

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

REGULAR MEETING OF JUNE 21, 2002
Recessed from regular meeting conducted on June 14, 2002

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on the 21st day of June, 2002, at the Madison County Chancery/Administrative Building in Canton, Mississippi, as follows, to-wit:

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

Present:	Absent:
Supervisor Karl M. Banks	None
Supervisor Marc Sharpe	
Supervisor W. T. "Bill" Banks	
Supervisor David H. Richardson	
Supervisor Paul Griffin	
Sheriff Toby Trowbridge	
Mike Crook, Chancery Clerk	
Kale Benton, Deputy Chancery Clerk	

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

In the Matter of Authorizing an Offer of Just Compensation to Keith Nicholson

WHEREAS, Mr. Woody Sample, with Sample & Associates, appeared before the Board of Supervisors and presented a memorandum outlining the facts surrounding the purchase of right-of-way from Keith Nicholson for the Nissan Suppliers Project along Catlett Road in Madison County, Mississippi; and

WHEREAS, the Board of Supervisors reviewed the memorandum, a copy of which is found in the miscellaneous file to these minutes and determined that it was in the County's best interest to offer Mr. Nicholson the sum of \$1,800.00 for the right-of-way necessary for the Nissan Suppliers Project as recommended by Mr. Sample.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to offer the sum of \$1,800.00 to Keith Nicholson for the right-of-way as described in the memorandum from Mr. Woody Sample, a copy of which is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

In the Matter of the Review of Right-of-Way for the

Nissan Suppliers Project

WHEREAS, Mr. Woody Sample, with Sample & Associates appeared before the Board of Supervisors and presented two memorandums outlining counter offers made by John Harreld to sell right-of-way to Madison County in conjunction with the Nissan Suppliers Project.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to reject the counter offer made by John Harreld to sell right-of-way to Madison County and to proceed in accordance with the procedures set out by the federal government for acquisition of right-of-way. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

In the Matter of the Receipt of Bids for Disposal Services for Solid Waste

WHEREAS, the Board of Supervisors has previously advertised the request for proposals for disposal services for solid waste in Madison County, Mississippi and that a copy of said advertisement is found in the miscellaneous file to these minutes; and

WHEREAS, the date and the hour as advertised having arrived, the Board of Supervisors opened sealed bids from the following entities:

Bidders

City of Canton, Mississippi
BFI, Inc.
IESI
Letter from Waste Management

Following additional discussion of the receipt of these bids, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to take said bids under advisement for review by the consultants hired by Madison County for this process. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

**In the Matter of Approval of a Resolution Pertaining
To Tax Exemptions**

RESOLUTION

The Board of Supervisors of Madison County, Mississippi, took up the matter of expressing its intent relative to certain tax exemptions applicable to the construction of a manufacturing facility by M-Tek Mississippi, Inc. After a discussion of the subject, Supervisor Karl M. Banks offered and moved the adoption of the following resolution:

RESOLUTION OF INTENT OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI PERTAINING TO TAX EXEMPTIONS UNDER MISSISSIPPI CODE SECTION 57-10-439, INCLUDING BUT NOT LIMITED TO SALES AND USE TAXES ON ALL PURCHASES REQUIRED TO CONSTRUCT A MANUFACTURING FACILITY BY M-TEK MISSISSIPPI, INC. AND/OR ITS ASSIGNS; AND RELATED MATTERS.

WHEREAS, the Board of Supervisors of Madison County, Mississippi (the "Board"), acting for and on behalf of Madison County, Mississippi (the "County"), hereby finds, determines and adjudicates as follows:

1. M-Tek Mississippi, Inc., a Mississippi corporation, and/or its assigns (the "Company") has indicated the intention to construct a plastic injection molding manufacturing facility at the Central Mississippi Industrial Center in Madison County, Mississippi (the "Project"), resulting in the creation of new employment opportunities which Project shall include land, buildings, machinery and equipment, all of which constitute "approved costs" as such term is defined in Section 57-10-401 *et seq.*, Mississippi Code of 1972 (the "RED Act").
2. The Project shall manufacture plastic components and supply same to the Nissan North America, Inc. ("Nissan") plant which qualifies as a major capital project, as defined in Mississippi Code of 1972, as amended, (the "Code") Section 57-75-5(f)(iv)l. ("Major Capital Project").
3. It is anticipated that the Project will be financed with the proceeds of the sale of one or more issues of Mississippi Business Finance Corporation Industrial Development Revenue Bonds in the maximum aggregate principal amount of \$30,000,000 issued pursuant to the provisions of the RED Act.
4. The Project constitutes an "economic development project" and an "industrial enterprise," as such terms are used in Sections 57-10-401(f) and 57-10-439(2) of the RED Act.
5. The Mississippi Legislature has, in order to advance the purposes of industrial and economic development of Mississippi, provided in Section 57-10-439(2) of the RED Act, for the exemption from ad valorem taxation, other than ad valorem taxes levied for school district purposes, of all projects financed by the proceeds from the bonds pursuant to the RED Act.
6. Pursuant to the provisions of the RED Act, the Company has requested the Mississippi Development Authority ("MDA"), acting for and on behalf of the State of Mississippi, through the Mississippi Business Finance Corporation ("MBFC"), to approve the issuance of taxable Industrial Development Revenue Bonds (the "Bonds") in order to finance the acquisition, construction and equipping of the Project.
7. In order to induce the Company to proceed with the Project and create new jobs in Madison County, the County should indicate its intent to approve certain of the tax benefits referenced in Section 57-10-439(2) of the RED Act and certain tax incentives in the form of certain exemptions on ad valorem real and personal property taxes (the "Taxes"), with such inducements and commitments (the "Inducements") being summarized and contain herein.
8. The Inducements will play a major role in the decision to construct and equip the Company's new Project in Madison County.

9. The Board is authorized and empowered by the provisions of Title 27, Chapter 31, Sections 7, 53, 101 and 105 of the Mississippi Code of 1972, as amended (the "Code"), to grant certain exemptions (the "Exemptions") from Taxes to the Company with respect to certain manufactured products, including certain personal property destined for shipment outside of Mississippi, and the establishment and expansion of a new industrial enterprise within the County.

10. The Board is authorized and empowered by the provisions of Code Section 57-75-35 to enter into an agreement with an enterprise operating a Major Capital Project providing that the County will agree in advance to approve any request for exemption from ad valorem taxes submitted by a supplier of such enterprise in a manner provided by law and that any such exemption shall be for a period of ten (10) years.

11. Pursuant to a Memorandum of Understanding among Nissan, the County, the State of Mississippi and other parties dated as of November 8, 2000, the County, acting through the Board, agreed to approve ad valorem tax exemptions for suppliers of Nissan for periods of ten (10) years.

12. The Company requests a Free Port Warehouse Exemption pursuant to Code Sections 27-31-51 *et seq.*, which only covers inventory designated for shipment out-of-state, for the maximum term permitted by law in order to cover potential shipments to other motor vehicle plants located outside of Mississippi.

13. The Company wishes to obtain satisfactory assurances from the County that the County will, upon proper application and proof of qualification being filed thereof with the County by the Company, grant such Exemptions, for the maximum terms permitted by law.

14. The maximum terms permitted by law are ten (10) years for the tax exemptions authorized under Code Sections 27-31-7, 27-31-101 and 27-31-105 and an unlimited period for the Free Port Warehouse Exemption under Code Sections 27-31-51 *et seq.*

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

SECTION 1. The Board hereby indicates its intent that, pursuant to Section 57-10-439 of the RED Act, all mortgages or deeds of trust executed as security for the Bonds, all lease or purchase agreements made pursuant to the provisions of the RED Act, all purchases required to establish the Project financed with proceeds of the Bonds, and all projects and the revenue derived therefrom from any lease thereof shall be exempt from all taxation in the State of Mississippi, including, but not limited to, all sales and use taxes on such purchases but excluding the contractors' tax imposed by Code Section 27-65-21, the Mississippi income tax levied under Chapter 7, Title 27, Mississippi Code of 1972, and ad valorem taxes levied for school district purposes.

SECTION 2. Acting for and on behalf of the County and by virtue of such authority as may now or hereafter be conferred upon it by the Statutes and by any other applicable laws of the State of Mississippi, in consideration of the above premises and in order to provide certain ad valorem property tax incentives, this Board does hereby declare its intention and agreement to grant the Exemptions, for the maximum terms allowed under the applicable statutes, upon the timely filing by the Company with the Board of proper and complete applications.

SECTION 3. With the exception of the Free Port Warehouse Exemption authorized under Section 27-31-51 *et seq.*, the Exemptions shall not provide an exemption from school district taxes.

SECTION 4. The Board intends that the approval provided in Section 1 above constitutes the approval of the appropriate local taxing authority as required by Section 57-10-439(2) of the RED Act.

SECTION 5. The Chancery Clerk be, and is hereby directed to spread a copy of this Resolution on the minutes of this Board and to forward a certified copy of this resolution to the

MDA.

SECTION 6. All prior orders and resolutions of the Board in conflict with this resolution are hereby rescinded and repealed, but only to the extent of any such conflict. For cause, this resolution shall become effective immediately upon its adoption.

Following the reading of the foregoing Resolution, Supervisor W.T. "Bill" Banks seconded the motion for its adoption and a copy of said resolution is found in the miscellaneous file to these minutes. The question was put to a roll call vote, and the result was as follows:

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

The President of the Board of Supervisors thereupon declared the motion carried and the Resolution adopted, this 21st day of June, 2002.

In the Matter of Providing Health Insurance for County Employees

WHEREAS, Vangie Pickering with Fox Everett, Inc., appeared before the Board of Supervisors and made a presentation regarding the continuation of the county health insurance for its employees as proposed by Fox Everett, Inc.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to continue the county’s contractual relation with Fox Everett, Inc. for the provision of health insurance coverage for all county employees pursuant to the proposal submitted by Fox Everett, Inc. in response to previous advertisement of Madison County and that a copy of said proposal is found in the miscellaneous file to these minutes with the additional data as submitted by Ms. Pickering on this date. The vote on said matter was as follows:

Supervisor W. T. “Bill” Banks - District I	Voted: No
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

In the Matter of Approving Lease Contracts for 16th Section Property

WHEREAS, the Madison County School Board has approved the following 16th Section Developmental Lease and forwarded it to the Board for review and approval (Copy of said Lease can be found in the Miscellaneous File to these Minutes):

Lessee – Community First Development, Inc.
located as 49.90 acres in the SE¼ NE¼ and SW¼ NE¼ in Section 16, T7N, R2E
Madison County, Mississippi
Term of Lease - 5 years

<u>Year</u>	<u>Annual Rent</u>
1-5	\$4,990.00

Following discussion of this matter, Supervisor Marc Sharpe did move and Supervisor W.T. “Bill” Banks did second a motion to approve the 16th Section Developmental Lease, as set forth above, as submitted by the Madison County School Board. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

In the Matter of Authorization of Board President to Execute Notice-to-Proceed on Contract with

Southern Rock, LLC

WHEREAS, Mr. Joe Johnson, with Engineering Associates, Inc., appeared before the Board of Supervisors and presented a Notice-to-Proceed and requested the Board to authorize the Board President to execute said notice-to-proceed with Southern Rock, LLC under the terms and conditions of that construction contract for improvements to Church Road.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the Board President to sign the notice-to-proceed under the terms and conditions of that contract with Southern Rock, LLC for improvements to Church Road in Madison County, Mississippi. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

In the Matter of the Approval of a Utility Permit on Gluckstadt Road

WHEREAS, Mr. Rudy Warnock did present unto the Board of Supervisors a Utility Permit from Entergy requesting to construct utility facilities along the right-of-way of Gluckstadt Road in Madison County, Mississippi and recommended the approval of said permits.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to approve the President signing the Utility Permits for Entergy for the use and occupancy of certain county road right-of-ways on Gluckstadt Road in Madison County, Mississippi per the terms contained in said permits, copies of which are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 21st day of June, 2002.

In the Matter of Approval of a Petition to Increase the Assessment of Real Property

WHEREAS, Mr. Todd Cameron appeared before the Board of Supervisors and presented a petition and notice to increase the assessment of real and personal property owned by Sue Eldridge Lowe being Parcel No. 093B-10-015/11, and that said notice was signed by Ms. Lowe; and

WHEREAS, Mr. Cameron informed the Board of Supervisors that said increase was due to an erroneous assessment of this property whereby a residential dwelling was not assessed thereon and that the evidence indicated the Board should increase the total assessment by \$13,280.00 to reflect the inclusion of this dwelling on the property as described above and is authorized by Section 23-35-149.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to approve the increase in the assessment of the real property as described above and that copies of the notice of the increase and the documentation supporting said increase are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 21st day of June, 2002.

In the Matter of the Consideration of Petitions for Reductions In Assessments of Taxes

WHEREAS, Mr. Todd Cameron presented petitions for reduction in assessments which were as follows, to-wit:

<u>Name</u>	<u>Parcel No.</u>	<u>Amount</u>	<u>Reason</u>
Bogen Family Partnership, LP	082G-36D-007/09	\$7,500.00	MS Code §27-35-143(2)
J.W. & Willie Smith	105H-33-041	\$350.00	MS Code §27-35-143(11)
Sue E. Grant	093B-10-015/08	\$16,550.00	MS Code §27-35-143(14)
John & Shelia McCullouch	071F-23B-031	\$22,530.00	MS Code §27-35-143(11)

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor W.T. "Bill" Banks seconded a motion to approve the reductions in tax assessments as requested by the taxpayers in the amounts and for the reasons as set forth above and that copies of the petitions and attachments are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

In the Matter of Reviewing Two Proposals for Upgrading of

Telephone Services to the Madison County Sheriff's Office

WHEREAS, Mr. Todd Cameron appeared before the Board of Supervisors and presented two proposals for upgrading the telephone services to the Madison County Sheriff's Office; and

WHEREAS, one proposal presented by Mr. Cameron was from BellSouth and the other proposal was from Expetel and that copies of said proposals along with a memorandum from Mr. Cameron are found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to accept the recommendation of Mr. Cameron and accept the proposal of Bellsouth to upgrade the telephone services to the Madison County Sheriff's Office as set forth in the memorandum and proposals which are found in the miscellaneous file to these minutes and reflect that installation charge of \$1,259.00 and new monthly rate of \$3,502.71 plus a one-time credit of \$30,464.06. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 21st day of June, 2002.

In the Matter of Acknowledging Low Quote for New Telephone Equipment to be Used in the New Jail and for Moving Existing Equipment

WHEREAS, Mr. Todd Cameron appeared before the Board of Supervisors and presented two quotes received in conjunction with the provision of new telephone equipment to the new jail and for moving existing quotes and said quotes were as follows:

Universal Solution	\$8,848.25 (plus moving existing equipment - \$1,882.20)
The Cabling Co., Inc.	\$9,575.00 (plus moving existing equipment - \$2,340.00)

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to accept the low quote for the purchase of new telephone equipment in the amount of \$8,848.25 and to authorize the moving of existing equipment from the old facility to the new facility and to further accept Universal Solutions proposal to include all of said charges in the lease purchase agreement currently maintained with Madison County, Mississippi. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

In the Matter of Approval of Certain Items from Inventory

WHEREAS, Mr. Todd Cameron, Inventory Control Clerk, appeared before the Board of

Supervisors and presented the following items for deletion from the Madison County Fixed Asset Listing and requested that they be declared as junk for disposal; and

WHEREAS, Mr. Cameron further informed the Board that the fair market value of the following described property is zero and requested that said personal property be disposed of as deemed appropriate and in the best interest of Madison County and that said items were as follows:

- Uniden Handheld Radio
- 1999 Dodge Intrepid Car

Following additional discussion of these matters, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to authorize the deletion of the above referenced items from the Madison County Fixed Asset Listing and did further declare that said items are junk and have a fair market value of zero and should be disposed of as deemed appropriate and in the best interest of Madison County, Mississippi and that copies of the memorandum from Mr. Cameron and the documentations supporting deletion of these inventory items is found in the miscellaneous file to these minutes. The vote on said matter being as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 21st day of June, 2002.

In the Matter of Authorization of Transferring Mylar Maps to Contractor under the Terms and Conditions of Service Contract

WHEREAS, Mr. Todd Cameron appeared before the Board of Supervisors and presented a request from TriState Mapping that certain mylar maps be transferred to said company for completion of its contract to digitally map all of the parcels located in Madison County, Mississippi; and

WHEREAS, the Board of Supervisors inquired as to the availability of copies of said maps during this brief process and Mr. Cameron informed the Board that copies have been made for various county officials, including but not limited to the Chancery Clerk, Tax Assessor, Zoning & Planning Department and the Board of Supervisors for use while the data is being digitized.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. “Bill” Banks seconded a motion to authorize the transfer of said mylar maps to TriState Mapping under the terms and conditions of the existing contract with TriState to allow said company to digitize the data for Madison County provided that copies of all data remain available for use by all county officials and the general public. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

In the Matter of an Order Authorizing Placement of Culverts Along Public Roads Necessary for the Preservation and Maintenance of County Roads and Determining That Such Culverts Are of Public Benefit

WHEREAS, the Board of Supervisors has received requests from the Road Department for the installation of culverts as follows:

Michael Hall – 1220 Ratliff Ferry Road
R.J. Johnson – 2314 Sharon Road
David Ewing – 108 Germantown Road, Lot 44
Wayne Wilcox – 848 Old Agency Road

Following review and discussion, Supervisor W.T. “Bill” Banks did move and Supervisor Paul Griffin did second a motion to approve the Road Department installing the above stated culverts, finding that such placement is necessary for the preservation and maintenance of County Roads and that the installing of such culverts are of public benefit. The vote on said matter was as follows, to-wit:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 21st day of June, 2002.

**In the Matter of the Approval of the Employee Matters
Reports of the Department of Road Management**

WHEREAS, Mr. Lawrence Morris, Road Manager, did present to the Board of Supervisors a memorandum concerning the termination of Charles Grayson and Steven Bennett.

Following review and discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to accept and approve the change in personnel as set forth above as submitted by the Road Manager. The vote on said matter was follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

**In the Matter of Acknowledging Receipt of a Court Order
Establishing the Terms of the Court for the Madison County
Circuit Court**

WHEREAS, the Board of Supervisors received a copy of an Order from Judge Samac Richardson establishing the court terms for the Circuit Court of Madison County and that copies of said order are found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to acknowledge receipt of the Order Establishing the Court Terms for the Circuit Court of Madison County, Mississippi and that a copy of said Order is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

In the Matter of the Authorization of the Board President to Sign Documents Including the Subgrant Modification Signature Sheet for the Adolescent Offender Program

WHEREAS, the Board of Supervisors received documentation from the Mississippi Department of Human Services in conjunction with the Adolescent Offender Program Grant received by Madison County and that copies of said documentation are found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to authorize the Board President to execute the Subgrant Modification documents as submitted by the Mississippi Department of Human Services and that copies of said documentation are found in the miscellaneous file to these minutes. The vote on said matter was as follows, to-wit:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 21st day of June, 2002.

In the Matter of the Approval of an Appropriation for Bond Payment to Trustmark National Bank

RESOLUTION

WHEREAS, the Board of Supervisors desires to appropriate funds for payment of a bond payment to Trustmark National Bank per the invoice which is attached hereto and marked as Exhibit "A" and made a part hereof by reference and found in the miscellaneous file to these minutes.

NOW BE IT THEREFORE RESOLVED BY THE SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that the Clerk of this Board is hereby directed to immediately pay the sum of \$31,168.92 to the Trustmark National Bank to meet the County's bond payment obligation as required by law.

After discussion on the matter, Supervisor W.T. "Bill" Banks offered and moved for the adoption of the above and foregoing Resolution (copy of which is found in the miscellaneous file to these minutes), which was seconded by Supervisor Karl M. Banks. The vote on said matter was as follows, to-wit:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 21st day of June, 2002.

**In the Matter of the Authorization of Payment of
To Jennifer Livingston to Attend AOP Field Trip**

RESOLUTION

WHEREAS, the Madison County Board of Supervisors desires to approve payment of fees for Jennifer Livingston to attend the AOP field trip at the Mississippi Museum of Natural Science on June 26, 2002 at 2:00 p.m. with funds obtained from a grant from the State of Mississippi.

NOW BE IT THEREFORE RESOLVED BY THE SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that the Clerk of this Board is hereby directed to pay the fees in the amount of \$53.00 for Ms. Jennifer Livingston to attend the AOP field trip at the Mississippi Museum of Natural Science on June 26, 2002.

After discussion on the matter, Supervisor Paul Griffin offered and moved for the adoption of the above and foregoing Resolution (copy of which is found in the miscellaneous file to these minutes), which was seconded by Supervisor Karl M. Banks. The vote on said matter was as follows, to-wit:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 21st day of June, 2002.

**In the matter of Acknowledging Receipt of a
Right-of-Way Instrument on Phillips Road**

WHEREAS, Mr. Dewey Hembree, Board Attorney, presented unto the Board of Supervisors a right-of-way easement received from Benclen, LLC to Madison County for improvements to be made on Phillips Road.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to acknowledge receipt of the right-of-way easement and that a copy of said easement is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

In the Matter of the Authorization of the Board Attorney to Investigate Right-of-Way Maintenance on County Roadway on 16th Section

WHEREAS, Mr. Marc Sharpe requested the Board to authorize the Board Attorney to investigate the use of certain county right-of-way across 16th Section land and maintenance of said areas adjacent to said right-of-way by other entities on property located in Section 16, Township 7 North, Range 2 East, Madison County, Mississippi.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to authorize the Board Attorney, at his regular hourly rate, to review certain right-of-way maintenance issues in conjunction with the county right-of-way across Section 16, Township 7 North, Range 2 East, Madison County, Mississippi and to report to the Board his findings having first determined that said professional services were necessary and in the best interest of Madison County, Mississippi. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 21st day of June, 2002.

In the Matter of the Authorization of Advertising County Resources

WHEREAS, the Board of Supervisors reviewed recent media coverage surrounding the county-wide re-appraisal process and determined that it would be in the best interest of Madison County, Mississippi for the County to advertise the resources available in conjunction with the re-appraisal process in Madison County by purchasing a half page ad in all of the local newspapers outlining the availability of said resources and information on any upcoming changes in appraised value and its relationship to taxes paid by the taxpayers of Madison County.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to advertise the resources of Madison County as set forth above by purchasing a half page ad in all of the local newspapers providing coverage in Madison County, Mississippi. The vote on said matter was as follows, to-wit:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 21st day of June, 2002.

**In the Matter of Requesting the 16th Advance
Under an Existing Loan Agreement dated
March 6, 2001**

The Board of Supervisors of Madison County, Mississippi (the "County") acting for and on behalf of the County, took up for consideration the matter of requesting and authorizing a Sixteenth advance under the loan between the Mississippi Development Bank and the County dated March 6, 2001. After a discussion of the subject, Supervisor W.T. "Bill" Banks offered and moved for the adoption of the following resolution:

**RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON
COUNTY, MISSISSIPPI (THE "COUNTY") AUTHORIZING A
SIXTEENTH ADVANCE UNDER THAT CERTAIN LOAN AGREEMENT,
DATED MARCH 6, 2001, BY AND BETWEEN THE MISSISSIPPI
DEVELOPMENT BANK AND THE COUNTY.**

WHEREAS, through its Resolution dated February 23, 2001, the Board of Supervisors of the County approved a loan from the Mississippi Development Bank to the County in an amount not to exceed \$13,000,000 (the "Loan") pursuant to the terms and conditions of that certain Loan Agreement (the "Loan Agreement"), dated March 6, 2001, by and between the Mississippi Development Bank and the County;

WHEREAS, the Board of Supervisors of the County now finds it necessary to approve the sixteenth advance under the Loan for the purpose of paying construction fees and expenses incurred in connection with the construction of the new County jail/Sheriff complex and Flora public library (the "Project");

WHEREAS, pursuant to Mississippi Code §31-25-27, the County is authorized to request an advance under the Loan to raise money for the Project;

WHEREAS, pursuant to Section 3.02 of the Loan Agreement, the minimum Request for Advance shall be in the amount of \$100,000;

WHEREAS, on April 13, 2001, the County received the first advance under the Loan in the amount of \$308,541;

WHEREAS, on June 15, 2001, the County received the second advance under the Loan in the amount of \$273,988;

WHEREAS, on July 18, 2001, the County received the third advance under the Loan in the amount of \$733,431.34;

WHEREAS, on July 25, 2001, the County received the fourth advance under the Loan in the amount of \$800,000;

WHEREAS, on September 5, 2001, the County received the fifth advance under the Loan in the amount of \$396,890.71;

WHEREAS, on September 12, 2001, the County received the sixth advance under the Loan in the amount of \$522,574.12;

WHEREAS, on October 29, 2001, the County received the seventh advance under the Loan in the amount of \$374,670.43;

WHEREAS, on November 21, 2001, the County received the eighth advance under the Loan in the amount of \$356,998.69;

WHEREAS, on January 7, 2002, the County received the ninth advance under the Loan in the amount of \$262,926.02;

WHEREAS, on January 24, 2002, the County received the tenth advance under the Loan in the amount of \$460,822.84.

WHEREAS, on February 25, 2002, the County received the eleventh advance under the Loan in the amount of \$546,739.07.

WHEREAS, on April 1, 2002, the County received the twelfth advance under the Loan in the amount of \$518,006.58.

WHEREAS, on April 23, 2002, the County received the thirteenth advance under the IOan in the amount of Two Hundred Ninety-Seven Thousand Three Hundred Seventy-Seven and 68/100 Dollars (\$297,377.68).

WHEREAS, on May 14, 2002, the County received the fourteenth advance under the Loan in the amount of Three Hundred Fifty-Five Thousand Three Hundred Ninety-Eight and 99/100 Dollars (\$355,398.99).

WHEREAS, on June 11, 2002, the County received the fifteenth advance under the Loan in the amount of Four Hundred Twenty Thousand Eight Hundred Ninety-Nine and 06/100 Dollars (\$420,899.06).

WHEREAS, through its Resolution dated February 23, 2001, the Board of Supervisors of the County approved the substantial form of the Request for Advance to be used with each advance under the Loan.

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

Section 1. The Board of Supervisors of the County hereby finds that it is necessary and in the public interest to request an advance in the amount of Three Hundred Thirty-Eight Thousand Six Hundred Six and 43/100 Dollars (\$338,606.43) from the Loan to raise money for the Project.

Section 2. The Board of Supervisors of the County hereby authorizes and approves the sixteenth advance under the Loan in the amount of Three Hundred Thirty-Eight Thousand Six Hundred Six and 43/100 Dollars (\$338,606.43) for the Project.

Section 3. The President of the Board of Supervisors and the Chancery Clerk are hereby authorized and directed to execute the Request for Sixteenth Advance on behalf of the County with such changes, completions, insertions and modifications as shall be approved by the officers executing same.

Section 4. The disbursement by the Trustee of the Fourteenth Advance to the County shall be noted on Schedule I of the Promissory Note. The repayment of the principal amount of the Fourteenth Advance shall be payable in monthly installments which shall be set forth on Schedule II of the Promissory Note. The term for repayment of amounts advanced hereunder shall not exceed twenty-five (25) years.

Section 5. The Board of Supervisors hereby directs the Chancery Clerk to deposit and/or credit the proceeds of this advance into the 2001 Mississippi Development Bank Pool Loan Fund created in connection with the Loan.

Section 6. The Board of Supervisors authorizes and directs the Chancery Clerk to pay the invoice(s), submitted with the Request for Sixteenth Advance, within five (5) business days of receipt of the funds.

Section 7. The President of the Board of Supervisors and Chancery Clerk are hereby authorized and directed for and on behalf of the County to take any and all action as may be required by the County to carry out and give effect to the aforesaid documents authorized pursuant to this Resolution and to execute all papers, documents, certificates and other instruments that may be required for the carrying out of the authority conferred by this

Resolution in order to evidence the authority.

Section 8. The Board of Supervisors hereby approves the Schedule of Principal Installments, as set forth in **Exhibit A**, for the sixteenth advance under the Loan to be attached to the Promissory Note entered into by the County on March 6, 2001.

Supervisor Karl M. Banks seconded the motion to adopt the foregoing Resolution and, the question being put to a roll call vote, the result was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002, a copy of a signed resolution is found in the miscellaneous file to these minutes.

EXHIBIT A

SCHEDULE OF PRINCIPAL INSTALLMENTS

SCHEDULE II

SCHEDULE OF PRINCIPAL INSTALLMENTS

Draw #16 - monthly principal payments of \$1188.09 for first 284 months with monthly principal payments of \$1188.87 for remaining 1 month.

**In the matter of Acknowledging Receipt of a
Right-of-Way Instrument on Rice Road/Hoy Road Project**

WHEREAS, Mr. Woody Sample, with Sample & Associates, presented unto the Board of Supervisors a right-of-way easement received from Victory Baptist Church to Madison County for improvements to be made on Hoy Road/Rice Road.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to acknowledge receipt of the right-of-way easement and that a copy of said easement is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 21st day of June, 2002.

There being no further business to come before the meeting of the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Karl M. Banks and seconded by Supervisor W.T. "Bill" Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was adjourned.

David H. Richardson, President
Madison County Board of Supervisors