persons deemed necessary for discussions, deliberations and recording of such executive session, to-wit: members of the Board, Cynthia Parker, Sheriff Toby Trowbridge, Judge William S. Agin, Cynthia Brewer, and the Board Attorney. The vote on said matter was as follows:

Supervisor W. T. “Bill” Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002.

In the Matter of Entering into Executive Session

WHEREAS, a discussion of the nature of the matters requiring executive session was had and Supervisor David H. Richardson, informed the Board that he wished to discuss personnel matters.

Following a brief discussion, Supervisor Karl M. Banks offered and Supervisor Marc Sharpe seconded a motion to enter into “Executive Session” to discuss personnel matters as provided by law. The vote on said matter was as follows:

Supervisor W. T. “Bill” Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried and he then declared the Board of Supervisors to be in “Executive Session” for the consideration of such matters on this the 20th day of December, 2002.

President Richardson then reopened the meeting and informed the public of the reason for the Executive Session being taken.

In the Matter of Approving Salaries and Purchases of Equipment for Court Personnel and Court Reporters

WHEREAS, Judge William S. Agin, County Court Judge and Cynthia Brewer, Incoming County Court Judge, appeared before the Board of Supervisors and discussed various needs of the Madison County Court System; and

WHEREAS, the Board of Supervisors reviewed the request of Judge Agin and Judge Brewer as well as a request from the Honorable William J. Lutz, Chancellor, and the request of the Circuit Court Judges for Madison County, Mississippi and determined that it would be in the best interest for the County to employ four full-time bailiffs for the Madison County Courthouse and that two of the bailiffs shall be employed under the direction of the County Court Judges and that two of the bailiffs shall be employed under the direction of the Circuit Court Judges and that said positions will be funded at a rate of pay equal to the current full-time bailiffs employed by Madison County and that the current fiscal year budget for the county shall be amended to include the increases associated with the employment of the additional bailiffs; and

WHEREAS, the Board of Supervisors further determined that it would be in the best interest of the citizens of Madison County to establish a salary for Judge Cynthia Brewer in the amount of \$93,696.96/annually, which is the same salary as established for the Honorable William S. Agin, the current seating County Court Judge; and

WHEREAS, the Board of Supervisors did further review a request from Chancellor William J. Lutz for the purchase of a notebook computer and determined that it would be in the best interest of the citizens of Madison County, Mississippi to purchase a Toshiba Notebook Computer for the sum of \$1,834.95 to be used by Ms. Kimberly Vain, Judge Lutz's new court reporter; and

WHEREAS, the Board of Supervisors further reviewed a request from Judge Lutz to purchase software and a Stenewriter for use by Ms. Kimberly Vain, his court reporter, and specifically to purchase one Sentura 8000 LX Stenewriter at a price of \$4,095.00 and to further purchase one Total Eclipse software at a price of \$4,065.00 both of which are single source items as certified by the court reporters; and

WHEREAS, the Board of Supervisors did further receive a request from the Honorable Judge William S. Agin, County Court Judge, to purchase a Sentura 8000 LX Stenewriter for Lucretia Smith, a court reporter for the newly elected county court judge and to further purchase CaseCatalyst Software at a price of \$4,690.00, both of which are single source items as certified by court reporters; and

WHEREAS, the Board of Supervisors did further receive a request from the Circuit Clerk to purchase additional equipment for the new county court judge being a plain paper fax machine, a small copy machine, three walnut desks, three swivel chairs, filing cabinet and a storage cabinet and that a memo outlining this request and dollar amounts therefore is found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to approve the following:

1. Hiring of Four Baliffs (2 County Court and 2 Circuit Court) as set forth above
2. Establish Salary of Judge Cynthia Brewer as set forth above
3. Purchase a Notebook Computer for Judge Lutz's court reporter as set forth above
4. Purchase Software and a Stenewriter for Judge Lutz's court reporter as set forth above
5. Purchase Software and Stenewriter for Judge Agin's court reporter as set forth above
6. Purchase additional equipment for Circuit Clerk's office as set forth above

And amend the Current Fiscal Year Budget as follows:

001-161	Circuit Court			
		Existing		Amended
		<u>Budget</u>	<u>Increase</u>	<u>Budget</u>
001-161-412	Bailiff	52296	15074	68000
001-161-465	Retirement	9060	1470	10530
001-161-466	Social Security	7721	1153	8874
001-161-468	Group Insurance	28800	4440	33240

Increase in budget to provide for 2 full-time bailiffs at 34

001-161-919		0	4000	4000
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Increase budget to provide for new equipment.

001-160 Chancery Court

001-160-949		800	6000	6800
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Increase budget for new equipment for court reporter

001-162 County Court

001-162-411	Court Pers.	38000	28500	66500
001-162-412	Bailiff	34100	28500	62600
001-162-413	Judge	93700	70275	163975
001-162-465	Retirement	16200	12117	28317
001-162-466	Social Security	12700	9507	22207
001-162-468	Group Insurance	22000	9990	31990

To provide for additional personnel as follows for 9 months (1/1/02 – 9/30/02):

Judge	93700 @ $\frac{3}{4}$ = 70275
Court Reporter	38000 @ $\frac{3}{4}$ = 28500
Bailiff	34000 @ $\frac{3}{4}$ = 25500
	<u>124275 @ 7.65% = 9507</u>
	@ 9.75% = 12117

Ins. – 3 @ 4440 = 13320 @ $\frac{3}{4}$ = 9990

001-162-919		0	15000	15000
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To provide for new equipment for new court reporter (11 months) and new judge (3 months)

The vote on said matter was as follows:

Supervisor W. T. “Bill” Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

The Board of Supervisors concluded the Executive Session and upon a unanimous vote of the Board members present the President declared the Board of Supervisors to again be in open session to consider all county business.

In the Matter of Amending the Budget for the Current Fiscal Year

RESOLUTION

WHEREAS, Mr. Wallace Collins with Collins & Corbin CPA's appeared before the Board of Supervisors and presented the budget update and requested to the Board of Supervisors to amend the current fiscal year budget as shown in the Resolution which is found in the miscellaneous file to these minutes.

NOW BE IT THEREFORE RESOLVED BY THE SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that the Clerk of this Board is hereby directed to amend the current fiscal year budget for the Tax Assessor's office and the Chancery Clerk's office as set forth in the changes as shown in the Resolution which is found in the miscellaneous file to these minutes.

After discussion on the matter, Supervisor W.T. "Bill" Banks offered and moved for the adoption of the above and foregoing Resolution, which was seconded by Supervisor Karl M. Banks. The vote on said matter was as follows, to-wit:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002.

In the Matter of the Approval of Payment to McMillan-Pitts Construction Company

WHEREAS, the Board of Supervisors has received an Application and Certificate for Payment in connection with the New Flora Public Library Project requesting payment of \$32,094.60.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to approve the Application and Certificate of Payment to McMillan-Pitts Construction Company in the sum of \$32,094.60 per the application and certificate of payment a copy of which is found in the miscellaneous file to these minutes for professional service rendered on the New Flora Public Library Project. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 20th day of December, 2002

**In the Matter of Approving Two Transfers from
Accounts at Trustmark National Bank to the Operating
Account at Merchants & Farmers Bank**

WHEREAS, Ms. Gwen Miles, Bookkeeper, recommended the Board of Supervisors that the Board approve the transfer of funds from Trustmark National Bank in the amount of \$10,785.00 in what was the District Attorney's Drug Forfeiture Account No. 470-530-6527 to the Madison County, Mississippi Operating Account at Merchants & Farmers Bank and Ms. Miles did further recommend that the Board approve the transfer of the amount of \$116.94 from Trustmark National Bank in an account no. being account no. 470-530-3771 to the Board of Supervisors operating account at Merchants & Farmers Bank in account no. 701105311.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to approve the transfers as recommended by Ms. Miles and that copies of two memos recommending this transfer are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

**In the Matter of Approval of the Transfer of Funds from the
Cops Universal Hiring Grant to the General Fund**

WHEREAS, Sheriff Toby Trowbridge appeared before the Board of Supervisors and recommended the Board of Supervisors transfer the sum of \$49,637.72 from the COPS Universal Hiring Grant fund at Merchants & Farmers Bank in account no. 700022756 to the general operating fund of Madison County and that a copy of a statement from said account is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion approving the transfer of the \$49637.72 as recommended by Sheriff Trowbridge above. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 20th day of December, 2002

There being no further business to come before the meeting of the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Karl M. Banks and seconded by Supervisor Marc Sharpe and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Monday, December 30, 2002 at 9:30 a.m.

David H. Richardson, President
Madison County Board of Supervisors