

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

REGULAR MEETING OF NOVEMBER 7, 2016  
Being the first day of the November term of the Board of Supervisors

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on November 7, 2016, 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, Trey Baxter presided and called the meeting to order. The following members were present that day:

Present:

Supervisor Sheila Jones  
Supervisor Trey Baxter  
Supervisor Gerald Steen  
Supervisor David E. Bishop  
Supervisor Paul Griffin  
Chancery Clerk Ronny Lott  
Sheriff Randy Tucker

Absent:

Also Present:

County Administrator Tony Greer  
Comptroller Shelton Vance  
Board Attorney Katie Snell  
Board Secretary/Chief Deputy Chancery Clerk Cynthia Parker

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

***In re: Approval of Minutes from October 17, 2016***

WHEREAS, Chancery Clerk Ronny Lott did present the Board with the Minutes of the previous meeting of the Board of Supervisors having been conducted on October 17, 2016,

Mr. Steen did offer and Mr. Bishop did second a motion to approve the minutes of October 17, 2016 as presented and to authorize the President to execute same. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the minutes of October 17, 2016 were and are hereby approved.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

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

WHEREAS, the Chancery Clerk did prepare and serve the appropriate notices on the matter of increasing certain real and personal property assessments for the various tax years on certain parcels in the county 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 may be found in the Miscellaneous Appendix to these Minutes, and

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

Mr. Steen did offer and Ms. Jones did second a motion to close the public hearing. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

Thereafter, Mr. Baxter did offer and Mr. Steen did second a motion to 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 Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	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 7<sup>th</sup> day of November, 2016.

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

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

WHEREAS, Supervisor Jones requested Consent Item No. 3, Acknowledge and Approve Personnel Forms/Matters, be pulled for separate consideration, and

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

- 4. Authorize Chancery Clerk Ronny Lott to advertise for depository bids for a two (2) year period.**

5. **Authorize Purchase Clerk Hardy Crunk to issue a purchase order to purchase eight vehicles on state contract for the Sheriff's Department.**  
(Found in the Miscellaneous Appendix to these Minutes.)
6. **Approve Void 2014, 2015 and 2016 Tax Sales - Parcel No. 082E-21-001/00.00 being assessed to VCR I, LLC due to the filing of bankruptcy in a timely manner.**  
(Found in the Miscellaneous Appendix to these Minutes.)
7. **Authorize Travel and Related Expenses for Deputy Tax Collector Lisa Duvall and Sheila Woodard to attend the Collector of Revenue II School in Raymond, MS, November 14-18, 2016.**
8. **Approve Use of Historic Courthouse Grounds - Metro Baptist Association.**  
(Found in the Miscellaneous Appendix to these Minutes.)
9. **Approve Metrix Solutions quote for renewal of anti virus software for the period November 17, 2016 - November 17, 2017 and Authorize the Board President to execute same.**  
(Attached hereto as Exhibit A.)
10. **Approve list of inventory items returned to Emergency Management Office.**  
(Attached hereto as Exhibit B.)
11. **Acknowledge and Approve Madison County Tax Collector's distribution of funds.**  
(Found in the Miscellaneous Appendix to these Minutes.)
12. **Approve Payment of Claim to William Adams in the amount of \$178.20 for damage to his vehicle while traveling along Highway 22.**  
(Found in the Miscellaneous Appendix to these Minutes.)
13. **Approve Payment of Claim to Darrielle Tobias in the amount of \$177.52 for damage to his vehicle while traveling along Highway 22.**  
(Found in the Miscellaneous Appendix to these Minutes.)
14. **Authorize Travel and Related Expenses for Adult Drug Court Coordinator Suzanne Hidalgo to attend the NDCI Coordinator Training 2017 in Reno, NV, March 20-23, 2017.**
15. **Acknowledge November 11, 2016 as Veterans' Day Holiday. All county offices and courthouses are authorized to close on said date.**
16. **Approve Payment for poll worker training to Evelyn Jackson.**  
(Attached hereto as Exhibit C.)
17. **Approve and Authorize obtaining quotes for roof repair's to the Sheriff's Department and Emergency Management building.**
18. **Approve Constable's Report September 27 - October 30, 2016.**  
(Attached hereto as Exhibit D.)
19. **Acknowledge Chancery Court Orders Setting Compensation for Chancery Court Reporter LaTanya Allen, Mary Helen Walden and Lucy Mitchell.**  
(Attached hereto as Collective Exhibit E.)
20. **Approve Lost Rabbit URD fee payment to the bond trustee US Bank in the amount of \$17,267.79.**  
(Attached hereto as Collective Exhibit F.)

21. **Approve, Authorize Publication and Payment of Madison County Garbage Disposal System Report for year ended September 30, 2016.**  
(Attached hereto as Collective Exhibit G.)
22. **Approve Utility Permits submitted by AT&T along Catlett Road and Bear Creek Water Association along Gluckstadt Road for Johnstone Subdivision and Authorize the Board President to execute same.**  
(Found in the Miscellaneous Appendix to these Minutes.)
23. **Authorize the Road Department to make necessary repairs to the Sheriff's Department driveways due to culvert failure and washing.**  
(Found in the Miscellaneous Appendix to these Minutes.)
24. **Authorize County Engineer/Road Manager Dan Gaillet to continue with the next phase of the Stribling Road and Catlett Road roundabout project in acquiring right of way and advertise for construction of same.**  
(Found in the Miscellaneous Appendix to these Minutes.)
25. **Authorize County Engineer/Road Manager Dan Gaillet to expend funds for bottled water and sports drinks for employees working in extreme conditions.**  
(Found in the Miscellaneous Appendix to these Minutes.)
26. **Authorize County Engineer/Road Manager Dan Gaillet to make necessary upgrades to the drainage system within the county's roadways in the Gluckstadt Industrial Park.**  
(Found in the Miscellaneous Appendix to these Minutes.)
27. **Authorize County Engineer/Road Manager Dan Gaillet to continue with the next phase of the Distribution Drive Intersection Improvements project in acquiring easements and advertise for construction of same.**  
(Found in the Miscellaneous Appendix to these Minutes.)
28. **Accept the work and donated bridge culvert on Blackberry Creek and Authorize County Engineer/Road Manager Dan Gaillet to install guardrails and overlay the bridge and a certain section of road damaged during construction.**  
(Found in the Miscellaneous Appendix to these Minutes.)
29. **Approve required CPA ethics training for Comptroller Shelton Vance and Jim Hilliard on December 2 - 16, 2016.**  
(Found in the Miscellaneous Appendix to these Minutes.)
30. **Acknowledge annual maintenance inspection of completed State Aid projects.**  
(Found in the Miscellaneous Appendix to these Minutes.)
31. **Authorize County Engineer/Road Manager Dan Gaillet to widen Cedar Hill Road through the narrow section on the north end of Lake Mannsdale Drive and install new guardrails.**  
(Found in the Miscellaneous Appendix to these Minutes.)
32. **Approve Petitions for Reduction of Assessments of Real Property for the 2016 Tax Year.**  
(Found in the Miscellaneous Appendix to these Minutes.)
33. **Approve 2016 Amended Homestead Applications.**  
(Found in the Miscellaneous Appendix to these Minutes.)
34. **Authorize County Engineer/Road Manager Dan Gaillet to install culverts along Caroline Boulevard to eliminate possible washing out of roadway.**  
(Found in the Miscellaneous Appendix to these Minutes.)

35. **Authorize County Engineer/Road Manager Dan Gaillet to install culverts within the Long Leaf Subdivision within the County's right of way to help alleviate flooding along Long Leaf Drive.**  
(Found in the Miscellaneous Appendix to these Minutes.)
36. **Approve refunds from the Self-Insurance fund to Azzie Jackson, Pat Truesdale, Pallascene Cole and the Soil & Water Conservation.**  
(Attached hereto as Collective Exhibit H.)
37. **Acknowledge Madison County Audited Financial Statements and Special Reports for year ended September 30, 2015.**  
(Found in the Miscellaneous Appendix to these Minutes.)
38. **Acknowledge October 2016 Monthly Report for Road Department.**  
(Found in the Miscellaneous Appendix to these Minutes.)
39. **Acknowledge October 2016 Closed Call Report for Road Department.**  
(Found in the Miscellaneous Appendix to these Minutes.)
40. **Acknowledge November 2016 Service Call Scheduled Report for Road Department.**  
(Found in the Miscellaneous Appendix to these Minutes.)
41. **Approve Location and Installation of Culvert Placements.**  
(Attached hereto as Exhibit I.)
42. **Authorize County Engineer/Road Manager Dan Gaillet to begin striping of certain roadways within the County.**  
(Found in the Miscellaneous Appendix to these Minutes.)
43. **Approve Appointment of Clara Latiker and Vickie Terrell Miller as ADA Coordinator's pursuant to the Grievance Procedure under The Americans with Disabilities Act.**  
(Found in the Miscellaneous Appendix to these Minutes.)
44. **Authorize County Engineer/Road Manager Dan Gaillet to acquire rights of way and easements to proceed with relocating the existing fence and construction of the cul-de-sac at Distribution Drive.**  
(Found in the Miscellaneous Appendix to these Minutes.)
45. **Authorize Travel and Related Expenses for members of the Board, the County Administrator, the Chancery Clerk, the Comptroller, the Board Attorney and the County Engineer to attend the 2017 Mid-Winter Legislative Conference in Jackson, MS, January 3-5, 2017.**
46. **Approve and Authorize Payment to poll workers and manager for the election held on November 8, 2016 pursuant to that certain memorandum dated November 7, 2016 from Comptroller Shelton Vance.**  
(Attached hereto as Collective Exhibit J.)

The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Approval of Personnel Matters***

Ms. Jones did offer and Mr. Baxter did second a motion to approve those certain personnel forms and matters for Juvenile Drug Court coordinator and Detention Center. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Rouser Road was and is hereby to remain open.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Discussion of the Closure of Rouser Road***

During the period of concerned citizens, Ms. Sylvia Thomas, President of North Livingston Homeowners Association appeared before the Board and requested the Board reconsider the closing of Rouser Road due to there is only one way in to access property with the other end of Rouser Road being in disrepair.

Following discussion, Mr. Griffin did offer and Mr. Bishop did second a motion to not close Rouser Road. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Rouser Road was and is hereby to remain open.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Adoption of Resolution Recognizing Robert Martin as the Recipient of the Not for Profit Trustee of the Year Award***

RESOLUTION

WHEREAS, Robert Martin has served for 15 years as a member of the Board of Trustees of Madison County Nursing Home in Canton, Miss.; and

WHEREAS, in that role, he has not only volunteered an incredible amount of time, but has made an undeniable impact on the residents, staff, and families;

WHEREAS, Mr. Martin has been involved in various projects: constructing an Alzheimer's unit, increasing the number of beds in the nursing care center, and approving the addition of television sets in the residents' bedrooms; and

WHEREAS, each year, the American Health Care Association and National Center for Assisted Living recognizes the men and women who selflessly care for individuals in long term and post-acute care centers, ID/DD residences, and assisted living communities; and

WHEREAS, the AHCA/NCAL selects honorees for its Not for Profit Program of the Year award who demonstrate selflessness and compassion and who strive to enhance the lives of the elderly and intellectually or developmentally disabled in their communities; and

WHEREAS, the AHCA/NCAL named Robert Martin as recipient of the 2016 Not for Profit Trustee Award; and

WHEREAS, the Madison County Board of Supervisors wishes to recognize Mr. Martin as a recipient of the AHCA/NCAL Not for Profit Program of the Year award and to thank him for his service and commitment to Madison County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI THAT:

1. The Board of Supervisors of Madison County does hereby, on behalf of the citizens of Madison County, thank Mr. Martin for his service and commitment to the elderly and intellectually disabled in our community; and
2. This Resolution shall be spread upon the Minutes of this Board, thereby recognizing Mr. Martin as a recipient of the AHCA/NCAL Not for Profit Program of the Year; and
3. The Clerk of this Board shall post a true, correct, and certified copy hereof at the entrance to each courthouse in Madison County, there to remain for a period of thirty (30) days and deliver the same unto Mr. Martin.

Mr. Paul Griffin did offer and Ms. Sheila Jones did second a motion to adopt the above and foregoing Resolution. The vote on the matter being as follows:

Supervisor Trey Baxter	Aye
Supervisor Shelia Jones	Aye
Supervisor Gerald Steen	Aye
Supervisor David Bishop	Aye
Supervisor Paul Griffin	Aye

the motion carried unanimously and said Resolution was and is hereby adopted.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Consideration of Application for Conditional Use  
Fulton Street Church of Christ***

At the request of Zoning Administrator Carl Allen and being approved by Planning & Zoning Commission, Mr. Bishop did offer and Mr. Griffin did second a motion to approve the application submitted by Fulton Street Church of Christ for conditional use to operate a public/quasi-public facility (church) in an R-2 Residential District located at 490 King Ranch Road, said application may be found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said application for conditional use was and is hereby approved.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Approval of Temporary Game Processing Site-  
Steve Maloney***

At the request of Zoning Administrator Carl Allen and being approved by Planning & Zoning Commission, Mr. Bishop did offer and Ms. Jones did second a motion to approve that certain request submitted by Mr. Steve Maloney for a seasonal and temporary pick up and drop off location for game processing in a C-2 Commercial District located at 1964 Highway 51 until February 15, 2017, said application may be found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Maloney was and is hereby approved and authorized until February 15, 2017.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Discussion of Dirt Excavation -  
Brad Pepper***

At the request of Mr. Brad Pepper, Mr. Bishop did offer and Mr. Steen did second a motion to lift the hours of operation previously set by this Board on four acres located at 1331 Livingston Vernon Road being excavated by Mr. Pepper to allow hours of operation from 8:00 am until 5 pm Monday through Saturday until February 15, 2017. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Pepper was and is hereby approved and authorized until February 15, 2017.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Approval to Place a Mobile Home in  
R-1 Residential District***

At the request of Zoning Administrator Carl Allen, Mr. Griffin did offer and Mr. Bishop did second a motion to approve and authorize Johnny & Tamara McNalty to place a mobile home in an R-1 Residential District located at 721 North Railroad Street until a house can be constructed. The vote on the matter being as follows:



Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said request was and is hereby authorized.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Discussion of Preliminary Plat -  
Chestnut Hill Part 1E, Phase 2***

WHEREAS, Mr. Andy Clark, Esq. on behalf of Mr. David Landrum appeared before the Board and requested the Board's consideration to approve the preliminary plat for Chestnut Hill Part 1E, Phase 2 consisting of nine (9) lots, and

WHEREAS, Mr. Clark reported that Chestnut Hill Part 1E, Phase 2 had been approved previously by this Board and was part of the master plan, and

WHEREAS, several homeowners in Chestnut Hill appeared before the Board in opposition of the preliminary plat stating that amended covenants had been filed changing the minimum square footage on homes from 3500 to 2500 without notifying the surrounding property owners,

Following discussion, Mr. Baxter did offer and Ms. Jones did second a motion to table this matter until November 21, 2016 at 5:00 pm. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said matter was and is hereby tabled until November 21, 2016 at 5:00 pm.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Approval of Purchase of Two Fire Trucks***

At the request and recommendation of Emergency Management Director/Fire Coordinator Tom Lariviere, Mr. Baxter did offer and Ms. Jones did second a motion to approve the purchase of two E-one fire trucks and related equipment from Sunbelt Fire being on state contract at a cost of \$555,463.00. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said purchase was and is hereby approved.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Approval of Quote -  
eDispatches.com***

At the request and recommendation of Emergency Management Director/Fire Coordinator Tom Lariviere, Mr. Baxter did offer and Mr. Steen did second a motion to approve the quote of eDispatches.com to notify emergency personnel over the phone *via* application/text/direct phone call for a service of one year. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said eDispatches.com quote was and is hereby approved.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Discussion of Reconstruction -  
Cherry Hill Drive***

At the request and recommendation of County Engineer/Road Manager Dan Gaillet, Mr. Baxter did offer and Mr. Bishop did second a motion to table expenditure of funds for the reconstruction of Cherry Hill Drive. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said matter was and is hereby tabled.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Discussion of Final Payment -  
Rice Road/Pear Orchard Road Overlay Project***

At the request and recommendation of County Engineer/Road Manager Dan Gaillet, Mr. Steen did offer and Mr. Bishop did second a motion to table final payment to Hemphill Construction for the Rice Road/Pear Orchard Road Overlay Project. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said matter was and is hereby tabled.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Authorization of Road Department***

At the request and recommendation of County Engineer/Road Manager Dan Gaillet, Mr. Bishop did offer and Mr. Steen did second a motion to approve and accept the donation from West Madison Utility District being a Ford F-150 truck, 1998 Ford dump truck and a 1999 heavy duty trailer to the Road Department inventory and authorize the Road Department to assist West Madison Utility District with cleaning and removal of debris on their property located at 443 Livingston Vernon Road. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said inventory was and is hereby approved and accepted and the Road Department was and is hereby authorized.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Discussion of Email Archive History***

At the request and recommendation of Board Attorney Katie Bryant Snell, Mr. Baxter did offer and Mr. Steen did second a motion to authorize Venture Technologies to restore all backed up email from 2014 to their Barracuda Cloud Archive at a cost not to exceed \$18,000.00, attached hereto as Exhibit K, and authorize the Board President to execute same. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Approval of Budget Amendments & Interfund Cash Transfers***

At the request and recommendation of Comptroller Shelton Vance, Mr. Steen did offer and Mr. Griffin did second a motion to approve the "Madison County Budget Amendments & Interfund Cash Transfers November 7, 2016," attached hereto as Exhibit L. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Approval of Claims Docket for November 7, 2016 and Payroll Dockets for October 26, 27 and November 3, 2016***

At the request and recommendation of Comptroller Shelton Vance, assuring the Board of Supervisors that all claims had been properly documented and where necessary, purchase orders were obtained in advance as required by law, Mr. Steen did offer and Mr. Bishop did second a motion to approve the following:

- (1) General Claims Docket, dated November 7, 2016
- (2) Payroll Claims Docket No. 1, dated October 26, 2016
- (3) Payroll Claims Docket No. 2, dated October 27, 2016
- (4) Payroll Claims Docket No. 2, dated November 3, 2016

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 7, 2016 :

Fund	Claim Nos.	No. of Claims	Amount
001	159 to 474	316	420,728.67
012	8 to 16	9	18,649.41
014	1 to 2	2	23,847.20
015	5 to 7	3	152,557.00
095	1 to 1	1	48,574.68
097	6 to 13	8	62,243.37
105	6 to 10	5	198,001.54
113	2 to 2	1	1,272.00
115	7 to 13	7	23,780.02
116	1 to 1	1	22,867.49
117	1 to 1	1	541.14
118	1 to 1	1	3,302.57
119	1 to 1	1	6,445.22
120	5 to 5	1	1,201.40
121	1 to 1	1	193.57
137	1 to 1	1	20,430.34
150	46 to 102	57	468,421.86
160	11 to 15	5	35,451.82
190	3 to 5	3	558.16
191	7 to 11	5	2,951.66
193	8 to 11	4	1,426.85
226	1 to 2	2	279,877.56
315	4 to 7	4	952,593.68
401	3 to 8	6	25,976.42
402	2 to 2	1	4,450.60
655	1 to 1	1	95,838.12
664	1 to 1	1	3,050.00
672	1 to 1	1	1,355.00
675	1 to 1	1	5,872.75
681	19 to 19	1	2,457.44
690	1 to 1	1	49,553.91
691	1 to 1	1	64,918.68
693	2 to 2	1	100.00
TOTAL ALL FUNDS		454	2,999,490.13

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, found in the Miscellaneous Appendix to these Minutes together with a separate Resolution approving payment of said claims. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said General Claims Docket and Payroll Docket Nos. 1- 3 were and are hereby approved and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

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

Thereafter, at the request and recommendation of Mr. Vance, Mr. Bishop did offer and Ms. Jones did second a motion to approve a supplemental claims docket dated November 7, 2016 containing the claims of Fleetcor Technologies and direct that invoice numbers should be attached to each claim listed on the supplemental docket and direct the Chancery Clerk to include said claims in the Summary of Claims to be published as required by law, found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Absent <sup>1</sup>
Supervisor David E. Bishop	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 7<sup>th</sup> day of November, 2016.

***In re: Authorization of Board President to Execute Invoice***

At the request of Sheriff Randy Tucker, Mr. Griffin did offer and Mr. Steen did second a motion to authorize the Board President to execute those certain invoices unto MDOC for housing of prisoners. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

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

***In re: Appointment to the Madison County Wastewater Authority Board***

Mr. Baxter did offer and Ms. Jones did second a motion to appoint Mr. Keith O’Keefe to the Madison County Wastewater Authority Board replacing Mr. Scott Weeks. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. O’Keefe was and is hereby appointed.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Approval of Resolution to Construct Two Lane Roadway***

RESOLUTION

WHEREAS, the Madison County Board of Supervisors desires to construct a new two-lane section of roadway from Parkway East to U.S. Highway 51 at Green Oak Lane to provide additional capacity to help relieve congestions issues by providing an alternate route for east/west traffic; and

WHEREAS, federal funding was received to conduct an environmental and location study for providing the connection from Parkway East eastward crossing the CNIC rail road and connecting to U.S. Highway 51; and

WHEREAS, an Environmental Assessment (EA) was determined to be the appropriate environmental and location study to conduct; and

WHEREAS, Alternative No. 2 was selected as the Preferred Alternative based upon the findings of the Environmental Assessment and associated location study; and

THEREFORE BE IT RESOLVED, that the Madison County Board of Supervisors supports the presentation of the Draft Environmental Assessment at a Public Hearing with Alternative No. 2 as the Preferred Alternative.

Ms. Jones did offer and Mr. Baxter did second a motion to adopt and approve the aforementioned Resolution and authorize the Board President to execute same. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Removal of Appointment to  
Madison County Wastewater Authority Board***

Mr. Baxter did offer and Ms. Jones did second a motion to remove Mr. Scott Weeks from the Madison County Wastewater Authority Board to allow for Mr. Keith O'Keefe to fill position. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Authorization of Extension LSBP Funds***

At the request and recommendation of State Aid/LSBP Engineer Jim Hust, Mr. Steen did offer and Mr. Bishop did second a motion to authorize the Board President to execute a letter to State Aid requesting a twelve month extension for the LSBP funds. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

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

WHEREAS, the Board of Supervisors, after beginning the meeting in open session, determined that it was necessary to enter into closed session for a brief discussion to ascertain whether an Executive Session was needed to discuss litigation involving the Warnock & Associates lawsuit, L&J Holdings and Cedarstone Commercial litigation,

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Supervisor Baxter did offer a motion to make a closed determination upon the issue of whether or not to declare an Executive Session for the purpose of discussing litigation involving the Warnock & Associates lawsuit, L&J Holdings and Cedarstone Commercial with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Chancery Clerk Ronny Lott, County Administrator Tony Greer, Board Attorney Katie Bryant Snell, County Engineer/Road Manager Dan Gaillet, State Aid/LSBP Engineer Jim Hust and Sheriff Randy Tucker. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Entering into Executive Session***

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

Following discussion, Mr. Baxter did offer and Mr. Bishop did second a motion to enter into Executive Session to discuss litigation involving the Warnock & Associates lawsuit, L&J Holdings and Cedarstone Commercial litigation. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and President Baxter declared the Board to be in Executive Session for the consideration of such matters and the Chancery Clerk announced to the public the purpose for the Executive Session.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

Thereafter, Mr. Griffin did offer and Ms. Jones did second a motion to adjourn the Executive Session and announce to the public no action was taken therein. The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the President declared Executive Session adjourned and the Chancery Clerk did announce to the public no action was taken therein.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Correction, Nunc Pro Tunc, of the Minutes of the Madison County Board of Supervisors of October 17, 2016 Concerning the Appeal Hearing on Site Plan - Cedarstone Commercial***

Ms. Jones did offer and Mr. Steen did second a motion to correct, *nunc pro tunc*, the minutes of the Madison County Board of Supervisors of October 17, 2016 on the appeal hearing of the site plan submitted by Cedarstone Commercial to reflect:

WHEREAS, Mr. Weeks reported that covenants must be recorded, pursuant to Miss Code Ann. 89-5-5, to be applied to the aforementioned property and **because the proposed covenants**



**were not filed, they were not enforceable, and the original Planning & Zoning Board minutes and the Board of Supervisors minutes did not reflect any such conditions,**

The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said minutes were and are hereby corrected, *nunc pro tunc*.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

***In re: Correction, Nunc Pro Tunc, of the Minutes of the Madison County Board of Supervisors of October 17, 2016 Concerning the Appeal Hearing on Site Plan - L&J Holdings, LLC***

Ms. Jones did offer and Mr. Bishop did second a motion to correct, *nunc pro tunc*, the minutes of the Madison County Board of Supervisors of October 17, 2016 on the appeal hearing of the site plan submitted by L&J Holdings, LLC to reflect:

WHEREAS, Mr. Clark reported that the petitioners at the time of rezoning were Phillip Nelson and Sartain Associates, Inc. However, Sartain Associates, Inc. did not hold title to the property at the time of the alleged covenants, **and as with the Cedarstone Commercial appeal, the proposed covenants were not filed, and the original Planning & Zoning minutes and the Board of Supervisors minutes did not reflect any such conditions,**

The vote on the matter being as follows:

Supervisor Sheila Jones	Aye
Supervisor Trey Baxter	Aye
Supervisor Gerald Steen	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said minutes were and are hereby corrected, *nunc pro tunc*.

SO ORDERED this the 7<sup>th</sup> day of November, 2016.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor David Bishop and seconded by Supervisor Sheila Jones and approved by the unanimous vote of those present, the October 17, 2016 meeting of the Board of Supervisors was adjourned until Friday, November 18, 2016 at 5:00 pm. at the MCEDA Center.

\_\_\_\_\_  
Trey Baxter, President  
Madison County Board of Supervisors

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

ATTEST:

\_\_\_\_\_  
Romny Lott, Chancery Clerk

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

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