

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

REGULAR MEETING OF AUGUST 16, 2005  
Recessed from regular meeting conducted on August 15, 2005

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on August 16, 2005, at the Madison County Chancery/Administrative Building in Canton, Mississippi, as follows, to-wit:

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

Present:

Supervisor Douglas L. Jones  
Supervisor Tim Johnson  
Supervisor Andy Taggart  
Supervisor Paul Griffin  
Supervisor Karl M. Banks  
Tax Assessor Gerald Barber  
Chancery Clerk Arthur Johnston

Absent:

None

Also in attendance:

County Administrator Donnie Caughman  
County Comptroller Mark Houston  
Board Secretary Cynthia Parker  
John Brunini, Esq. (substituting for Board Attorney Edmund L. Brunini, Jr.)

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor Andy Taggart opened the meeting with a prayer and Supervisor Tim Johnson led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

***In re: Agreement Between Madison County Board of Supervisors  
and Trustmark National Bank Pertaining to the Housing Revolving  
Loan Home Buyer Assistance Program***

WHEREAS, Ms. Maureen Simpson, representing the Canton Community Development Corporation did appear before the Board and requested its approval of a certain Agreement Between Madison County Board of Supervisors and Trustmark National Bank Pertaining to the Housing Revolving Loan Home Buyer Assistance Program, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, Ms. Simpson reported that the execution of such agreement together with the related documents would be necessary so as to allow the corporation to extend its agreement with the Mississippi Development Authority which dates back to 1999,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to approve said Agreement subject to review and modification thereof by Board Attorney Edmund L. Brunini, Jr. The vote on the matter being as follows:

Supervisor Douglas L. Jones	No
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	No

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Supervisor Karl M. Banks                                      Aye  
Supervisor Paul Griffin     Aye

the matter carried by a majority (3-2) vote of the Board and said Agreement was and is hereby approved.

SO ORDERED this the 16th day of August, 2005.

***In re: Equalization of Madison County Tax Rolls for 2005***

WHEREAS, Board President Paul Griffin did declare the Board to be in session for purposes of equalization of the 2005 tax rolls and did further declare public hearings open as to protests timely received from the taxpayers listed on the spreadsheet which is attached hereto as Exhibit A, spread hereupon and incorporated herein by reference, and

WHEREAS, Tax Assessor Gerald Barber did appear before the Board and presented the protests received and filed in the office of the Chancery Clerk and reviewed by his office, the same being those listed on Exhibit A, and

***(A) Protests Which Have Been Resolved Between Taxpayers and Tax Assessor***

WHEREAS, Mr. Barber did report that the taxpayers listed on lines 25, 27, 29, and 30 had withdrawn their previously filed protests and reached an agreement with the Tax Assessor as to the assessed value of the parcels listed on said lines, the same being the amounts reflected in the column labeled “New Assessment” in Exhibit A,

Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to approve the modifications in assessments as proposed by the Tax Assessor on the above-referenced parcels and authorize the Clerk to make changes to the 2005 assessment roll accordingly. The vote on the matter being as follows:

Supervisor Douglas L. Jones                                    Aye  
Supervisor Tim Johnson                                         Aye  
Supervisor Andy Taggart                                         Aye  
Supervisor Karl M. Banks                                       Aye  
Supervisor Paul Griffin     Aye

the matter carried unanimously and the adjustments to the assessments to the above-referenced parcels as proposed by the Tax Assessor based upon the protests received by the above-referenced taxpayers were and are hereby approved and the Clerk was and is hereby authorized to make changes to the assessment roll accordingly.

SO ORDERED this the 16th day of August, 2005.

***(B) Protests on Which the Tax Assessor Recommends No Change***

***(1) Walmart (Ridgeland)  
Parcel # 072I-31C-13/01***

WHEREAS, Jerome Hafter, Esq. with the law firm of Phelps Dunbar LLC and Mr. Robert Crook, appraiser did appear before the Board representing the Walmart store in Ridgeland, and argued that the values arrived at by the Tax Assessor were inaccurate and that other approaches to value were more appropriate, and

WHEREAS, Mr. Barber argued that the store had recently undergone a renovation to

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become a Walmart SuperCenter and that his values were quite appropriate, particularly since the company spent 5.5 million and well knew it would enhance the value of the property, and

WHEREAS, the highest and best use for the property in question is as a Walmart SuperCenter, according to Mr. Barber,

Following discussion, Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to close the public hearing and deny the protest and affirm the valuation of the Tax Assessor as reflected on the 2005 roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the public hearing on protest of Walmart Ridgeland was and is hereby closed, said protest was and is hereby denied, and the valuation of the Tax Assessor set forth in the 2005 roll was and is hereby affirmed.

SO ORDERED this the 16<sup>th</sup> day of August, 2005.

(2) **S & I Developers**

**Parcel #s      82E-21-22  
                     82E-21-24  
                     82E-21-25  
                     82E-21-26  
                     82E-21-27  
                     82E-21-29**

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to close the public hearing as to said parcels, reduce the values of Parcel Nos. 82E-21-26 and 82E-21-27 to \$6,419.50 and \$5,782.50 respectively and to otherwise deny the protests and affirm the valuations on the remaining S & I Developers parcels as reflected on the 2005 roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the public hearing on protest of S & I Developers was and is hereby closed, said protests were and are hereby denied except as to Parcel Nos. 82E-21-26 and 82E-21-27, the assessed values of which are reduced as noted above, and the valuations of the Tax Assessor set forth in the 2005 roll as to the remaining parcels were and are hereby affirmed.

SO ORDERED this the 16th day of August, 2005.

(3) **Walmart (Madison)**

**Parcel #      072C-07B-04/02.01**

WHEREAS, Jerome Hafter, Esq. with the law firm of Phelps Dunbar LLC and Mr. Robert Crook, appraiser did appear before the Board representing the Walmart store in Madison, and argued that the values arrived at by the Tax Assessor were inaccurate and that other approaches to value were more appropriate, and

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WHEREAS, Mr. Hafter and Mr. Crook argued that the Walmart Store in Madison is the most unique Walmart anywhere and as such it would be unfair to assess it for taxes based on the cost approach since the City of Madison required numerous amenities and “dressings” that other Walmart Stores are not required to have as a condition of locating within a municipality, and

WHEREAS, Mr. Hafter pointed out that there were costs associated with this Walmart that the market does not recognize; thus, a form of depreciation that was mandated on the owner by the local government, and

WHEREAS, Mr. Barber argued that values between \$15 and \$18 per square foot are comparable to sales in area of Highway 463 and Interstate 55, and while the Walmart itself has contributed to the increased values, so have many other factors

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to to close the public hearing, deny the protest, and affirm the valuation of the Tax Assessor as reflected on the 2005 preliminary land roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	No
Supervisor Karl M. Banks	No
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (3-2) of the Board and the public hearing on protest of Walmart Madison was and is hereby closed, said protest was and is hereby denied, and the valuation of the Tax Assessor set forth in the 2005 roll was and is hereby affirmed.

SO ORDERED this the 16<sup>th</sup> day of August, 2005.

**(4) Two-Twenty Partnership**  
**Parcel # 071G-35G-004/01**

WHEREAS, Jim Martin, Esq. did appear before the Board on behalf of Two-Twenty Partnership and argued that the assessed value of the property in question was excessive, pointing out that the same had increased by roughly \$53,000 since last year,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to to close the public hearing, deny the protest, and affirm the valuation of the Tax Assessor as reflected on the 2005 preliminary land roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting <sup>1</sup>
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and and the public hearing on protest of Two-Twenty Partnership was and is hereby closed, said protest was and is hereby denied, and the valuation of the Tax Assessor set forth in the 2005 roll was and is hereby affirmed.

SO ORDERED this the 16<sup>th</sup> day of August, 2005.

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<sup>1</sup>Prior to the call of the question, Mr. Johnson briefly excused himself from the meeting and returned immediately thereafter.

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(5) **Multi-graphic Industries**  
**Parcel # 61I-29D-112**  
**61I-29D-114/01**

WHEREAS, Mr. Ken Traxler, a representative of Multi-graphic Industries appeared before the Board and stated that his concern was primarily with an over assessment of 2002 and 2003 taxes,

Therefore, and following discussion, Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to close the public hearing, deny the protest, and affirm the valuation of the Tax Assessor as reflected on the 2005 preliminary land roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	No
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (4-1) of the Board and the public hearing on the protest of Multi-graphic Industries was and is hereby closed, said protest was and is hereby denied, and the valuation of the Tax Assessor set forth in the 2005 roll was and is hereby affirmed.

SO ORDERED this the 16<sup>th</sup> day of August, 2005.

(6) **Underwood Development Corporation**  
**Parcel # 071G-35G-004/12**

WHEREAS, Jim Martin, Esq. did appear before the Board on behalf of Underwood Development Corporation and argued that his client's parcel ought to be valued at \$2.00 per square foot since adjoining parcels are valued at that rate and since his client's property is zoned agricultural just like adjoining properties,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to close the public hearing and reduce the assessment of the above captioned parcel from \$17,642.00 to \$11,761.00, which would reflect an actual land value of \$2.00 per square foot. The vote on the matter being as follows:

Supervisor Douglas L. Jones	No
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (4-1) of the Board and the public hearing on the protest of Underwood Development Corporation was and is hereby closed and the assessment of the above captioned parcel was and is reduced from \$17,642.00 to \$11,761.00 so as to reflect an actual land value of \$2.00 per square foot.

SO ORDERED this the 16<sup>th</sup> day of August, 2005.

(7) **Fowler Real Estate**  
**Parcel # 072I-30D-001**

WHEREAS, Jim Martin, Esq. did appear before the Board on behalf of Fowler Real Estate and argued that the assessed value of the property in question was excessive due to the high vacancy rates and foundation trouble in the units which he contended warranted a reduction

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in the assessment,

Following discussion, Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to close the public hearing, deny the protest, and affirm the valuation of the Tax Assessor as reflected on the 2005 preliminary land roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	No
Supervisor Paul Griffin	Aye

the matter carried unanimously and the public hearing on the protest of Fowler Real Estate was and is hereby closed, said protest was and is hereby denied, and the valuation of the Tax Assessor set forth in the 2005 roll was and is hereby affirmed.

SO ORDERED this the 16th day of August, 2005.

**(8) E. Corbin McGriff, Jr.**  
**Parcel # 71H-34D-4/01.15**

WHEREAS, Jim Martin, Esq. did appear before the Board on behalf of E. Corbin McGriff, Jr. and argued that his client's parcel ought to be valued at \$2.00 per square foot since adjoining parcels are valued at that rate and since his client's property is zoned agricultural just like adjoining properties,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to close the public hearing and reduce the assessment of the above captioned parcel from \$5,292.00 to \$3,528.00 which would reflect an actual land value of \$2.00 per square foot. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the public hearing on the protest of E. Corbin McGriff, Jr. was and is hereby closed and the assessment of the above captioned parcel was and is reduced from \$5,292.00 to \$3,528.00 so as to reflect an actual land value of \$2.00 per square foot.

SO ORDERED this the 16<sup>th</sup> day of August, 2005.

**(9) Taxpayers Listed on Lines 8, and 12 through 15 on Exhibit A**

WHEREAS, Jim Martin, Esq. did appear on behalf of the taxpayers listed on lines 8 and 12 through 15 on Exhibit A, claiming that recent legislation passed by the Mississippi Legislature (SB 3100) required said properties to be assessed using the income approach which would significantly reduce the assessed value of each, and

WHEREAS, Tax Assessor Gerald Barber did announce that said taxpayers were required to provide his office with an accurate statement of the actual net operating income attributable to the property by April 1, 2005, but each of said taxpayers failed to do so,

Following discussion, Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to close the public hearing, deny the protest, and affirm the valuation of the Tax Assessor as reflected on the 2005 preliminary land roll. The vote on the matter being as follows:

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Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the public hearing on the protests of the taxpayers listed on lines 8 and 12 through 15 on Exhibit A were and are hereby closed, said protests were and are hereby denied, and the valuations of the Tax Assessor set forth in the 2005 roll was and is hereby affirmed.

SO ORDERED this the 16th day of August, 2005.

**(10) Jason Associates, LLC**  
**Parcel # 072C-08D-20**

WHEREAS, Jim Martin, Esq. did appear before the Board on behalf of Jason Associates, LLC argued that the assessed value of the property in question was not accurate because the property was the subject of a condemnation action by the Mississippi Department of Transportation and was not available to be put to the highest and best use for which it was assessed,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Tim Johnson did second a motion to close the public hearing, deny the protest, and affirm the valuation of the Tax Assessor as reflected on the 2005 preliminary land roll, provided, however, that Board Attorney Edmund L. Brunini, Jr. be directed to research the issue of when and how property which is the subject of a condemnation action is and should be assessed, and if the argument of the taxpayer found to be correct, then the Tax Assessor be directed to pursue a reduction through the SB 82 process. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	No
Supervisor Paul Griffin	Aye

the matter carried unanimously and the public hearing on the protest of Jason Associates, LLC was and is hereby closed, said protest was and is hereby denied, and the valuation of the Tax Assessor set forth in the 2005 roll was and is hereby affirmed, with the foregoing proviso.

SO ORDERED this the 16th day of August, 2005.

**(11) Commodore Partners, LLC**  
**Parcel # 071G-35C-004/02**

WHEREAS, Jim Martin, Esq. did appear before the Board on behalf of Commodore Partners, LLC and argued that the assessed value of the property in question was excessive,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to close the public hearing, deny the protest, and affirm the valuation of the Tax Assessor as reflected on the 2005 preliminary land roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye

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

Supervisor Paul Griffin

Aye

the matter carried by the unanimous vote of those present and and the public hearing on protest of Commodore Partners, LLC was and is hereby closed, said protest was and is hereby denied, and the valuation of the Tax Assessor set forth in the 2005 roll was and is hereby affirmed.

SO ORDERED this the 16<sup>th</sup> day of August, 2005.

**(12) Taxpayers Listed on Lines 11, 18 through 20 on Exhibit A**

WHEREAS, the taxpayers listed on lines 11 and 18 through 20 on Exhibit A, timely filed a protest to their respective assessments, they failed to appear for a public hearing thereon

Therefore, and following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to close the public hearing, deny the protest, and affirm the valuation of the Tax Assessor as reflected on the 2005 preliminary land roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting <sup>2</sup>
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the public hearing on the protests of the taxpayers listed on lines 8 and 12 through 15 on Exhibit A were and are hereby closed, said protests were and are hereby denied, and the valuations of the Tax Assessor set forth in the 2005 roll was and is hereby affirmed.

SO ORDERED this the 16th day of August, 2005.

**(13) Jimmy and Jean Schott**  
**Parcel #s     071C-08A-27**  
**071C-08A-28**

WHEREAS, Tax Assessor Gerald Barber did appear before the Board and announced that he had reviewed closing and contract documents which provide sufficient information to allow him to agree to a \$20,000 purchase price, and

WHEREAS, Mr. Barber did announce that the assessed value of said parcels should be reduced to \$870.00 and \$2,130.00 respectively,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to reduce the assessed values of the above-referenced parcels to \$870.00 and \$2,130.00 respectively on the 2005 preliminary land roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the public hearing on the protests of Jimmy an Jean Schott were and are hereby closed, the assessed values of the above-referenced parcels weer and are hereby reduced to \$870.00 and \$2,130.00 respectively.

<sup>2</sup>Prior to the call of the question, Mr. Johnson excused himself from the meeting.

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

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



SO ORDERED this the 16th day of August, 2005.

**(14) Charles G. Gates**  
**Parcel # 072I-32B-019**

WHEREAS, Tax Assessor Gerald Barber did appear before the Board and announced that he had reviewed various records submitted by Mr. Gates sufficient to allow him to agree to an actual value of \$4.25 per square foot, and

WHEREAS, Mr. Barber did announce that the assessed value of said parcels should be reduced to \$46,930.00,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to reduce the assessed values of the above-referenced parcel to \$46,930.00 respectively on the 2005 preliminary land roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the public hearing on the protest of Charles G. Gates was and is hereby closed, the assessed value of the above-referenced parcels was and is hereby reduced to \$46,930.

SO ORDERED this the 16th day of August, 2005.

**(15) Taxpayers Listed on Lines 21, 22, 26, 28, 33, and 34 on Exhibit A**

WHEREAS, the taxpayers listed on lines 21, 22, 26, 28, 33 and 34 on Exhibit A, timely filed a protest to their respective assessments, they failed to appear for a public hearing thereon

Therefore, and following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to close the public hearing, deny the protest, and affirm the valuation of the Tax Assessor as reflected on the 2005 preliminary land roll. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye <sup>3</sup>
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the public hearing on the protests of the taxpayers listed on lines 21, 22, 26, 28, 33, and 34 on Exhibit A were and are hereby closed, said protests were and are hereby denied, and the valuations of the Tax Assessor set forth in the 2005 roll was and is hereby affirmed.

SO ORDERED this the 16th day of August, 2005.

***In re:* Setting of Meeting Dates for the Month of September, 2005**

WHEREAS, County Administrator Donnie Caughman did announce to the Board that an

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<sup>3</sup>Prior to the call of the question, Mr. Johnson returned.

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alteration in the meeting schedule for the month of September, 2005 would be necessary in order to accommodate tax levy and budgetary matters and due to the fact that Board members would be traveling to Washington, D. C. on the day of one of the regularly scheduled Board meetings,

Following discussion, Mr. Tim Johnson did offer and Mr. Andy Taggart did second a motion to establish the following meeting dates for the month of September, 2005 as follows: September 6, 2005; September 15, 2005; September 19, 2005; and September 30, 2005, all to begin at 9:00 am in the Law Library of the Circuit Courthouse in Canton, Mississippi. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said meeting dates were and are hereby established.

SO ORDERED this the 16<sup>th</sup> day of August, 2005.

***In re: Acceptance and Approval of 2004 Real and Personal Assessment Rolls***

WHEREAS, Tax Assessor Gerald Barber did appear before the Board and announced that the real and personal tax rolls for 2005 were now final in light of the decisions rendered in today's meeting with respect to the remaining protests and in light of the Board's adoption of other changes and modifications to said rolls as previously chronicled herein above, and

WHEREAS, the Board, having been in session to consider equalization of said rolls, and having made various findings and decisions altering, modifying and amending said rolls as originally presented, does now find that said rolls should be finally accepted and approved as modified in accordance with Miss. Code Ann. § 27-35-105,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to accept, approve and make final the 2005 real and personal property assessment rolls and to enter the Order required by Miss. Code Ann. § 27-35-105 and by the Mississippi State Tax Commission, said Order being attached hereto as Exhibit B, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the 2005 real and personal property assessment rolls as presented by the Tax Assessor and as amended during the course of the equalization process be, and the same are hereby accepted, adopted and made final pursuant to Miss. Code Ann. § 27-35-105 and the Order required by said code section and the Mississippi State Tax Commission, which is attached hereto as Exhibit B, was and is hereby entered.

SO ORDERED this the 16<sup>th</sup> day of August, 2005.

***In re: Reinstatement of One-Half Mill Levy for the Madison County Economic Development Authority***

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

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

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Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to reinstate a tax levy in an amount of up to one-half mill unto the Madison County Economic Development Authority (MCEDA), the exact amount of said mill to be determined based upon the amount of funds necessary to generate revenues sufficient to create the same funding level for FY 05 as MCEDA received for FY 04, taking into account any and all carry over or ending cash balances in funds produced by the FY 04 levy. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said millage rate was and is hereby restored.

SO ORDERED this the 16<sup>th</sup> day of August, 2005.

***In re: “Opt In” on State Purchase of Touch Screen Voter Machines  
Through the Office of the Secretary of State***

WHEREAS, Circuit Clerk Lee Westbrook has, on several occasions appeared before the Board and discussed the offer of the Secretary of State to engage in a bulk purchase of touch screen voting machines manufactured by Diebold Inc., and this day brought her recommendation that the County should “opt in” to that offer, and

WHEREAS, the Madison County Election Commission has offered mixed recommendations to the Board, and

WHEREAS, the purchase plan offered by the Secretary of State affords many benefits to Madison County, including a lower purchase price, a substantial number of machines to be supplied at no cost to the county, and the inclusion of a voter verified paper audit trail

Therefore, and following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion (1) to “opt in” to the Secretary of State’s Touch Screen Voter Machine purchase of equipment manufactured by Diebold, Inc. in accordance with Senate Bill 2829, and (2) to authorize and direct the Board President and the Chancery Clerk to execute any and all documentation necessary to effectuate this decision, including, but not limited to, executing the “Voting System Notice of Intent” form required by the Secretary of State’s office. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Madison County was and is hereby declared to “opt in” to the Secretary of State’s bulk procurement plan for voting equipment manufactured by Diebold, Inc. and the Board President and the Chancery Clerk were and are hereby instructed accordingly.

SO ORDERED this the 16th day of August, 2005.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Tim Johnson and seconded by Supervisor Karl M. Banks and approved by the unanimous vote of those present, the meeting

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of the Board of Supervisors was recessed until Monday, August 22, 2005 for the purpose of conducting certain public hearings which have been previously noticed, and any other business which may properly come before the Board.

\_\_\_\_\_  
Paul Griffin, President  
Madison County Board of Supervisors

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

ATTEST:

\_\_\_\_\_  
Arthur Johnston, Chancery Clerk

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

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

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