

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

REGULAR MEETING OF June 17, 2019  
Adjourned from a meeting conducted on June 3, 2019

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on June 17, 2019, 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  
Chancery Clerk Ronny Lott  
Chief Deputy Sheriff Jeremy Williams on behalf of Sheriff Randy Tucker

Absent:

Supervisor Paul Griffin

Also Present:

County Administrator 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 June 3, 2019***

At the request and recommendation of Chancery Clerk Ronny Lott, Mr. Steen did offer and Mr. Bishop did second a motion to approve the minutes of June 3, 2019 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	Absent

the matter carried by the unanimous vote of those present and the minutes of June 3, 2019 were and are hereby approved.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Consideration to Bury Unclaimed Body***

WHEREAS, Mr. Karl M. Banks of People's Funeral Home appeared before the Board and reported that Mr. Samuel Earl State passed away on March 26, 2019 and the family members

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

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

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of the deceased have been unwilling to claim his body and, therefore, requested the Board authorize the Road Department to bury Mr. State in the county-owned cemetery on George Washington Avenue in Canton, a copy of Mr. Banks' memo may be found in the Miscellaneous Appendix to these Minutes.

Following discussion, Mr. Bishop did offer and Mr. Baxter did second a motion to direct Board Attorney Katie Bryant Snell to provide a five-day written notice to all family members of Mr. State, pursuant to Miss Code § 41-39-5, inquiring as to the burial of Mr. State. 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	Absent

the matter carried by the unanimous vote of those present and Ms. Snell was and is hereby directed.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

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

Ms. Jones did offer and Mr. Bishop did second a motion to open the public hearing on the matter of increasing certain real and personal property assessments for various tax years. 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	Absent

the matter carried by the unanimous vote of those present and the public hearing was and is hereby opened.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

Thereafter, the Chancery Clerk did advise that the appropriate notices on the matter of increasing certain real and personal property assessments for various tax years on certain parcels in the county, 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, by regular mail to the affected property owners, and the Board does find that said notices were sufficient, and

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

Mr. Baxter 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	Absent

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

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

the matter carried by the unanimous vote of those present and the public hearing was and is hereby closed.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

Thereafter, Ms. Jones did offer and Mr. Baxter did second a motion to approve the assessment increase for the individual(s) and parcel number(s) 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	Absent

the matter carried by the unanimous vote of those present and the assessment of the parcel(s) reflected thereon were and are hereby approved and adopted.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***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

Therefore, Mr. Baxter did offer and Ms. Jones did second a motion to take the following actions on the Consent Agenda:

5. **HR - Approve Personnel Matters**  
(Attached hereto as Exhibit A)
6. **B&G - Approve Use of Rogers Park - Hudson**
7. **CA - Approve Reimbursement Request of Waste Tire Grant and Authorize the Board President to execute same**  
(Attached hereto as Exhibit B)
8. **CA - Approve Travel and Related Expenses for Mississippi Coroner Medical Examiner 2019 Summer Conference / Alex Breland & Joel Shows / D'Iberville, MS / June 18-21, 2019**
9. **CA - Acknowledge FY 2020 Budget Request - Madison County Soil & Water Conservation**  
(Attached hereto as Exhibit C)
10. **CA - Acknowledge Budget Request - Central MS Planning & Development**  
(Attached hereto as Exhibit D)
11. **CA - Acknowledge Budget Request - American Red Cross**  
(Attached hereto as Exhibit E)
12. **CA - Acknowledge Budget Request - Madison County Library System**  
(Attached hereto as Exhibit F)
13. **ChClrk - Approve 16th Section Land Leases Contract**
14. **COMP - Approve Clerk of the Board - April 2019**
15. **COMP - Acknowledge Invoice Rejection - Helena Agri-Ent., LLC**  
(Attached hereto as Exhibit G)
16. **ElecComm - Approve voting technicians Rodderick Greene and Tressa Carliss for 220 hours at \$25 per hour for the Primary Election, August 6<sup>th</sup> and the August 27<sup>th</sup>**

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

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**Primary Run-Off Election**  
(Attached hereto as Exhibit H)

17. **ElecComm - Approve Travel and Related Expenses for 2019 Annual National Election Conference / Leroy Lacy and Azzie Jackson-Adams / Orlando, FL / August 17-21, 2019**
18. **ENG - Approve Utility Permit submitted by CMU for service along Stokes Road and Authorize the Board President to execute same**
19. **ENG - Approve Utility Permit submitted by cSpire for service along Lake Cavalier Road and Authorize the Board President to execute same**
20. **ENG - Approve Utility Permit submitted by cSpire for service along Green Oak Road and Authorize the Board President to execute same**
21. **ENG - Approve Monthly Bridge Report**
22. **ENG - Approve Monthly Engineering Report**
23. **IT - Approve Venture Technologies Support Renewal on Cisco Network Equipment at EMA Building and Authorize the Board President to execute same**  
(Attached hereto as Exhibit I)
24. **PC - Approve June 2019 Travel Card Reconciliation and Authorize Payment of same**
25. **PC - Approve June 2019 Procurement Card Reconciliation and Authorize Payment thereof**
26. **PC - Approve Department Employees Authorized to Submit Purchase Requisitions**  
(Attached hereto as Exhibit J)
27. **RD - Authorize Helena Chemical to spray two applications of spray growth retardant and weed killer at \$67.12 per mile, for up to 563 miles, for a total of \$37,789 per application**
28. **TA - Approve 2018 Real Property Increase - Signed**
29. **TA - Approve 2018 Real Property Decreases**
30. **TA - Approve 2018 Homestead Exemption Amended Applications**

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	Absent

the matter carried by the unanimous vote of those present and each item was and is hereby approved, adopted and authorized as described herein above.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Resolution***  
**Directing the Issuance of a General Obligation Note**

There came on for consideration the matter of issuing a general obligation note of Madison County, Mississippi and, after a discussion of the subject matter, Supervisor David Bishop offered and moved the adoption of the following resolution:

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

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

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**RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI DIRECTING THE ISSUANCE OF A ONE MILLION SIX HUNDRED THIRTY FIVE THOUSAND DOLLARS (\$1,635,000) GENERAL OBLIGATION NOTE, SERIES 2019 OF MADISON COUNTY, MISSISSIPPI FOR THE PURPOSE OF RAISING MONEY TO PROVIDE FOR THE COUNTY CAPITAL PROJECTS DESCRIBED HEREIN; AWARDED THE SALE OF SAID NOTE; PRESCRIBING THE FORM AND DETAILS OF SAID NOTE; PROVIDING CERTAIN COVENANTS OF SAID COUNTY IN CONNECTION WITH SAID NOTE AND DIRECTING THE PREPARATION, EXECUTION AND DELIVERY THEREOF; RATIFYING THE PUBLICATION OF A NOTICE OF NOTE SALE IN CONNECTION WITH SAID NOTE AND THE DISTRIBUTION OF MATERIALS RELATED TO THE SALE AND ISSUANCE OF SAID NOTE; AND FOR RELATED PURPOSES.**

WHEREAS, the Board of Supervisors of Madison County, Mississippi (the "Governing Body"), acting for and on behalf of Madison County, Mississippi (the "County") are authorized by Sections 19-9-1 et seq., Mississippi Code of 1972, as amended and supplemented from time to time (the "County Act") to issue general obligation bonds to raise money for following purposes, as set forth therein, (a) constructing, reconstructing, and repairing the following roads, highways and bridges within the County, to wit: Caroline Boulevard, McCullough Lane, Cane Creek Road, Livingston Drive, Livingston Cove, Bidon Drive, Old Agency Parkway, Old Agency Road, and Hoy Road, and acquiring the necessary land, including land for road building materials, acquiring rights-of-way therefor; and the purchase of construction equipment and accessories thereto reasonably required to construct, repair and renovate said roads, highways and bridges and approaches thereto within the County, and (b) providing the costs of issuance thereof (collectively, (a) and (b) constitute the "Project"); and

WHEREAS, pursuant to Sections 17-21-51 through 17-21-55, Mississippi Code of 1972, as amended and supplemented from time to time (the "Note Act" and collectively with the County Act, the "Act"), the Governing Body, acting for and on behalf of the County, is authorized to issue negotiable notes of the County for any purpose for which the Governing Body is otherwise authorized to issue bonds, notes or certificates of indebtedness, including those set forth in the County Act; and

WHEREAS, on May 20, 2019, the Governing Body adopted a resolution (the "Intent Resolution") declaring the necessity for the sale and issuance of a negotiable note of the County to raise money for the purpose of financing the Project, authorizing the publication of a Notice of Note Sale in connection with such note (the "Notice"), and authorizing the distribution of a proposal for purchase (the "Proposal") and other materials and information convenient to the sale of such note; and

WHEREAS, the Governing Body is authorized pursuant to the Act to provide funding for the Project through the issuance of a negotiable note or notes of the County secured by a pledge of the full faith, credit and resources of the County; and

WHEREAS, the Governing Body has determined that it is necessary and advisable to issue a general obligation note of the County in the aggregate principal amount of One Million Six Hundred Thirty Five Thousand Dollars (\$1,635,000) in order to finance the Project, including payment of the costs of the sale and issuance of such note; and

WHEREAS, such general obligation note shall be designated as the \$1,635,000 Madison County, Mississippi General Obligation Note, Series 2019 (the "Note"); and

WHEREAS, the Project is in accordance with the provisions of the Act; and

WHEREAS, pursuant to the direction of the Intent Resolution and as required by the Note Act, the Chancery Clerk of the County (the "Clerk") and Butler Snow LLP ("Special Counsel") prepared and published the Notice in The Madison County Journal, Ridgeland, Mississippi, a

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

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

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newspaper having general circulation in the County and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended and supplemented from time to time, on May 30, 2019, as provided in the proof of publication attached hereto as Exhibit A; and

WHEREAS, pursuant to the Intent Resolution, the President of the Governing Body of the County (the "President"), Special Counsel and Government Consultants, Inc., as independent registered municipal advisor to the County (the "Financial Advisor"), prepared and distributed a Bid Memorandum, the Notice and the Proposal to prospective purchasers of the Note in the forms attached hereto as Exhibit B; and

WHEREAS, at or prior to the hour of 5:00 p.m., Mississippi time, on this 17th day of June, 2019, there was filed with the Governing Body seven (7) sealed proposals on the form of the Proposal which are attached hereto as Exhibit C and made a part hereof for the purchase of the Note pursuant to the terms and provisions of the Notice, as follows:

<b>Name of Bidder</b>	<b>Interest Rate</b>
Bank of Yazoo	1.508718%
Bank Plus	2.25
Community Bank of Mississippi	2.40
Priority One Bank	2.34
Regions Bank	2.22
Renasant Bank	2.40
Trustmark National Bank	2.54

WHEREAS, said Proposals have been read at length and have been considered by the Governing Body; and

WHEREAS, the Proposal of Bank of Yazoo (the "Purchaser") produces the lowest interest rate on the Note; and

WHEREAS, the Note Act limits the aggregate amount of debt outstanding under the Note Act at any one time to the greater of Two Hundred Fifty Thousand and No/100ths Dollars (\$250,000) or one percent (1%) of the assessed value of all taxable property within the County according to the last completed assessment for taxation; and

WHEREAS, the assessed value of all taxable property within the County, according to the last completed assessment for taxation, is One Billion Seven Hundred Sixty Two Million Seven Hundred Sixteen Thousand Six Hundred Thirteen Dollars (\$1,762,716,613), and

WHEREAS, one percent (1%) of the assessed value of all taxable property located within the County is Seventeen Million Six Hundred Twenty-Seven Thousand One Hundred Sixty-Six Dollars (\$17,627,166); and

WHEREAS, the County presently has Eight Million Three Hundred Forty Thousand Dollars (\$8,340,000) in outstanding indebtedness under the Note Act; and

WHEREAS, the issuance of the Note under the Act for the purpose of funding the Project will not exceed any constitutional or statutory limitation upon indebtedness which may be incurred by the County including those set forth in Section 19-9-5 of the County Act and Section 17-21-51 of the Note Act; and

WHEREAS, it is the opinion of the Governing Body that the best interest of the County will be served by the acceptance of the aforesaid Proposal of the Purchaser; and

WHEREAS, the issuance of the Note for the purpose of providing funds to finance the Project will result in a substantial public benefit to the citizens of the County; and

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

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

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WHEREAS, it has now become necessary that the Governing Body proceed to make provision for the preparation, execution, issuance and delivery of the Note.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY, ACTING FOR AND ON BEHALF OF THE COUNTY, AS FOLLOWS:

SECTION 1. This resolution is adopted pursuant to the Act and the Constitution and laws of the State and all recitations hereinabove made are found and adjudicated to be true and correct.

SECTION 2. The Proposal of the Purchaser is hereby declared to be the best responsible Proposal and the one offering to purchase the Note at such rate of interest as will produce the lowest interest rate for the County.

SECTION 3. The Proposal of the Purchaser be, and the same is hereby, accepted, subject to the conditions of the Notice and this resolution, and in accordance with said Proposal.

SECTION 4. The President be, and such officer is hereby, authorized and directed to accept the Proposal of the Purchaser and to endorse upon the Proposal of the Purchaser, for and on behalf of the County, a suitable notation as evidence of the acceptance by the County of the Proposal of the Purchaser and to do all other acts and things required to evidence the County's acceptance thereof.

SECTION 5. Proceeding under the authority of the Act, there shall be and there is hereby authorized and directed to be issued a General Obligation Note, Series 2019 of the County in the aggregate principal amount of One Million Six Hundred Thirty Five Thousand Dollars (\$1,635,000) for the purpose of providing financing for the Project, including paying the costs of the sale and issuance of the Note. In consideration of the purchase and acceptance of the Note, this resolution shall constitute a contract between the County and the registered holder from time to time of the Note. Pursuant to the Act, the Note shall be a general obligation of the County, and the full faith, credit and resources of the County are hereby irrevocably pledged for the payment of the principal of and interest on the Note. For the purposes of effectuating and providing for the payment of the principal of and interest on the Note, as the same shall mature and accrue, there shall be and is hereby levied a direct, continuing special ad valorem tax upon all of the taxable property within the geographical limits of the County, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Note; provided, however, that such tax levy for any year shall be abated pro tanto to the extent the County on or prior to September 1 of that year has transferred money to the Note Fund (as hereinafter defined), or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Note due during the ensuing fiscal year of the County. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the County are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to rate or amount. The avails of said tax are hereby irrevocably pledged for the payment of the principal of and interest on the Note as the same shall respectively mature and accrue. Should there be a failure in any year to comply with the requirements of this Section 5, such failure shall not impair the right of the registered holder of the Note in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Note, both as to principal and interest.

SECTION 6. The Note will be dated and bear interest from the date of its delivery; will be delivered in the denomination of \$1,635,000; will be numbered 1; will be issued in registered form; and will bear interest, payable on January 1 and July 1 of each year, commencing on January 1, 2020, at the rate of 1.508718% per annum. Interest will be payable by check or draft of the Chancery Clerk of Madison County, Mississippi (the "Paying and Transfer Agent") made payable to the registered holder of the Note as of the close of business on the date which shall be

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

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

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the fifteenth (15th) day (whether or not a business day) preceding such interest payment date and named in and mailed to the address appearing on the registration books of the County kept and maintained by the Paying and Transfer Agent (the "Registration Books"). Interest on the Note will be computed on the basis of a 360-day year consisting of twelve (12) thirty (30) day months.

Principal of the Note will be payable at the office of the Paying and Transfer Agent on July 1 in the following years and amounts:

<b>Year (July 1)</b>	<b>Principal Amount</b>
2020	\$817,500
2021	817,500

SECTION 7. The Note will be subject to redemption prior to maturity, at the option of the County, in whole or in part, on any date, at the principal amount thereof together with accrued interest to the date fixed for redemption and without premium. Notice of each such redemption shall be mailed, postage prepaid, not less than two (2) business days prior to the redemption date, to the registered owner of the Note to be redeemed at the address appearing on the registration books of the County maintained by the Paying and Transfer Agent.

If the Note is redeemed in part, amounts paid in connection with such partial redemption shall be applied first to interest to the extent then accrued and the remainder shall be applied to principal installments due thereunder as determined by the Governing Body. In case the Note is to be redeemed in part only, the notice of redemption for the Note shall state the part or portion thereof to be redeemed.

Notice having been given in the manner and under the conditions hereinabove provided, the Note or portions thereof so called for redemption shall, on the date designated for redemption in such notice, become and be due and payable at the redemption price provided for redemption of the Note or portions thereof on such date. On the date so fixed for redemption, provided moneys for payment of the redemption price shall be held in separate accounts by the Paying and Transfer Agent in trust for the holder of the Note or portions thereof to be redeemed, interest on the Note or portions thereof so called for redemption shall cease to accrue, such Note or portions thereof shall cease to be entitled to any lien, benefit or security under this resolution, and the holder of the Note or portions thereof shall have no right in respect thereof except to receive payment of the redemption price thereof.

SECTION 8. Pursuant to the authority granted by the Act and the Registered Bond Act, being Sections 31-21-1 et seq., Mississippi Code of 1972, as amended and supplemented from time to time (the "Registered Bond Act"), the Note shall be executed by the manual signature of the President and the official seal of the County shall be affixed or otherwise reproduced thereon, attested by the Clerk, and the Note shall be authenticated by the Paying and Transfer Agent. The Paying and Transfer Agent shall authenticate the Note by executing the Certificate of Registration and Authentication thereon and the Note shall not be valid or become obligatory for any purpose until such certificate shall have been duly executed by the Paying and Transfer Agent. Such certificate, when duly executed on behalf of the County, shall be conclusive evidence that the Note so authenticated has been duly authenticated and delivered. The validation and registration certificate, for which provision is hereinafter made, to appear on the Note, shall be executed by the Clerk, and the said certificate may be executed by the manual or facsimile signature of the Clerk. The Note shall be delivered to the Purchaser upon payment of the purchase price therefor in accordance with the terms and conditions of its sale and award and this resolution. Prior to or simultaneously with the delivery by the Paying and Transfer Agent of the Note, the County shall file with the Paying and Transfer Agent: (a) a copy, certified by the Clerk, of the transcript of proceedings of the Governing Body in connection with the authorization, sale, issuance and validation of the Note; and (b) an authorization to the Paying and Transfer Agent, signed by the President, to authenticate and deliver the Note to the

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

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

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Purchaser. At delivery, the Paying and Transfer Agent shall authenticate the Note and deliver it to the Purchaser upon payment of the purchase price of the Note to the County in accordance with this resolution. When the Note shall have been executed as herein provided, it shall be registered as an obligation of the County in a book maintained for that purpose, and the Clerk shall cause to be imprinted upon the Note, over the Clerk's signature and seal, the Clerk's certificate in substantially the form set out in Section 9 hereof.

SECTION 9. The form of the Note, the certificates to appear on the Note and the Certificate of Registration and Authentication shall be in substantially the following forms and the President and the Clerk be, and are hereby, authorized and directed to make such changes, insertions and omissions therein as may in their opinions be required prior to the issuance and delivery thereof:

[FORM OF NOTE]

THE SALE, ASSIGNMENT, REPLACEMENT OR TRANSFER  
OF THIS NOTE IS SUBJECT TO THE RESTRICTIONS IMPOSED  
THEREON BY THE WITHIN MENTIONED RESOLUTION

Registered  
No. 1

\$1,635,000

UNITED STATES OF AMERICA  
MADISON COUNTY, MISSISSIPPI  
GENERAL OBLIGATION NOTE,  
SERIES 2019

Madison County, Mississippi (the "County") for value received, hereby promises to pay to Bank of Yazoo as registered holder hereof, or its legal representatives or registered assigns as hereinafter provided (the "Registered Holder") at the times and in the amount set forth below, the principal sum of

ONE MILLION SIX HUNDRED THIRTY FIVE THOUSAND DOLLARS

in any coin or currency of the United States of America which, on the date of payment thereof is legal tender for the payment of public and private debts, and to pay in like coin or currency, interest thereon from and including the date hereof at the rate of 1.508718% per annum payable on January 1 and July 1 of each year, commencing on January 1, 2020. Interest will be payable by check or draft of the Chancery Clerk of Madison County, Mississippi (the "Paying and Transfer Agent") made payable to the Registered Holder of this Note as of the close of business on the date which shall be the fifteenth (15th) day (whether or not a business day) preceding such interest payment date and named in and mailed to the address appearing on the registration books of the County held and maintained by the Paying and Transfer Agent. Interest on this Note will be computed on the basis of a 360-day year consisting of twelve (12) thirty (30) day months. Principal of the Note will be payable at the office of the Paying and Transfer Agent on July 1 in the following years and amounts:

Year (July 1)	Principal Amount
2020	\$817,500
2021	817,500

This Note is issued pursuant to the authority of and in full compliance with Sections 17-21-51 through 17-21-55, Mississippi Code of 1972, as amended and supplemented from time to time (the "Note Act"), and Sections 19-9-1 et seq., Mississippi Code of 1972, as amended and supplemented from time to time (the "County Act" and together with the Note Act, the "Act"), and a resolution duly adopted by the Board of Supervisors of the County on May 20, 2019 (the

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

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

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"Resolution"). This Note is subject to all terms and conditions of the Resolution. Terms not otherwise defined herein shall have the same meanings ascribed to them in the Resolution.

This Note is issued by the County to raise money for the purpose of (a) constructing, reconstructing, and repairing the following roads, highways and bridges within the County, to wit: Caroline Boulevard, McCullough Lane, Cane Creek Road, Livingston Drive, Livingston Cove, Bidon Drive, Old Agency Parkway, Old Agency Road, and Hoy Road, and acquiring the necessary land, including land for road building materials, acquiring rights-of-way therefor; and the purchase of construction equipment and accessories thereto reasonably required to construct, repair and renovate said roads, highways and bridges and approaches thereto within the County, and (b) providing the costs of issuance of the Note.

This Note shall be a general obligation of the County and shall be secured by a pledge of the full faith, credit and resources of the County. For the purposes of effectuating and providing for the payment of the principal of and interest on the Note, as the same shall mature and accrue, there shall be levied a direct, continuing special ad valorem tax upon all of the taxable property within the geographical limits of the County, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Note; provided, however, that such tax levy for any year shall be abated pro tanto to the extent the County on or prior to September 1 of that year has transferred money to the Note Fund established pursuant to the Resolution, or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Note due during the ensuing fiscal year of the County. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the County are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to rate or amount. The avails of said tax are irrevocably pledged for the payment of the principal of and interest on the Note as the same shall respectively mature and accrue. Should there be a failure in any year to comply with these requirements, such failure shall not impair the right of the registered holder of the Note in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Note, both as to principal and interest.

This Note will be subject to redemption prior to maturity, at the option of the County, in whole or in part, on any date, at the principal amount thereof together with accrued interest to the date fixed for redemption and without premium. Notice of each such redemption shall be mailed, postage prepaid, not less than two (2) business days prior to the redemption date, to the registered owner of the Note to be redeemed at the address appearing on the registration books of the County maintained by the Paying and Transfer Agent.

If this Note is redeemed in part, amounts paid in connection with such partial redemption shall be applied first to interest to the extent then accrued and the remainder shall be applied to principal installments due hereunder as determined by the President and Board of Supervisors of the County. In case this Note is to be redeemed in part only, the notice of redemption for this Note shall state the part or portion thereof to be redeemed.

Notice having been given in the manner and under the conditions hereinabove provided, this Note or portions thereof so called for redemption shall, on the date designated for redemption in such notice, become and be due and payable at the redemption price provided for redemption of this Note or portions thereof on such date. On the date so fixed for redemption, provided moneys for payment of the redemption price shall be held in separate accounts by the Paying and Transfer Agent in trust for the Registered Holder of this Note or portions thereof to be redeemed, interest on this Note or portions thereof so called for redemption shall cease to accrue, such Note or portions thereof shall cease to be entitled to any lien, benefit or security under the Resolution, and the Registered Holder of this Note or portions thereof shall have no right in respect thereof except to receive payment of the redemption price thereof. If the date for payment of the principal of or interest on this Note shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the County are authorized by law or

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

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

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executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the normal day of payment.

This Note may be transferred or exchanged by the Registered Holder hereof in person or by such Registered Holder's attorney duly authorized in writing at the principal office of the Paying and Transfer Agent, but only in the manner, subject to the limitations in the Resolution, and upon surrender and cancellation of this Note. Upon such transfer or exchange, a new note of like amount, tenor and maturity will be issued.

The County and the Paying and Transfer Agent may deem and treat the Registered Holder hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof and interest due hereon and for all other purposes and neither the County nor the Paying and Transfer Agent shall be affected by any notice to the contrary.

It is hereby certified and recited that all acts, conditions and things required to exist, to happen, and to be performed precedent to and in the issuance of this Note exist, have happened and have been performed in regular and due form and time as required by the laws and the provisions of the Constitution of the State of Mississippi applicable thereto, and that the issuance of this Note does not violate any constitutional or statutory limitation or provision.

This Note shall bind the County and its successors and assigns, and the benefits hereof shall inure to the Registered Holder hereof and its successors and assigns.

IN WITNESS WHEREOF, Madison County, Mississippi has issued this Note and has caused the same to be executed by the President of the Board of Supervisors of the County and attested by the Chancery Clerk of the County and its seal to be impressed hereon, all as of the \_\_\_\_ day of July, 2019.

(SEAL)

MADISON COUNTY, MISSISSIPPI  
By /s/ Trey Baxter  
President, Board of Supervisors

ATTEST:  
/s/ Ronny Lott  
Chancery Clerk

#### **CERTIFICATE OF REGISTRATION AND AUTHENTICATION**

This is the Note described in the within mentioned Resolution of the Board of Supervisors of Madison County, Mississippi.

CHANCERY CLERK, MADISON  
COUNTY, MISSISSIPPI, as Paying and  
Transfer Agent

By  
Authorized Signatory

Date of Registration and Authentication: \_\_\_\_\_

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

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

***For Searching Reference Only: Page 11 of 33 (6/17/19)***

**VALIDATION AND REGISTRATION CERTIFICATE**

**STATE OF MISSISSIPPI**

**COUNTY OF MADISON**

I, Ronny Lott, the Chancery Clerk of Madison County, Mississippi, do hereby certify that the issuance of the within Note has been validated and confirmed by decree of the Chancery Court of Madison County, Mississippi, rendered on the \_\_\_\_ day of July, 2019 pursuant to the Act and that the within Note has been registered as an obligation of said County pursuant to law in a record kept in my office for that purpose.

(SEAL)

Chancery Clerk of Madison County,  
Mississippi

**ASSIGNMENT**

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

\_\_\_\_\_  
(Name and Address of Assignee)

the within Note and does hereby irrevocably constitute and appoint \_\_\_\_\_ as registrar and transfer agent to transfer the within Note on the records kept for registration thereof with full power of substitution in the premises.

Signature guaranteed:

\_\_\_\_\_  
(Bank, Trust Company or Paying Agent)

\_\_\_\_\_  
(Authorized Officer)

Date of Assignment: \_\_\_\_\_

Insert Social Security Number or other Tax Identification Number of Assignee

NOTICE: The signature to this Assignment must correspond with the name of the registered holder as it appears upon the face of the within Note in every particular, without any alteration whatever, and must be guaranteed by a commercial bank or trust company or a member of a national securities exchange who is a member of a Medallion Signature Guarantee Program.

[END OF FORM OF NOTE]

SECTION 10. Subject to the restrictions contained herein, the registration of the Note may be transferred upon the Registration Books upon delivery to the Paying and Transfer Agent, accompanied by a written instrument or instruments of transfer in form and with guaranty of signatures satisfactory to the Paying and Transfer Agent, duly executed by the registered holder of the Note or by such registered holder's attorney-in-fact or legal representative, containing written instructions as to the detail of transfer of the Note, along with the social security number or federal employer identification number of such transferee. In all cases of a transfer of the Note, the Paying and Transfer Agent shall at the earliest practical time according to the provisions of this resolution enter the transfer of ownership in the Registration Books and shall deliver in the name of the transferee a new fully registered note identical to the Note. The

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

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

County may charge the registered holder of the Note for the registration of every such transfer of the Note sufficient to reimburse it for any tax, fee or any other governmental charge required (other than by the County) to be paid with respect to the registration of such transfer, and may require that such amounts be paid before any new such Note shall be delivered.

The Note may only be transferred upon compliance by the registered holder of the Note with the terms and provisions of this resolution, specifically; the registered holder of the Note must obtain from the purchaser or transferee thereof, and deliver to the County on or before the closing date thereof, a document satisfactory to the County to the effect that:

- (a) such purchaser is purchasing the Note for its own account for the purpose of investment and not with a view towards distribution or resale;
- (b) such purchaser has knowledge and experience in financial matters and is capable of evaluating the merits and risks of purchasing the Note;
- (c) such purchaser has read and fully understands this resolution;
- (d) such purchaser has had an opportunity to obtain and has received from the County all of the information, documents and materials which it regards as necessary to evaluate the merits and risks of its purchase of the Note;
- (e) such purchaser recognizes that Special Counsel is not responsible for any information contained in or omitted from materials regarding the County and the Note and acknowledges that it does not look to Special Counsel to obtain such information on its behalf; and
- (f) while it has no present intention to resell or otherwise dispose of all or any part of the Note purchased by it, such purchaser assumes responsibility for disclosing all material information in compliance with all applicable federal and state securities laws in the event of its resale or transfer of the Note.

The above limitation shall not prohibit the Purchaser from selling or transferring participation interests in the Note to other national or state banks or similar institutions provided that the holders of such participation interests shall provide a document similar to the one set forth above satisfactory to the County and Special Counsel, and such holders shall have no right to sell or transfer their participation interests without prior approval of the County except to the Purchaser.

If the date for payment of the principal of and interest on the Note shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the County are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the normal day of payment.

SECTION 11. (a) So long as the Note shall remain outstanding, the County shall maintain with the Paying and Transfer Agent records for the registration and transfer of the Note. The Paying and Transfer Agent is hereby appointed registrar for the Note, in which capacity the Paying and Transfer Agent shall register in such records and permit to be transferred thereon, under such reasonable regulations as may be prescribed, any Note entitled to registration or transfer.

(b) The County shall pay or reimburse the Paying and Transfer Agent for reasonable fees for the performance of the services normally rendered and the incurring of normal expenses reasonably and necessarily paid as are customarily paid to paying agents, transfer agents and note or bond registrars, subject to agreement between the County and the Paying and Transfer Agent. Fees and reimbursements for extraordinary services and expenses, so long as not occasioned by the negligence, misconduct or willful default of the Paying and Transfer Agent, shall be made by the County on a case-by-case basis, subject, where not prevented by emergency or other exigent circumstances, to the prior written approval of the Governing Body.

(c) (1) A Paying and Transfer Agent may at any time resign and be discharged of its duties and obligations as Paying and Transfer Agent, by giving at least sixty (60) days written notice to the County, and may be removed as Paying and Transfer Agent at any time by

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

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

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resolution of the Governing Body delivered to the Paying and Transfer Agent. The resolution shall specify the date on which such removal shall take effect and the name and address of the successor Paying and Transfer Agent, and shall be transmitted to the Paying and Transfer Agent being removed within a reasonable time prior to the effective date thereof; provided, however, that no resignation or removal of a Paying and Transfer Agent shall become effective until a successor Paying and Transfer Agent has been appointed pursuant to this resolution.

(2) Upon receiving notice of the resignation of the Paying and Transfer Agent, the County shall promptly appoint a successor Paying and Transfer Agent by resolution of the Governing Body. Any appointment of a successor Paying and Transfer Agent shall become effective upon acceptance of appointment by the successor Paying and Transfer Agent. If no successor Paying and Transfer Agent shall have been so appointed and have accepted appointment within thirty (30) days after the notice of resignation, the resigning Paying and Transfer Agent may petition any court of competent jurisdiction for the appointment of a successor Paying and Transfer Agent, which court may thereupon, after such notice as it may deem appropriate, appoint a successor Paying and Transfer Agent.

(3) In the event of a change of Paying and Transfer Agents, the predecessor Paying and Transfer Agent shall cease to be custodian of any funds held pursuant to this resolution in connection with its role as such Paying and Transfer Agent, and the successor Paying and Transfer Agent shall become such custodian; provided, however, that before any such delivery is required to be made, all reasonable fees, advances and expenses of the retiring or removed Paying and Transfer Agent shall be fully paid. Every predecessor Paying and Transfer Agent shall deliver to its successor Paying and Transfer Agent all books of account, registration records and all other records, documents and instruments relating to its duties as such Paying and Transfer Agent.

(4) Any successor Paying and Transfer Agent appointed under the provisions hereof shall be a bank, trust company or national banking association having Federal Deposit Insurance Corporation insurance of its accounts, duly authorized to exercise corporate trust powers and subject to examination by and in good standing with the federal and/or state regulatory authorities under the jurisdiction of which it falls.

(5) Every successor Paying and Transfer Agent appointed hereunder shall execute, acknowledge and deliver to its predecessor Paying and Transfer Agent and to the County an instrument in writing accepting such appointment hereunder, and thereupon such successor Paying and Transfer Agent, without any further act, shall become fully vested with all the rights, immunities and powers, and be subject to all the duties and obligations, of its predecessor.

(6) Should any transfer, assignment or instrument in writing be required by any successor Paying and Transfer Agent from the County to more fully and certainly vest in such successor Paying and Transfer Agent the estates, rights, powers and duties hereby vested or intended to be vested in the predecessor Paying and Transfer Agent, any such transfer, assignment and written instruments shall, on request, be executed, acknowledged and delivered by the County.

(7) The County will provide any successor Paying and Transfer Agent with certified copies of all resolutions, orders and other proceedings adopted by the Governing Body relating to the Note.

(8) All duties and obligations imposed hereby on a Paying and Transfer Agent or successor Paying and Transfer Agent shall terminate upon the accomplishment of all duties, obligations and responsibilities imposed by law or required to be performed by this resolution.

(d) Any corporation or association into which a Paying and Transfer Agent may be converted or merged, or with which it may be consolidated or to which it may sell or transfer its assets as a whole or substantially as a whole, or any corporation or association resulting from any

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

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

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such conversion, sale, merger, consolidation or transfer to which it is a party, shall be and become successor Paying and Transfer Agent hereunder and vested with all the powers, discretions, immunities, privileges and all other matters as was its predecessor, without the execution or filing of any instrument or any further act, deed or conveyance on the part of either the County or the successor Paying and Transfer Agent, anything herein to the contrary notwithstanding, provided only that such successor Paying and Transfer Agent shall be satisfactory to the County and eligible under the provisions of Section 11(c)(4) hereof.

SECTION 12. In case the Note shall become mutilated or be stolen, destroyed or lost, the County shall, if not then prohibited by law, cause to be delivered a new Note of like date, number, maturity and tenor in exchange and substitution for and upon cancellation of such mutilated Note, or in lieu of and in substitution for such Note stolen, destroyed or lost, upon the registered holder(s) paying the reasonable expenses and charges of the County in connection therewith, and in case of a Note stolen, destroyed or lost, such registered holder's filing with the County or Paying and Transfer Agent evidence satisfactory to it or them that such Note was stolen, destroyed or lost, and of such registered holder's ownership thereof, and furnishing the County or Paying and Transfer Agent with such security or indemnity as may be required by law and by them to save each of them harmless from all risks, however remote.

SECTION 13. The Note shall be prepared and executed as soon as may be practicable after the adoption of this resolution and shall be delivered thereafter to the Purchaser.

SECTION 14. If (a) the County shall pay or cause to be paid to the holder of the Note the principal of, and interest to become due thereon at the times and in the manner stipulated therein and herein, (b) all reasonable fees and expenses of the Paying and Transfer Agent shall have been paid, and (c) the County shall have kept, performed and observed all and singular the covenants and promises in the Note and in this resolution expressed as to be kept, performed and observed by it or on its part, then the Note shall cease to be entitled to any lien, benefit or security under this resolution and shall no longer be deemed to be outstanding hereunder.

SECTION 15. The person in whose name the Note shall be registered in the records of the County kept and maintained by the Paying and Transfer Agent may be deemed the absolute holder thereof for all purposes, and payment of or on account of the principal of or interest on the Note shall be made only to or upon the order of the registered holder thereof, or such registered holder's legal representative, but such registration may be changed as herein provided. All such payments shall be valid and effectual to satisfy and discharge the liability upon the Note to the extent of the sum or sums so paid.

SECTION 16. (a) The County shall maintain with a qualified depository thereof a special fund hereby created in the name of the County designated as the Series 2019 Note Fund (the "Note Fund") for the payment of the principal of and interest on the Note and the payment of the Paying and Transfer Agent's fees in connection therewith. There shall be deposited into the Note Fund as and when received:

- (1) the avails of any of the ad valorem taxes levied and collected pursuant to Section 5 hereof;
- (2) any income received from investment of monies in the Note Fund; and
- (3) any other funds available to the County which may be lawfully used for payment of the principal of and interest on the Note, and which the Governing Body, in its discretion, may direct to be deposited into the Note Fund.

(b) As long as any principal of and interest on the Note remains outstanding, the Clerk is hereby irrevocably authorized and directed to withdraw from the Note Fund sufficient monies to make the payments herein provided for and to transfer same to the account of the Paying and Transfer Agent in time to reach said Paying and Transfer Agent at least one (1) business day prior to the date on which said principal and interest shall become due.

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

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

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SECTION 17. (a) The principal proceeds received upon the sale of the Note shall be deposited with a qualified depository of the County in a special fund hereby created in the name of the County designated as the Series 2019 Note Project Fund from which there shall be first paid by the Clerk all expenses, premiums, fees and commissions incurred and deemed necessary or advantageous in connection with the authorization, sale, issuance, validation and delivery of the Note, including but not limited to, Special Counsel fees and legal expenses, Financial Advisor fees and expenses, County counsel fees and expenses and all claims that may have been incurred to date in connection with the Project, which payments shall be paid upon written approval by the President of the Governing Body, without the necessity of providing for such payments on the County claims docket.

(b) The balance of such proceeds shall be used, to the extent permitted by law, (1) for the costs of and costs associated with the Project or to reimburse the County for any expenses in connection with the costs of or costs associated with the Project to the extent permitted by the Internal Revenue Code of 1986, as amended (the "Code"); (2) to pay engineering, fiscal, trustee, printing, accounting, construction manager, feasibility consultant, legal expenses and development expenses incurred in connection with the Project or to reimburse the County for any expenses in connection with the Project to the extent permitted by the Code, and the issuance of the Note; (3) to pay the premium or premiums on any insurance or any form of guarantee obtained from any source to assure the prompt payment of principal and interest on the Note when due; and (4) to pay costs related to any suits and proceedings in connection with the Project, including any costs of settlement thereof.

SECTION 18. The County covenants to comply with each requirement of the Code, necessary to maintain the excludability of interest on the Note from gross income for federal income tax purposes, and in furtherance thereof, to comply with a certificate of the County to be executed and delivered concurrently with the issuance and delivery of the Note, or such other covenants as may, from time to time, be required to be complied with in order to maintain the excludability of interest on the Note from gross income for federal income tax purposes. Notwithstanding any other provisions to the contrary, so long as necessary in order to maintain the excludability of interest on the Note from gross income for federal income tax purposes under the Code, the covenants contained in this Section shall survive the payment of the Note and the interest thereon.

SECTION 19. The County hereby designates the Note as "qualified tax-exempt obligation" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the County hereby represents that:

(a) the County reasonably anticipates that the amount of tax-exempt obligations to be issued by it during the period from January 1, 2019 to December 31, 2019, and the amount of obligations designated as "qualified tax-exempt obligation" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Note; and

(b) for purposes of this Section 19, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the County: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

SECTION 20. Each member of the Governing Body, the President and the Clerk are hereby authorized to execute such documents, instruments and papers, and do such acts and things as may be necessary or advisable in connection with the authorization, sale, preparation, validation, execution, issuance and delivery of the Note.

SECTION 21. The decisions and determinations made by the President, the Clerk, the Financial Advisor and Special Counsel relating to the Note, and the actions taken by them in connection with the preparation and publication of the Notice and the preparation and

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

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

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distribution of the Bid Memorandum, the Notice, the Proposal, and the documents and materials included therewith, are hereby approved and ratified by the Governing Body.

SECTION 22. Except as otherwise expressly provided herein, nothing in this resolution, express or implied, is intended or shall be construed to confer upon any person or firm or corporation other than the County, the holder of the Note issued under the provisions of this resolution, the Governing Body and the Paying and Transfer Agent, any right, remedy, or claim, legal or equitable, under and by reason of this resolution or any of the provisions hereof. This resolution and all of its provisions are intended to be and shall be for the sole and exclusive benefit of the County, the Governing Body and the holder from time to time of the Note issued under the provisions of this resolution.

SECTION 23. All covenants, stipulations, obligations and agreements of the County contained in this resolution, shall be binding upon the County, and, except as otherwise provided in this resolution, all rights, powers and privileges conferred and duties and liabilities imposed upon the County by the provisions of this resolution, shall be exercised or performed by the County. No stipulation, obligation or agreement herein contained or any other document necessary to conclude the sale and issuance of the Note shall be deemed to be a stipulation, obligation or agreement of any officer, agent or employee of the County, including the Governing Body, in his or her individual capacity, and no such officer, agent or employee shall be personally liable on the Note or be subject to personal liability or accountability by reason of the sale and issuance thereof.

SECTION 24. The Clerk of the County is hereby appointed Paying and Transfer Agent in connection with the Note.

SECTION 25. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein. Supervisor Sheila Jones seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

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

The motion having received the affirmative vote of a majority of the members of the Governing Body present, being a quorum of said Governing Body, the President declared the motion carried and the resolution adopted this, the 17th day of June, 2019.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

EXHIBIT A  
PROOF OF PUBLICATION OF NOTICE OF NOTE SALE  
(found in the Miscellaneous Appendix to these Minutes)

EXHIBIT B  
NOTICE OF NOTE SALE AND  
FORM OF PROPOSAL FOR PURCHASE  
(found in the Miscellaneous Appendix to these Minutes)

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

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

***For Searching Reference Only: Page 17 of 33 (6/17/19)***

EXHIBIT C  
PROPOSALS FOR PURCHASE  
(found in the Miscellaneous Appendix to these Minutes)

***In re: Approval of Board Orders  
Simpson Road Bridge and Hart Road Bridge***

At the request and recommendation of Mr. Brad Ingalls on behalf of State Aid/LSBP Engineer John McKee, Mr. Bishop did offer and Ms. Jones did second a motion to approve those certain Board Orders, attached as Collective Exhibit K, for the Simpson Road Bridge and Hart Road Bridge replacement projects and authorize each Supervisor 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	Absent

the motion carried by the unanimous vote of those present and said Board Orders were and are hereby approved and the each Supervisor was and is hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Addendum No. 1  
Haygood Group***

At the request and recommendation of County Administrator Shelton Vance, Mr. Steen did offer and Ms. Jones did second a motion to approve that certain Addendum No. 1 submitted by Haygood Group, attached as Exhibit L, for the design services of the Madison County Historic Courthouse in the amount of \$21,000.00 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	Absent

the motion carried by the unanimous vote of those present and said addendum was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Revised Reservation Application  
Historic Courthouse Grounds***

At the request and recommendation of County Administrator Shelton Vance, Ms. Jones did offer and Mr. Bishop did second a motion to approve that certain revised application, attached as Exhibit M, for reservations for use of the Historic Courthouse Grounds. The vote on the matter being as follows:

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

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

***For Searching Reference Only: Page 18 of 33 (6/17/19)***

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

the matter carried by the unanimous vote of those present and said revised application was and is hereby approved.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approve Awarding Bid  
Gluckstadt Road Improvements Project***

At the request and recommendation of County Engineer Dan Gaillet, Mr. Baxter did offer and Ms. Jones did second a motion to (1) acknowledge those certain bids received for construction of the Gluckstadt Road Improvements Project and (2) award the best and lowest bid to Joe McGee Construction Company, Inc. in the amount of \$1,989,846.50 for the construction of the Gluckstadt Road Improvements Project being essential for the efficiency and economy for the operation of County government and authorize the Board President and the County Engineer to execute documents related thereto. 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	Absent

the matter carried by the unanimous vote of those present and said bids were and are hereby acknowledged and said bid was and is hereby awarded to Joe McGee Construction, Inc. and the Board President and the County Engineer were and are hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Professional Services Agreement  
Neel-Schaffer, Inc.***

At the request and recommendation of County Engineer Dan Gaillet, Mr. Baxter did offer and Ms. Jones did second a motion to approve that certain Professional Services Agreement, attached as Exhibit N, submitted by Neel-Schaffer, Inc. to provide construction engineering and inspection services for all phases related to the Gluckstadt Road Improvements Project from the intersection of Bozeman Road and Distribution 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	Absent

the matter carried by the unanimous vote of those present and said Agreement was and is hereby approved.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

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

***In re: Approval of Work Order No. 2  
Garver, LLC***

At the request and recommendation of County Engineer Dan Gaillet, Mr. Baxter did offer and Ms. Jones did second a motion to approve that certain Work Order No. 2, attached as Exhibit O, submitted by Garver, LLC for survey and design services of Yandell Road Drainage Project at a cost not to exceed \$27,150.00 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	Absent

the matter carried by the unanimous vote of those present and said Work Order No. 2 was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Discussion of Sink Hole  
Stillhouse Creek Drive***

At the request and recommendation of County Engineer Dan Gaillet, the Board of Supervisors did make a finding and determination that a dangerous sink hole has formed due to the failure of a pipe that carries roadway storm water from Stillhouse Creek Drive along private property at 222 Stillhouse Creek Drive,

Therefore, Mr. Baxter did offer and Ms. Jones did second a motion to (1) authorize the County Engineer to enter private property at 222 Stillhouse Creek Drive and (2) authorize Blurton and Banks to make necessary repairs to ensure the storm water is moving for the sake of public welfare, safety and health and to prevent further damage to county roadways at a cost of \$11,500.00 (3) approve that certain Temporary Construction Easement received from Kalyn Kramer and (4) authorize the Chancery Clerk to record same in Land Records. 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	Absent

the matter carried by the unanimous vote of those present and the County Engineer and Blurton and Banks were and are hereby authorized, said Temporary Construction Easement was and is hereby approved and the Chancery Clerk was and is hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval and Adoption of Resolution  
Reunion Phase II***

At the request and recommendation of County Engineer Dan Gaillet, Ms. Jones did offer and Mr. Baxter did second a motion to approve and adopt the following Resolution, to wit:

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

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

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**RESOLUTION**

WHEREAS, Madison County desires to relieve both the existing and future traffic congestion on the local traffic network between SR 463 and Gluckstadt Road in South Madison County; to accommodate the increasing traffic demands created by the educational, commercial, industrial, recreational and residential growth in Madison County; and to promote and enhance the economic growth of the area by providing a safe, efficient multi-lane facility that will effectively serve as another east-west corridor in south Madison County with access to Interstate I-55; and,

WHEREAS, the County desires to provide increased access for development that will occur along a proposed extension of the Reunion Parkway from Bozeman Road to Parkway East with an interchange on Interstate 55 between SR 463 and Gluckstadt Road; and,

WHEREAS, an Environmental Assessment/Finding of No Significant Impact (EA/FONSI) and an Interstate Access Request (IAR) were approved in 2008 for Alternative B-2 with a SPUI type interchange;

WHEREAS, upon further study and evaluation as to the current and future needs as documented in the ongoing EA Re-evaluation, Alternative B-2 Modified with a diamond and a loop type interchange has a better operation of traffic; and,

THEREFORE BE IT RESOLVED, that we support Alternative B-2 Modified as the County’s Preferred Alternative in the EA Re-Evaluation.

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	Absent

the matter carried by the unanimous vote of those present and the aforementioned Resolution was and is hereby approved and adopted.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Work Assignment No. 23  
Mendrop Engineering Resources, LLC***

At the request and recommendation of County Engineer Dan Gaillet, Mr. Bishop did offer and Mr. Baxter did second a motion to approve that certain Work Assignment No. 23, attached as Exhibit P, submitted by Mendrop Engineering Resources, LLC to provide hydrologic and hydraulic investigation of flooding along Way Road at a cost not to exceed \$14,150.00 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	Absent

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

the matter carried by the unanimous vote of those present and said Work Assignment was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Design Exception  
Providence Subdivision***

At the request and recommendation of Zoning Administrator Scott Weeks, Mr. Baxter did offer and Mr. Bishop did second a motion to approve the site plan for a gate at the entrance of Providence Subdivision with a design exception of 83 feet and authorize Mr. Weeks to issue a permit accordingly. 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	Absent

the matter carried by the unanimous vote of those present and said site plan was and is hereby approved and Mr. Weeks was and is hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Application for Ad Valorem Exemption  
DBC Corporation***

At the request and recommendation of Tax Assessor Norman Cannady, Mr. Steen did offer and Mr. Bishop did second a motion to (1) grant unto DBC Corporation, the 2019 *ad valorem* tax exemption respectively under Miss. Code Ann. § 27-31-105 as an expansion for the 2019 real/personal property in the amount of \$2,081,230.00, beginning January 1, 2019 - December 31, 2028 (ten years), pursuant to that certain memorandum submitted by Mr. Cannady, **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable** and (2) authorize the Board President and the Chancery Clerk to execute any and all documentation necessary to evidence such approval and to forward the same to the Mississippi Department of Revenue. 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	Absent

the matter carried by the unanimous vote of those present and said application was and is hereby granted and approved and the Board President and Chancery Clerk were and are hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

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

***In re: Approval of Application for Ad Valorem Exemption  
Kasai North America, Inc.***

At the request and recommendation of Tax Assessor Norman Cannady, Mr. Steen did offer and Mr. Baxter did second a motion to (1) grant unto Kasai North America, Inc., the 2019 *ad valorem* tax exemption respectively under Miss. Code Ann. § 27-31-105 as an expansion for the 2019 personal property in the amount of \$7,691,375.41, beginning January 1, 2019 - December 31, 2028 (ten years), pursuant to that certain memorandum submitted by Mr. Cannady, **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable** and (2) authorize the Board President and the Chancery Clerk to execute any and all documentation necessary to evidence such approval and to forward the same to the Mississippi Department of Revenue. 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	Absent

the matter carried by the unanimous vote of those present and said application was and is hereby granted and approved and the Board President and Chancery Clerk were and are hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Application for Ad Valorem Exemption  
Madison Tin, LLC***

At the request and recommendation of Tax Assessor Norman Cannady, Mr. Bishop did offer and Mr. Baxter did second a motion to (1) grant unto Madison Tin, LLC, the 2019 *ad valorem* tax exemption respectively under Miss. Code Ann. § 27-31-101 as a new enterprise for the 2019 personal property in the amount of \$412,939.62, beginning January 1, 2019 - December 31, 2028 (ten years), pursuant to that certain memorandum submitted by Mr. Cannady, **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable** and (2) authorize the Board President and the Chancery Clerk to execute any and all documentation necessary to evidence such approval and to forward the same to the Mississippi Department of Revenue. 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	Absent

the matter carried by the unanimous vote of those present and said application was and is hereby granted and approved and the Board President and Chancery Clerk were and are hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

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

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

***For Searching Reference Only: Page 23 of 33 (6/17/19)***

***In re: Approval of Application for Ad Valorem Exemption  
Matheson Tri-Gas, Inc.***

At the request and recommendation of Tax Assessor Norman Cannady, Mr. Baxter did offer and Mr. Bishop did second a motion to (1) grant unto Matheson Tri-Gas, Inc., the 2019 *ad valorem* tax exemption respectively under Miss. Code Ann. § 27-31-105 as an expansion for the 2019 real/personal property in the amount of \$4,999,737.00, beginning January 1, 2019 - December 31, 2028 (ten years), pursuant to that certain memorandum submitted by Mr. Cannady, **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable** and (2) authorize the Board President and the Chancery Clerk to execute any and all documentation necessary to evidence such approval and to forward the same to the Mississippi Department of Revenue. 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	Absent

the matter carried by the unanimous vote of those present and said application was and is hereby granted and approved and the Board President and Chancery Clerk were and are hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Application for Ad Valorem Exemption  
Axiall, LLC***

At the request and recommendation of Tax Assessor Norman Cannady, Mr. Baxter did offer and Mr. Bishop did second a motion to (1) grant unto Axiall, LLC, the 2019 *ad valorem* tax exemption respectively under Miss. Code Ann. § 27-31-105 as an expansion for the 2019 personal property in the amount of \$375,930.00, beginning January 1, 2019 - December 31, 2028 (ten years), pursuant to that certain memorandum submitted by Mr. Cannady, **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable** and (2) authorize the Board President and the Chancery Clerk to execute any and all documentation necessary to evidence such approval and to forward the same to the Mississippi Department of Revenue. 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	Absent

the matter carried by the unanimous vote of those present and said application was and is hereby granted and approved and the Board President and Chancery Clerk were and are hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

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

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

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***In re: Approval of Application for Ad Valorem Exemption  
Unipres Southeast USA, Inc.***

At the request and recommendation of Tax Assessor Norman Cannady, Mr. Bishop did offer and Mr. Baxter did second a motion to (1) grant unto Unipres Southeast USA, Inc., the 2019 *ad valorem* tax exemption respectively under Miss. Code Ann. § 27-31-101 as a new enterprise for the 2019 personal property in the amount of \$11,182,135.18, beginning January 1, 2019 - December 31, 2028 (ten years), pursuant to that certain memorandum submitted by Mr. Cannady, **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable**, (2) authorize the Board President and the Chancery Clerk to execute any and all documentation necessary to evidence such approval and to forward the same to the Mississippi Department of Revenue and (3) acknowledge email from MCEDA for approval of 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	Absent

the matter carried by the unanimous vote of those present and said application was and is hereby granted and approved and the Board President and Chancery Clerk were and are hereby authorized and said email was and is hereby acknowledged.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Update to the Employee Handbook***

At the request and recommendation of Board Attorney Katie Bryant Snell, Mr. Baxter did offer and Ms. Jones did second a motion to approve the update to the Employee related to grant employees, a copy of which 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	Absent

the matter carried by the unanimous vote of those present and said update to the Employee Handbook was and is hereby approved.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of NABCO Membership***

Ms. Jones did offer and Mr. Baxter did second a motion to approve membership dues to the National Association of Black County Officials (NABCO) for Supervisor Paul Griffin. The vote on the matter being as follows:

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

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

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

the matter carried by the unanimous vote of those present and said membership was and is hereby approved.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Funds to American Red Cross***

At the request and recommendation of County Administrator Shelton Vance, Mr. Steen did offer and Mr. Baxter did second a motion to approve appropriating funds in the amount of \$5,000.00 to American Red Cross. 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	Absent

the matter carried by the unanimous vote of those present and said funds were and are hereby approved.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Acknowledgment of Emergency Declaration***

At the request and recommendation of County Administrator Shelton Vance, Mr. Steen did offer and Mr. Bishop did second a motion to acknowledge the change in law effective July 1, 2019, designating the Board President as the only person allowed to issue an Emergency Declaration, pursuant to Miss. Code § 33-15-17. 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	Absent

the matter carried by the unanimous vote of those present and Miss. Code § 33-15-17 was and is hereby acknowledged.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Consideration of Fire Hydrant Variance Request Clint Sumrall***

Following discussion, Mr. Bishop did offer and Mr. Baxter did second a motion to table consideration of a fire hydrant for Mr. Clint Sumrall on Sowell Road to allow Board Attorney Katie Bryant Snell, Zoning Administrator Scott Weeks and Fire Coordinator Minor Norman to

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

meet with the landowner. 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	Absent

the matter carried by the unanimous vote of those present and said matter was and is hereby tabled.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

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

At the request and recommendation of Comptroller Greg Higginbotham, Mr. Steen did offer and Mr. Baxter did second a motion to approve the Madison County Budget Amendments & Interfund Cash Transfers, attached as Exhibit Q. 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	Absent

the matter carried by the unanimous vote of those present and said budget amendments and interfund cash transfers were and are hereby approved.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Claims Docket and Payroll Dockets for June 3 and 12, 2019***

At the request and recommendation of Comptroller Greg Higginbotham, 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. Baxter did second a motion to approve the following:

- (1) General Claims Docket
- (2) Payroll Claims Docket No. 1, dated June 3, 2019
- (3) Payroll Claims Docket No. 2, dated June 12, 2019
- (4) Payroll Claims Docket No. 3, dated June 12, 2019

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:

Fund	Claim Nos.	No. of Claims	Amount
001	3041 to 3210	170	546,076.80
012	117 to 120	4	326.15
015	60 to 63	4	237,349.80
030	48 to 53	6	35,400.63
031	10 to 12	3	12,023.20
097	69 to 70	2	6,193.00
104	17 to 17	1	575.00
105	63 to 70	8	133,730.38
113	10 to 10	1	3,095.00
115	108 to 108	1	13.50
150	449 to 474	26	64,787.19

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160	47 to 53	7	34,044.20
190	55 to 57	3	197.42
191	104 to 109	6	2,372.98
319	25 to 27	3	110,440.75
320	36 to 37	2	1,063.50
322	18 to 18	1	1,120.00
325	6 to 6	1	1,329.46
TOTAL ALL FUNDS		249	1,190,138.96

and further directed the Chancery Clerk to publish the Summary of Claims 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	Aye
Supervisor David E. Bishop	Aye
Supervisor Paul Griffin	Absent

the matter carried by the unanimous vote of those present and said General Claims Docket and Payroll Dockets 1-3 were and are hereby approved and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval of Planning & Zoning Commission Per Diem***

Mr. Steen did offer and Mr. Baxter did second a motion to approve the Planning & Zoning Commission Per Diem for May 16 and June 13, 2019, attached as Collective Exhibit R, and authorize payment of 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	Absent

the matter carried by the unanimous vote of those present and said per diem was and is hereby approved and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

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

Mr. Bishop did offer and Ms. Jones did second a motion to approve a supplemental claims docket 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	Recused <sup>1</sup>
Supervisor David E. Bishop	Aye

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

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

Supervisor Paul Griffin

Absent

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 17<sup>th</sup> day of June, 2019.

***In re: Approve Certification of Qualified Election Commissioner***

At the request and recommendation of Chancery Clerk Ronny Lott, pursuant to Miss. Code Ann. § 23-15-213 and reported that in accordance therewith, he had received a petition and registrar certificates pertaining to the candidacy for Election Commissioner of District One for the following individual:

- (1) Ms. Helen Carney, 100 Wildwood Drive, Madison, Mississippi – **District 1 (Independent)**

Mr. Baxter did offer and Ms. Jones did second a motion to (1) determine that said candidate’s petition is sufficient, (2) ratify the certification; (3) direct that said name appear on the ballot of the November, 2019 general election; and (4) direct the Chancery Clerk to communicate all of the foregoing unto the Election Commission. 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	Absent

the matter carried by the unanimous vote of those present and said candidate was and is hereby certified as a candidate for the Election Commission.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Discussion of Lake Caroline Boulevard Funding***

At the request and recommendation of County Engineer Dan Gaillet, Mr. Bishop did offer and Mr. Steen did second a motion to direct Mr. Gaillet to proceed with the completion of Lake Caroline Boulevard and direct County Administrator Shelton Vance and Comptroller Greg Higginbotham to bring a means of funding the \$150,000.00 back to the Board of Supervisors for the completion of 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	Absent

the matter carried by the unanimous vote of those present and Mr. Vance and Mr. Higginbotham and Mr. Gaillet were and are hereby directed.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

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

***In re: Approval of Temporary Construction Easement  
Ashbrooke Phase B, Part 3B***

At the request and recommendation of County Engineer Dan Gaillet, Mr. Baxter did offer and Mr. Steen did second a motion to approve that certain Temporary Construction Easement received from Emile Petro to enter onto private property for the purpose of improving drainage and preventing erosion to county roads and to promote the public health, safety and welfare of the citizens of Madison County and authorize the Chancery Clerk to record same in Land Records. 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	Absent

the matter carried by the unanimous vote of those present and said Temporary Construction Easement was and is hereby approved and the Chancery Clerk was and is hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Approval to Pay Invoice  
APAC***

At the request and recommendation of County Engineer Dan Gaillet, Mr. Steen did offer and Ms. Jones did second a motion to authorize the Chancery Clerk to issue payment to APAC in the amount of \$252,284.67 for work performed on Reunion Parkway and Highland Colony Parkway. 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	Absent

the matter carried by the unanimous vote of those present and the Chancery Clerk was and is hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Acknowledgment of Resignation  
County Engineer Dan Gaillet***

Ms. Jones did offer and Mr. Bishop to second a motion to acknowledge the resignation of County Engineer Dan Gaillet effective June 30, 2019. 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	Absent

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

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

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the matter carried by the unanimous vote of those present and said resignation was and is hereby acknowledged.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***In re: Appointment of County Engineer***

Mr. Steen did offer and Mr. Baxter did second a motion to appoint Mr. Tim Bryan as County Engineer, LPA Coordinator and Department of Environmental Quality (DEG) Engineer effective July 1, 2019. 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	Absent

the matter carried by the unanimous vote of those present and Mr. Bryan was and is hereby appointed.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

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

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

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Supervisor Jones 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 APAC litigation and ACLU litigation with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Chancery Clerk Ronny Lott, County Administrator Shelton Vance, Board Attorney Katie Snell, and Deputy Sheriff Jeremy Williams. 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	Absent

the matter carried by the unanimous vote of those present and the Board took up the matter of entering Executive Session.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

***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,

**President’s Initials:** \_\_\_\_\_

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

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Following discussion, Mr. Baxter did offer and Mr. Bishop did second a motion to enter into Executive Session to discuss APAC litigation and ACLU 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	Absent

the matter carried by the unanimous vote of those present and President Baxter declared the Board to be in Executive Session for the consideration of such matters and Chancery Clerk Ronny Lott announced to the public the purpose for the Executive Session.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

During Executive Session, Mr. Bishop did offer to not respond and not settle the APAC litigation. Said motion died for lack of second.

Thereafter, Mr. Steen 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	Absent

the matter carried by the unanimous vote of those present 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 17<sup>th</sup> day of June, 2019.

***In re: Approval of Statement of Work  
Next Step Group, Inc. d/b/a Next Step Innovation***

At the request and recommendation of County Administrator Shelton Vance, Mr. Steen did offer and Mr. Bishop did second a motion to approve that certain Statement of Work, attached as Exhibit S, submitted by Next Step Group, Inc. d/b/a Next Step Innovation for a security assessment at a cost of \$12,830.00 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	Absent

the matter carried by the unanimous vote of those present and said Statement of Work was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 17<sup>th</sup> day of June, 2019.

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

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

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THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Trey Baxter and seconded by Supervisor Sheila Jones and approved by the unanimous vote of those present, the June 17, 2019 meeting of the Board of Supervisors was adjourned until Monday, July 1, 2019 at 9:00 am.

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

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

ATTEST:

\_\_\_\_\_  
Ronny Lott, Chancery Clerk

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

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

***For Searching Reference Only: Page 33 of 33 (6/17/19)***