

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

REGULAR MEETING OF APRIL 7, 2003  
Being the first day of the April Term of the Board of Supervisors

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on the 7<sup>th</sup> day of April, 2003, at the Madison County Chancery/Administrative Building in Canton, Mississippi, as follows, to-wit:

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

Present:

Absent:

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

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor 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 the Approval of the Minutes from  
March, 2003**

WHEREAS, the Board of Supervisors reviewed the Minutes of the previous meetings of the Board of Supervisors during the term of March, 2003, being March 3, 7, 14, 21, and 28, 2003.

Following additional discussion, Supervisor Marc Sharpe moved, and Supervisor Paul Griffin seconded a motion to approve the Minutes and to authorize the President to sign said minutes after corrections have been made and deliver said minutes to the Chancery Clerk for recording and to make copies available to the Data Processing Department for the purposes of posting said minutes on the web page maintained by Madison County, Mississippi. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 7th day of April, 2003.

**In the Matter of Acknowledging the Receipt of Bids on the Construction Equipment Rental Without Operator**

WHEREAS, the Board of Supervisors did advertise for certain term contracts for Construction Equipment Rental without Operator as provided for by law for items and services to be used during said contract periods; and

WHEREAS, the Board of Supervisors did receive numerous bids from the following bidders in response to its advertisement:

Tubb Equipment & Rental Co., Inc.  
Hertz Equipment Rental  
Great Southern Tractor Company

Following discussion of this matter and the opening and reading aloud and reviewing of the various bids by the various bidders (copies of which are found in the miscellaneous file to these minutes), the Board upon motion of Supervisor W.T. "Bill" Banks and second of Supervisor Paul Griffin voted to take said bids under advisement for further consideration and determination of the lowest and best bids. 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 7th day of April, 2003.

**In the Matter of a Proclamation of Existence of a  
Local Emergency**

**PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY**

WHEREAS, the Board of Supervisors does hereby find:

That conditions of extreme peril to the safety of persons and property have arisen within said county, caused by flood, wind, and tornado commencing on or about 1:00 p.m. on the 6<sup>th</sup> day of April, 2003;

That the aforesaid conditions of extreme peril warrant and necessitate the proclamation of the existence of a local emergency;

NOW THEREFORE, IT IS HEREBY PROCLAIMED that in accordance with Section 33-15-17, MS Code 1982 a local emergency now exists throughout said county; and

IT IS FURTHER PROCLAIMED AND ORDERED that said local emergency shall be deemed to continue to exist until its termination is proclaimed by the Board of Supervisors of the County of Madison, State of Mississippi.

A copy of said Proclamation is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 7th day of April, 2003.

**In the Matter of Accepting the Low Bid on the Camden Public Library**

WHEREAS, the Board of Supervisors has previously advertised for the receipt of bids for construction of a new public library in the Camden Community; and

WHEREAS, the Board of Supervisors retained the services of Burriss Wagnon Architects as architects for said project and that said architect did review all of the bids received and determined that the lowest and best bid submitted was by Belk Construction Corporation and recommended the Board of Supervisors award a contract for construction to Belk Construction Company and accept Alternates 1, Alternate 2b, and Alternate 3 as submitted by said contractor.

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor Marc Sharpe seconded a motion to authorize the Board President to execute a Contract for construction with Belk Construction Corporation, the lowest and best bidder on the new Camden Public Library project per the recommendation of the architect, and that copies of said proposed contract 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 7th day of April, 2003.

**In the Matter of the Consideration of Petitions for Reduction in Assessment of Taxes**

WHEREAS, Mr. Todd Cameron presented petitions for reduction in assessment in the amount of \$4,797.00 which were as follows, to-wit:

<u>Name</u>	<u>Parcel No.</u>	<u>Amount</u>	<u>Reason</u>
Debra Upton	072E-16D-015/02	\$3,497.00	MS Code §27-35-143(11)
Ida Nell Wooten	093D-19B-022	\$1,300.00	MS Code §27-35-143(2)

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to approve the reduction in tax assessments as requested by the taxpayers in the amounts and for the reasons as set forth above and that copies of 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: 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 7th day of April, 2003.

**In the Matter of Approving the Purchase of Anit-Virus Software**

WHEREAS, Mr. Todd Cameron, Data Processing Director, appeared before the Board of Supervisors and presented a quote for Anti-Virus Software from Infoware, Inc. for Symantec AntiVirus Small Business Edition in the amount of \$1,499.00 and informed the Board of Supervisors that the Mississippi State Department of Audit had recommended the purchase of this software in some of its most recent findings in reviewing matters in Madison County.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to authorize the purchase of the software from Infoware, Inc. as recommended by Mr. Cameron, and a copy of the invoice for said software along with a memorandum from Mr. Cameron is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 7th day of April, 2003.

**In the Matter of Acknowledging the 2003 Schedules-Multipliers and Prices as Set Forth by the Mississippi State Tax Commission**

WHEREAS, the Board of Supervisors received the 2003 Schedules for Multipliers and Prices to be used in the appraisal of property in the State of Mississippi, and that copies of said memorandum and schedules 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 acknowledge receipt of the Schedules of the Multipliers and Prices received from the State Tax Commission and that copies of said memorandum and schedules 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 7th day of April, 2003.

**In the Matter of Establishing Just Compensation for ROW  
on the Gluckstadt Road Project**

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented three memorandums requesting approval of the establishment of just compensation for right-of-way on the Gluckstadt Road project from John & Jennifer Minninger, Gloria Poling and Lisa Duvall, and that copies of said memorandums are found in the miscellaneous file to these minutes; and

WHEREAS, Mr. Sample did further recommend that the Board of Supervisors authorize just compensation to said individual for said right-of-way in the amounts as follows:

<u>Property Owner</u>	<u>Amount</u>
John & Jennifer Minninger	\$600.00
Gloria Poling	\$700.00
Lisa Duvall	\$900.00

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to authorize the establishment of just compensation of \$600.00 for right-of-way to John & Jennifer Minninger, \$700.00 for right-of-way to Gloria Poling and \$900.00 for right-of-way to Lisa Duvall as set forth above and that copies of said memorandums 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 7th day of April, 2003.

**In the Matter of Establishing Just Compensation for ROW  
on the Gluckstadt Road Project**

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented a memorandum requesting approval of the establishment of just compensation for right-of-way on the Gluckstadt Road project from Gluckstadt Road Properties, LLC and David Bowling, and that a copy of said memorandum is found in the miscellaneous file to these minutes; and

WHEREAS, Mr. Sample did further recommend that the Board of Supervisors authorize just compensation to said individuals for said right-of-way in the amounts as follows:

<u>Property Owner</u>	<u>Amount</u>
Gluckstadt Road Properties, LLC	\$7,827.00
David Bowling	\$9,192.00

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the establishment of just compensation of \$7,827.00 for right-of-way to Gluckstadt Road Properties, LLC and to further authorize the establishment of just compensation of \$9,192.00 for right-of-way to David Bowling as set forth above and that a copy of said memorandum is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 7<sup>th</sup> day of April, 2003.

**In the Matter of Establishing Payment for Appraisal of ROW  
on the Gluckstadt Road Project**

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented a memorandum requesting approval of a payment for appraisal services from Robert Crook for the establishment of just compensation for right-of-way on the Gluckstadt Road project; and

WHEREAS, Mr. Sample did further recommend that the Board of Supervisors authorize payment of said expenses to said individual for said appraisal services in the amount as follows:

<u>Property Owner</u>	<u>Amount</u>
Robert Crook	\$800.00

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to authorize payment in the amount of \$800.00 to Robert Crook for professional appraisal services on right-of-way property on the Gluckstadt Road project, and that a copy of said memorandum is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 7<sup>th</sup> day of April, 2003.



**In the Matter of Establishing Just Compensation for ROW  
on the North Livingston Road Project**

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented a memorandum requesting approval of the establishment of just compensation for right-of-way on the North Livingston Road project from the Hamp Brown Estate based on an appraisal and review appraisal, and that a copy of said memorandum is found in the miscellaneous file to these minutes; and

WHEREAS, Mr. Sample did further recommend that the Board of Supervisors authorize just compensation to said individual for said right-of-way in the amount as follows:

<u>Property Owner</u>	<u>Amount</u>
Hamp Brown Estate	\$2,847.00

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the establishment of just compensation of \$2,847.00 for right-of-way based on an appraisal and review appraisal of the Hamp Brown Estate as set forth above and that a copy of said memorandum is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 7<sup>th</sup> day of April, 2003.

**In the Matter of Establishing Payment for Appraisal of ROW  
on the North Livingston Road Project**

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented a memorandum requesting approval of a payment for appraisal services from Robert Crook for the establishment of just compensation for right-of-way on the North Livingston Road project; and

WHEREAS, Mr. Sample did further recommend that the Board of Supervisors authorize payment of said expenses to said individual for said appraisal services in the amount as follows:

<u>Property Owner</u>	<u>Amount</u>
Robert Crook	\$800.00

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor Marc Sharpe seconded a motion to authorize payment in the amount of \$800.00 to Robert Crook for professional appraisal services on right-of-way property on the North Livingston Road project, and that a copy of said memorandum is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 7<sup>th</sup> day of April, 2003.

**In the Matter of the Authorization of a Payment to the  
Madison County Economic Development Authority**

**RESOLUTION**

WHEREAS, Mr. Woody Sample, with Sample & Associates, appeared before the Board of Supervisors and requested the Board that Madison County prepare a check in the amount of \$191,257.06 payable to the Madison County Economic Development Authority as payment to cover contractor costs on CDBG Project Nos. 1113-96-045-ED-01 and 1118-01-045-ED-01; and

WHEREAS, the Board of Supervisors finds said claim is valid and desires to submit payment due to the Madison County Economic Development Authority in the amount of \$191,257.06.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, that the Clerk of this Board is hereby directed to pay the sum of \$191,257.06 to the Madison County Economic Development Authority as payment to cover contractor costs CDBG Project Nos. 1113-96-045-ED-01 and 1118-01-045-ED-01.

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

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 7<sup>th</sup> day of April, 2003.

**In the Matter of Authorization of President and Vice-President to  
Sign Request for Cash Form for IMS AUTRANS, LLC Project**

**RESOLUTION AUTHORIZING DAVID H. RICHARDSON, PRESIDENT OR  
KARL M. BANKS, VICE-PRESIDENT TO SIGN THE REQUEST FOR CASH  
FORMS UNDER THE STATE OF MISSISSIPPI CDBG  
PROGRAM PROJECT NUMBER 1119-02-045-LN-01**

WHEREAS, the State of Mississippi has awarded a Block Grant to Madison County under the Community Development Block Grant Program; and,

WHEREAS, the Madison County Board of Supervisors shall be responsible for ordering funds from the State of Mississippi to pay costs incurred in the implementation of the CDBG project activities.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors, that it does hereby designate either its President, David H. Richardson, or Karl M. Banks, Vice-President, to sign the Request for Cash Forms to secure monies under the State of Mississippi Community Development Block Grant Program.

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

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Absent
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 7<sup>th</sup> day of April, 2003.

**In the Matter of Approval of a Requisition Form for  
CDBG Project**

WHEREAS, the Board of Supervisors received CDBG Requisition No.1 from Sample & Associates on CDBG Project No. 1119-02-045-LN-01 and that a copy of said Requisition Form is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to authorize the Board President to sign Requisition Form No.1 for payment of loan proceeds under said program as set forth below as recommended by Mr. Sample on said project:

IMS AUTRANS, LLC.	\$200,000.00
-------------------	--------------

And that a copy of said form and related documentation 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: Absent
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 7th day of April, 2003.

**IN THE MATTER OF N. LIVINGSTON ROAD, MADISON COUNTY,  
MISSISSIPPI - RESOLUTION TO CONDEMN PROPERTY  
OF LEE DANIEL FORBES, JR. AND CLARETHA FORBES  
LOCATED IN SUPERVISOR DISTRICT NO. 3**

**RESOLUTION TO CONDEMN**

WHEREAS the Board of Supervisors of Madison County, Mississippi, by virtue of its authority, has decided to lay out, repair, change, construct, reconstruct, pave and maintain a segment of N. Livingston Road located in Supervisor District No. 3 of Madison County, Mississippi, as a County public road, in conjunction with a State Aid Project and as is shown by the plans, maps and plats prepared by Engineering Associates, Inc., all of which are now on file in the offices of the Clerk of this Board, and which are made a part hereof by reference; and

WHEREAS this Board, for the aforesaid purposes, has found, and now finds, that it is necessary to acquire for public use, certain property belonging to the Lee Daniel Forbes, Jr. and Claretha Forbes and all other interested parties, which is located in Section 3, Township 7 North, Range 1 East, Madison County, Mississippi, and more particularly described as follows, to-wit:

See Exhibit "A" below for a description of the right-of-way to be condemned. A separate Resolution is found in the miscellaneous file to these minutes.

WHEREAS this Board has found, and now finds, that the purpose of acquiring the right-of-way described above is for the repair and re-paving of existing N. Livingston Road and that said project, as proposed, does not displace any property owners from their dwelling or place of business;

WHEREAS this Board, with the aforesaid purpose, has found, and now finds, that it is necessary to seek and acquire immediate possession of the property described above, and that the County shall suffer irreparable harm and delay by exercising the right to condemn the above described property through eminent domain proceedings, as opposed to his right of claiming immediate possession as allowed by law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that being unable to agree with the owners and other parties interested in said property, this Board, after due consideration, does hereby declare said property and easements necessary for public use and orders that it be condemned; and authorizes, instructs, and requests Montgomery, McGraw, Collins, Jones, Cowan & Hembree, PLLC in the name of this County, to institute and pursue any and all condemnation proceedings necessary to acquire the above described property and easements with the uses mentioned above and as provided by law for the exercise of the right of eminent domain; and

BE IT FURTHER RESOLVED that Engineering & Associates, Inc. is directed to prepare evidence for the condemnation proceedings here authorized and ordered to do any and all things necessary to consummate the condemnation of the above described property.

After a discussion of this project, Supervisor Paul Griffin called for the adoption of the above and foregoing Resolution (a copy of which is found in the miscellaneous file to these minutes). Supervisors W. T. "Bill" Banks seconded the Motion to adopt the above and foregoing Resolution and the question being put to a roll call vote, the vote 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 majority of the members present, the President of the Board of Supervisors of Madison County, Mississippi, declared the Motion carried and Resolution adopted this the 7th day of April, 2003.

#### **EXHIBIT "A"**

**GRANTOR: Lee Daniel Forbes, Jr.**

**Claretha Forbes**

**GRANTEE: Madison County, Mississippi**

A Right-of-Way across that property now owned by Lee Daniel Forbes, Jr. and Claretha Forbes as described in a deed recorded in Deed Book 110 at page 171 thereof in the Office of the Chancery Clerk of Madison County at Canton, Mississippi, the said Right-of-Way being more particularly described as follows:

#### **Parcel "A"**

Begin at the point of intersection of Grantors North property line with the centerline of North Livingston Road, as said road exists this date; run thence South 09° 25' 57" West along the said centerline of North Livingston Road for a distance of 10.37 feet to a point; run thence South 07° 35' 08" West along the said centerline of North Livingston Road for a distance of 79.97 feet to a point; run thence South 08° 21' 22" West along the said centerline of North Livingston Road for a distance of 118.57 feet to a point of intersection on Grantors South property line; run thence South 89° 28' 33" West for a distance of 23.18 feet to a point; run thence North 07° 00' 57" East for a distance of 64.21 feet to a point; run thence North 06° 12' 15" East for a distance of 101.82 feet to a point; run thence North 14° 41' 41" East for a distance of 43.50 feet to a point on Grantors North property line; run thence East for a distance of 22.79 feet to the point of beginning and containing 0.121 acres, more or less.

#### **Parcel "B"**

Commence at the point of intersection of Grantors North property line with the centerline of North Livingston Road, as said road exists this date; run thence West for a distance of 22.79 feet to the point of beginning of the herein described Right-of-Way; continue thence West for a distance of 12.86 feet to a point; run thence South 09° 08' 20" West for a distance of 209.84 feet to a point on Grantors South property line; run thence North 89° 28' 33" East for a distance of 16.31 feet to a point; run thence North 07° 00' 57" East for a distance of 64.21 feet to a point; run thence North 06° 12' 15" East for a distance of 101.82 feet to a point; run thence North 14° 41' 41" East for a distance of 43.50 feet to the point of beginning and containing 0.059 acres, more or less.

Also granted herein is a 15 foot wide temporary construction easement as shown on the plat attached to the Resolution in the miscellaneous file to these minutes.

**IN THE MATTER OF N. LIVINGSTON ROAD, MADISON COUNTY,  
MISSISSIPPI - RESOLUTION TO CONDEMN PROPERTY  
OF BURNELL McDONALD, WILLIE EARL McDONALD AND THE  
HEIRS OF MARY ETTA McDONALD LOCATED IN SUPERVISOR  
DISTRICT NO. 3**

**RESOLUTION TO CONDEMN**

WHEREAS the Board of Supervisors of Madison County, Mississippi, by virtue of its authority, has decided to lay out, repair, change, construct, reconstruct, pave and maintain a segment of N. Livingston Road located in Supervisor District No. 3 of Madison County, Mississippi, as a County public road, in conjunction with a State Aid Project and as is shown by the plans, maps and plats prepared by Engineering Associates, Inc., all of which are now on file in the offices of the Clerk of this Board, and which are made a part hereof by reference; and

WHEREAS this Board, for the aforesaid purposes, has found, and now finds, that it is necessary to acquire for public use, certain property belonging to Burnell McDonald, Willie Earl McDonald and the Heirs of Mary Etta McDonald and all other interested parties, which is located in Section 3, Township 7 North, Range 1 East, Madison County, Mississippi, and more particularly described as follows, to-wit:

See Exhibit "A" below for a description of the right-of-way to be condemned. A separate Resolution is found in the miscellaneous file to these minutes.

WHEREAS this Board has found, and now finds, that the purpose of acquiring the right-of-way described above is for the repair and re-paving of existing N. Livingston Road and that said project, as proposed, does not displace any property owners from their dwelling or place of business;

WHEREAS this Board, with the aforesaid purpose, has found, and now finds, that it is necessary to seek and acquire immediate possession of the property described above, and that the County shall suffer irreparable harm and delay by exercising the right to condemn the above described property through eminent domain proceedings, as opposed to his right of claiming immediate possession as allowed by law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that being unable to agree with the owners and other parties interested in said property, this Board, after due consideration, does hereby declare said property and easements necessary for public use and orders that it be condemned; and authorizes, instructs, and requests Montgomery, McGraw, Collins, Jones, Cowan & Hembree, PLLC in the name of this County, to institute and pursue any and all condemnation proceedings necessary to acquire the above described property and easements with the uses mentioned above and as provided by law for the exercise of the right of eminent domain; and

BE IT FURTHER RESOLVED that Engineering & Associates, Inc. is directed to prepare evidence for the condemnation proceedings here authorized and ordered to do any and all things necessary to consummate the condemnation of the above described property.

After a discussion of this project, Supervisor Paul Griffin called for the adoption of the above and foregoing Resolution (a copy of which is found in the miscellaneous file to these minutes). Supervisors W. T. "Bill" Banks seconded the Motion to adopt the above and foregoing Resolution and the question being put to a roll call vote, the vote 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 majority of the members present, the President of the Board of Supervisors of Madison County, Mississippi, declared the Motion carried and Resolution adopted this the 7th day of April, 2003.

#### **EXHIBIT "A"**

**GRANTOR: Jessie McDonald, Percy Lee McDonald, Willie B. McDonald, Samuel Lee McDonald, Arcell Smith, Hollie McDonald, Dessire McDonald Johnson, Wedell Evans & Earl McDonald**

**GRANTEE: Madison County, Mississippi**

A Right-of-Way across that property now owned by Jessie McDonald, Percy Lee McDonald, Samuel Lee McDonald, Arcell Smith, Hollie McDonald, Dessire McDonald Johnson, Wedell Evans & Earl McDonald as described in Cause No. 2002-521 thereof in the Office of the Chancery Clerk of Madison County at Canton, Mississippi, the said Right-of-Way being more particularly described as follows:

#### **Parcel "A"**

Begin at the point of intersection of Grantors North property line with the centerline of North Livingston Road, as said road exists this date; run thence East for a distance of 21.60 feet to a point; run thence South  $13^{\circ} 28' 18''$  West for a distance of 5.92 feet to a point; run thence South  $21^{\circ} 25' 07''$  West for a distance of 62.09 feet to a point; run thence South  $23^{\circ} 59' 39''$  West for a distance of 38.25 feet to a point on Grantors South property line; run thence West for a distance of 11.45 feet to a point; run thence North 75.30 feet to a point on Grantors West property line; run thence North  $17^{\circ} 35' 10''$  East for a distance of 24.34 feet to the point; run thence East for a distance of 22.04 feet the point of beginning and containing 0.071 acres, more or less.

#### **Parcel "B"**

Commence at the point of intersection of Grantors North property line with the centerline of North Livingston Road, as said road exists this date; run thence East for a distance of 21.60 feet to the point of beginning of the herein described Right-of-Way; run thence South  $13^{\circ} 28' 18''$  West for a distance of 5.92 feet to a point; run thence South  $21^{\circ} 25' 07''$  West for a distance of 62.09 feet to a point; run thence South  $23^{\circ} 59' 39''$  West for a distance of 38.25 feet to a point on Grantors South property line; run thence East for a distance of 11.91 feet to the point of curvature of a  $07^{\circ} 24' 02''$  curve having a central angle of  $30^{\circ} 05' 17''$ ; run thence Northerly along said curve to the left for a distance of 93.68 feet (chord bearing North  $17^{\circ} 51' 15''$  East for a distance of 94.13) to a point; run thence North  $14^{\circ} 22' 08''$  East for a distance of 9.19 feet to a point on Grantors North property line; run thence West for a distance of 3.45 feet to the point of beginning and containing 0.018 acres, more or less.

#### **Parcel "C"**

Commence at the point of intersection of Grantors North property line with the centerline of North Livingston Road, as said road exists this date; run thence West for a distance of 22.04 feet to the point of beginning of the herein described Right-of-Way; Continue thence West for a distance of 7.34 feet to a point on Grantors West property line; run thence South for a distance of 23.20 feet to a point; run thence North  $17^{\circ} 35' 10''$  East for a distance of 24.34 feet to the point of beginning and containing 0.002 acres, more or less.

Also granted herein is a 15 foot wide temporary construction easement as shown on the plat attached to the Resolution in the miscellaneous file to these minutes.

**In the Matter of the Approval of a Pay Application to  
C.E. Frazier Construction Co. for Construction Work on the  
Madison County Corrections Facility, Jail Housing Unit “B”**

WHEREAS, the Board of Supervisors also received an application and certificate for payment submitted for and on behalf of C.E. Frazier Construction Co. for construction work performed on that contract regarding Phase Two for the Madison County Jail Housing Unit B Sheriff’s Complex in the amount of \$345,418.20 for Application No. 10.

Following discussion of this matter, Supervisor W.T. “Bill” Banks moved and Supervisor Karl M. Banks seconded a motion to approve the application and certificate for payment for C.E. Frazier Construction, Co. in the amount of \$345,418.20 for Application No. 10 for construction work to the Jail Housing Unit B of the Madison County Sheriff’s Complex and that a copy of said application and certificate for payment is found in the miscellaneous file to these minutes. 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: 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 7th day of April, 2003.

**In the Matter of Acknowledging the Hiring of an  
Employee within the Madison County Tax Assessor’s Office**

WHEREAS, Gerald Barber, Tax Assessor, requested replacing Melanie Rutter and Wendi Tate with a new employee, Alexis Fowler, as a full-time employee serving as Homestead Clerk and Ridgeland Information Officer beginning April 1, 2003 and her rate of pay being \$1,833.00/monthly with benefits.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to hire Alexis Fowler in place of Melanie Rutter and Wendi Tate beginning April 1, 2003 and salary of \$1,833.00/month with benefits, as per the memo from Gerald Barber 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 7th day of April, 2003.

**In the Matter of Authorizing the Board President to Execute a Subgrant Modification Agreement**

WHEREAS, the Board of Supervisors received a Subgrant Modification Agreement with Madison County and the Division of Youth Services for the Madison County Human Service, and a copy of said Subgrant Modification Agreement is found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the Board President to execute said Subgrant Modification Agreement Signature Sheet as presented to the Board of Supervisors, and that a copy of said report 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 7th day of April, 2003.

**In the Matter of Approving the Purchase of Two Dell Computers for the Madison County Sheriff's Office**

WHEREAS, Sheriff Toby Trowbridge requested the Board of Supervisors to approve the purchase of two Dell computers for use by his office at the state contract price from Business Communications, Inc. under state contract number 3293-A-23 and 3293-A-24 in the amount of \$1,732.00 each and that a copy of said requisition is found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the purchase of two Dell computers for the Madison County Sheriff's Office at the price of \$1,732.00 each as set forth above at the state contract prices from Business Communications, Inc. and that a copy of the requisition 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 7<sup>th</sup> day of April, 2003.

**In the Matter of Authorizing the Closing of Two  
Accounts for the Madison County Sheriff's Office**

WHEREAS, the Board of Supervisors has previously maintained checking accounts at Merchants & Farmers Bank as follows, to-wit:

Sheriff's LLEGB Grant #0229 Account (#173012034)	Balance: \$17,197.85
Cops More 98 Grant Account (#700021474)	Balance: \$1,217.88

WHEREAS, Gwen Miles, Bookkeeper, has requested that the Board of Supervisors close both of these accounts and transfer the funds in said accounts to the Operating Account being Account Number #701105311.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the closing of the two accounts as set forth above and transferring said funds to the county's operating account as recommended by Ms. Miles and that a copy of said letter dated April 3, 2003 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 7th day of April, 2003.

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

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

	<b>Original Budget</b>	<b>Increase/(Decrease)</b>	<b>New Budget</b>
001-100-520	3364.70	199.00	3563.70
001-100-556	26481.76	1250.00	27731.76
001-100-919	6970.14	6500.00	13470.14
001-101-466	819.51	52.12	871.63
001-101-468	8801.89	110.50	8912.39
001-101-501	9000.00	177.59	9177.59
001-101-533	6368.49	249.74	6618.23
001-102-468	187.84	93.92	281.76
001-102-533	8136.31	86.00	8222.31
001-103-409	10000.00	3320.32	13320.32
001-103-469	597.75	14.66	612.41
001-104-581	34534.75	125.00	34659.75
001-453-510		4759.62	4759.62
001-160-550	1000.00	1100.25	2100.25
001-161-469	78.82	6.61	85.43
001-161-581	20009.60	468.81	20478.41
001-162-469	210.77	42.35	253.12
001-163-465	49.74	5.85	55.59
001-163-466	36.94	4.38	41.32
001-165-468	85.93	9.29	95.22
001-165-469	0.75	0.20	0.95
001-166-571	875.00	25.00	900.00
001-167-465	1814.00	62.40	1876.40
001-200-542	30000.00	467.51	30467.51
001-200-556	15000.00	2457.74	17457.74
001-200-570	348757.31	375.00	349132.31
001-200-603	9000.00	285.75	9285.75
001-220-919		8333.00	8333.00
001-800-801	9544.00	0.11	9544.11
013-000-701	3728917.73	22771.14	3751688.87
097-230-672	350.00	368.16	718.16
105-340-502	12000.00	23.95	12023.95
105-340-510	388.88	98.36	487.24
105-340-585	195000.00	5372.34	200372.34
113-200-581	9415.00	975.00	10390.00
114-251-701	36700.00	3300.00	40000.00
118-251-701	71100.00	1638.86	72738.86
119-251-701	43919.00	3758.00	47677.00
120-251-671	529.23	78.37	607.60
120-251-672	486.64	98.20	584.84
120-251-701	8000.00	4000.00	12000.00
137-676-570	9448.00	4460.00	13908.00
137-676-671	490.22	76.09	566.31
150-300-540	10482.34	280.00	10762.34
150-300-550	181.65	50.00	231.65
150-300-555	151973.12	26503.55	178476.67
150-300-955	207693.32	10196.18	217899.50
160-300-804	104100.00	11.00	104111.00
173-300-555	213200.00	48295.00	261495.00
190-540-469	1174.07	43.14	1217.21
301-106-911		44350.00	44350.00

001-General County			
001-100-952	364568.70	(30583.39)	333985.31

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

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: 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 7th day of April, 2003.

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

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

WHEREAS, the Chancery Clerk did assure the Board of Supervisors that all claims had been properly documented and where necessary, purchase orders were obtained in advance as required by law; and

WHEREAS, the following is a summary of all claims and funds from which said claims are to be paid:

			<u>Total Amount</u>
Fund 001	Claims 3368 to 3370	No. of Checks-205	482,581.98
	Claims 3467, 3978, 16266, 16395, 16497		
	Claims 16615, 16670 to 16964		
Fund 012	Claims 111 to 123	No. of Checks – 13	9,829.66
Fund 013	Claims 49 to 52	No. of Checks – 4	25,027.17
Fund 032	Claims 3 to 4	No. of Checks – 2	1,525.38
Fund 095	Claims 13 to 14	No. of Checks – 2	257,857.27
Fund 096	Claims 6 to 7	No. of Checks – 2	3,771.43
Fund 097	Claims 108 to 123	No. of Checks – 12	33,689.23
Fund 105	Claims 92 to 101	No. of Checks – 10	26,719.51
Fund 113	Claims 9 to 9	No. of Checks – 1	975.00
Fund 114	Claims 12 to 15	No. of Checks – 4	18,955.00
Fund 115	Claims 14 to 16	No. of Checks – 2	170,416.00
Fund 116	Claims 26	No. of Checks – 1	16,900.00
Fund 118	Claims 8	No. of Checks – 1	8,400.00
Fund 119	Claims 20 to 23	No. of Checks – 4	11,759.58
Fund 120	Claims 12 to 16	No. of Checks – 5	4,217.62
Fund 137	Claims 106 to 125	No. of Checks – 19	17,482.96
Fund 150	Claims 4980	No. of Checks – 67	164,867.14
	Claims 5040 to 5105		
Fund 160	Claims 552 to 556	No. of Checks – 5	17,654.67
Fund 170	Claims 22 to 23	No. of Checks – 2	52,131.20
Fund 173	Claims 4 to 5	No. of Checks – 2	48,295.00
Fund 174	Claims 6 to 6	No. of Checks – 1	1,505.75
Fund 190	Claims 50 to 55	No. of Checks – 6	1,729.01
Fund 210	Claims 4 to 4	No. of Checks – 1	330,310.61
Fund 226	Claims 13 to 13	No. of Checks – 1	38,863.62
Fund 280	Claims 60 to 62	No. of Checks – 3	203,142.77
Fund 301	Claims 16 to 22	No. of Checks – 7	360,370.17
Fund 401	Claims 30 to 31	No. of Checks – 2	7,919.49
Fund 682	Claims 14 to 14	No. of Checks – 1	144,061.39
Fund 690	Claims 13 to 14	No. of Checks – 2	106,777.70
Fund 691	Claims 13 to 14	No. of Checks – 2	91,351.10
Total for all Funds		No. of Checks-389	<u>\$3,850,800.93</u>

Following review of these claims Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to pay the claims as set forth above with the exception of the following held claims:

<u>Fund</u>	<u>Claim No.</u>	<u>Claimant</u>	<u>Amount Held</u>
001	3368	Phillips Lumber & Home Center	\$12.20
001	3369	Phillips Lumber & Home Center	\$273.25
001	3370	Phillips Lumber & Home Center	\$28.27
001	3467	Neel-Schaffer, Inc.	\$53.34
001	3467	Neel-Schaffer, Inc.	\$17,981.57
001	3467	Neel-Schaffer, Inc.	\$14,699.01
001	3467	Neel-Schaffer, Inc.	\$300.25
001	3978	The Cabling Co.	\$500.00
001	3978	The Cabling Co.	\$105.00
001	16266	Madison County Medical Center	\$2,498.71
001	16395	Madison County Medical Center	\$8,997.75
001	16497	Dean & Dean Associates	\$3,394.03
001	16615	Dean & Dean Associates	\$11,496.90
001	16840	Madison County Medical Center	\$2,587.17
150	4980	Burns Cooley Dennis Inc.	\$14,952.11
170	23	Joe L. Johnson, P.E.	\$9,570.00
173	4	Joe L. Johnson, P.E.	\$36,805.00
280	60	Trustmark National Bank Trust Dept	\$53,122.50
280	62	First National Bank of Clarksdale	\$147,584.38
301	19	C.E. Frazier Construction Co.	\$153,421.20
682	14	Fox-Everett, Inc.	\$144,061.39

CLAIMS Rejected:

001	16897	Administrative Office of Courts.	\$23,205.55
-----	-------	----------------------------------	-------------

Said motion further directed that invoice numbers should be attached to each claim on the claims docket and further directed the Chancery Clerk to publish the Summary of Claims as required by law and to authorize the President to sign and approve the Claims Docket, a copy of which is found in the miscellaneous file to these minutes with a separate signed Resolution approving payment of said claims, and that a copy of said Resolution is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: 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 7th day of April, 2003.



**In the Matter of Amending the Budget for the Madison County Sheriff's Office**

WHEREAS, Sheriff Toby Trowbridge appeared before the Board of Supervisors and requested authority to hire an additional deputy to man the metal detector at the Madison County Courthouse.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the amendment of the current fiscal year budget for the Madison County Sheriff's Department to increase said budget to provide for the hiring of an additional deputy to be employed at the regular hourly rate of \$12.33/hour plus benefits. 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 7th day of April, 2003.

**In the Matter of Acknowledging Receipt of the Budget Report, the Budget Expenditures Report and The Cash Balance Report**

WHEREAS, Mr. Wallace Collins, CPA, appeared before the Board of Supervisors and requested the Board to acknowledge receipt of the Monthly Budget Receipts and Expenditures Report as well as the Cash Receipts Report prepared for and on behalf of Madison County and that copies of said reports are found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to acknowledge receipt of the Monthly Budget Receipts and Expenditures Report as well as the Cash Receipts Report prepared for and on behalf of Madison County and that copies of said reports 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 7th day of April, 2003.

**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 and Approving the Compensatory Time Report**

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

Alicia Nowell – 309 Fox Hollow  
Bertha Jobe – 109 Cauthen Road  
Elizabeth Riley – 1320 Stump Bridge Road

WHEREAS, the Board of Supervisors received the current Compensatory Time Report for the Department of Road Management (Copy of said report is found in the miscellaneous file to these minutes.)

Following review and discussion, Supervisor W.T. “Bill” Banks moved and Supervisor Marc Sharpe seconded 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 and to further approve the Compensatory Time Report, a copy of which is 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 7th day of April, 2003.

**In the Matter of the Approval of the Use of the Courthouse Grounds by the Madison County Medical Center**

WHEREAS, the Board of Supervisors received a memorandum from the Madison County Medical Center requesting the use of the Canton Square courthouse grounds for the Second Annual Easter Egg Hunt to be held on April 18, 2003 from 11:00 a.m. until 2:00 p.m.

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to allow the Madison County Medical Center permission to use the courthouse square on April 18, 2003 from 11:00 a.m. – 2:00 p.m. for the 2<sup>nd</sup> Annual Easter Egg Hunt. 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 7th day of April, 2003.

**In the Matter of the Authorization for the Use of  
County Property by the Madison County Nursing Home**

WHEREAS, the Board of Supervisors received a request from the Madison County Nursing Home to use certain property owned by Madison County on the Courthouse Square in Canton, Mississippi in conjunction with the fund raising activities for said nursing home.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to authorize the Board President to execute a letter to the Canton Flea Market Committee indicating the Board's approval of the use of County property by the Madison County Nursing Home during the upcoming Canton Flea Market, and that a copy of said letter 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 7th day of April, 2003.

**In the Matter of the Consideration of Petitions for  
Reduction in Assessment of Taxes**

WHEREAS, Mr. Todd Cameron presented petitions for reduction in assessment in the amounts of \$528,269.00 and \$80,484.00 which were as follows, to-wit:

<u>Name</u>	<u>Parcel No.</u>	<u>Amount</u>	<u>Reason</u>
Dudley & Marilyn Wyatt	81G-25-1/26	\$43.00	MS Code §27-35-143(2)
Brian Adkins	81H-34-1/3.19	\$7869.00	MS Code §27-35-143(2)
Warren & Charlotte Lange	94D-20-12/2	\$1588.00	MS Code §27-35-143(11)
JP Atkins, III & Julia P Atkins	83E-15C-72	\$1695.00	MS Code §27-35-143(2)
Terry & Mark H Ivey, et ux	114D-20-5/1	\$3541.00	MS Code §27-35-143(2)
Ferr Smith	92H-27-32/5	\$38570.00	MS Code §27-35-143(11)
Charlie Branch Estate	92F-24D-108	\$1739.00	MS Code §27-35-143(2)
Betty Jones	93H-27-1.2	\$4156.00	MS Code §27-35-143(11)
James Polk	81A-1-1/1.17	\$7800.00	MS Code §27-35-143(11)
Terry & Deshea Dilmore	82D-17-58	\$2250.00	MS Code §27-35-143(11)
Rachael H Quinn Life Estate	95C-7-3/1	\$5793.00	MS Code §27-35-143(11)
Davidson Marble & Granite	92G-26-6	\$2959.00	MS Code §27-35-143(11)
Bobby & Annette Daniels	93D-19A-152	\$1200.00	MS Code §27-35-143(11)
Louis M Tanksley Jr	71A-1C-14	\$1350.00	MS Code §27-35-143(11)
Richard & Lillian Brown	71A-2-43/1.2	\$24480.00	MS Code §27-35-143(2)
Kevin & Jenny Hall	82H-34-92	\$1710.00	MS Code §27-35-143(11)
Fannie Taylor	72D-18D-10	\$13168.00	MS Code §27-35-143(11)
T. Frank & Betty Collins	81D-18-6/2	\$6400.00	MS Code §27-35-143(11)
Cynthia & Edwina Alford	51D-17A-88	\$2550.00	MS Code §27-35-143(11)
Elizabeth Ann Rice	72E-22A-17	\$1538.00	MS Code §27-35-143(11)
Lula S Harden	92F-23A-2	\$1415.00	MS Code §27-35-143(11)
Percy Nichols	93A-12-16	\$27018.00	MS Code §27-35-143(11)
Thomas D Stringer	72I-29B-4	\$1830.00	MS Code §27-35-143(11)
Gerald Vernon	81H-27-67	\$2950.00	MS Code §27-35-143(11)
William Gilbert	71A-2-46	\$4050.00	MS Code §27-35-143(11)
Hesam Farivar-Mohseni	71A-11-216	\$1829.00	MS Code §27-35-143(11)
Charles D Laseter Jr.	82F-24-79	\$936.00	MS Code §27-35-143(11)
Lake Cavalier Imp Co	71C-8C-3	\$1267.00	MS Code §27-35-143(11)
Lake Cavalier Imp Co	71C-8C-23	\$3000.00	MS Code §27-35-143(1,2,11)
Got Gear	71G-36A-91/1	\$56511.00	MS Code §27-35-143(11)
Nancy Riser	72B-9A-27	\$1993.00	MS Code §27-35-143(11)
Leonard Wayne Enns	61H-27-3/1.6	\$9050.00	MS Code §27-35-143(11)
Bobby M Daniels	93D-19A-162	\$2657.00	MS Code §27-35-143(11)
Curtis Dixon et al	94I-31-18/1.1	\$5666.00	MS Code §27-35-143(11)
Catherine Harris	105C-8-7	\$221.00	MS Code §27-35-143(11)
S O Weems	93D-20C-373/1	\$2583.00	MS Code §27-35-143(11)
John Lockett Estate	94D-18C-3/2	\$1169.00	MS Code §27-35-143(11)
John Lockett Estate	94D-18C-3/1.1	\$4266.00	MS Code §27-35-143(1,2)
Mattie Lake et al	114G-35-4/1.2	\$2759.00	MS Code §27-35-143(11)
Curtis Melvin Day	93D-19C-304	\$2225.00	MS Code §27-35-143(2)
Tal & Leigh Ann Irby	93B-3-9/1.8	\$13170.00	MS Code §27-35-143(11)
Trace Plaza Inc et al	72H-27B-4	\$12000.00	MS Code §27-35-143(4)
Better Built Custom Homes	103H-27-4/3	\$10925.00	MS Code §27-35-143(11)
Edward Homes Inc	72I-29A-81	\$25320.00	MS Code §27-35-143(11)
Peter J Costas	72H-33B-136	\$11789.00	MS Code §27-35-143(2)
Cornelius & Chris Taylor	72I-31C-123/2.1	\$13527.00	MS Code §27-35-143(11)
William P Martin	51E-21-3/2.2	\$1246.00	MS Code §27-35-143(2)
William P & James F Martin	51E-21-5	\$1350.00	MS Code §27-35-143(2)
Andrea & James F Martin	51E-21-3/2.1	\$1530.00	MS Code §27-35-143(2)
Par Homes LLC	61I-32A-20/1	\$870.00	MS Code §27-35-143(2)
Tommie D Sanders	51D-17A-59	\$900.00	MS Code §27-35-143(11)
Jimmy R & Bobbie C Hales	115G-35-1/1	\$1264.00	MS Code §27-35-143(11)
Gary Lee Hawkins	72C-8D-3/1	\$4392.00	MS Code §27-35-143(11)
Ray & Susan Anton	93D-19C-128/1	\$4404.00	MS Code §27-35-143(11)

Betty C Cates	72I-31A-303/1	\$13199.00	MS Code §27-35-143(11)
Betty C Cates	72I-31A-304/1	\$19430.00	MS Code §27-35-143(11)
Louise F Varner	93I-30A-82	\$1203.00	MS Code §27-35-143(11)
Louise F Varner	93D-19C-28	\$525.00	MS Code §27-35-143(11)
Rosa Clingan	72I-30C-82	\$3636.00	MS Code §27-35-143(11)
Ivory C Burrell et al	94C-7-1/1	\$3734.00	MS Code §27-35-143(11)
Maggie Dunson	71G-35C-6/2	\$35472.00	MS Code §27-35-143(11)
Billy C Greenlee	71G-26D-1/1.5	\$4650.00	MS Code §27-35-143(11)
Joe Trahan (North Bay CC)	72B-10D-40/61	\$5751.00	MS Code §27-35-143(11)
Grace S Holliday	93C-7D-13	\$225.00	MS Code §27-35-143(11)
Grace S Holliday	93C-7D-14	\$225.00	MS Code §27-35-143(11)
Grace S Holliday	93C-7D-16	\$225.00	MS Code §27-35-143(11)
Grace S Holliday	93C-7D-17	\$225.00	MS Code §27-35-143(11)
Grace S Holliday	93C-7D-18	\$225.00	MS Code §27-35-143(11)
Newt Holliday III	93C-7D-69	\$225.00	MS Code §27-35-143(11)
Stanley Holliday	93C-7D-66	\$225.00	MS Code §27-35-143(11)
Almetter Taylor	103I-32-50/1	\$510.00	MS Code §27-35-143(11)
Larry U Rose Trustee Etc	72I-32A-16/3	\$12803.00	MS Code §27-35-143(11)
Sunburst Bank	72E-21D-64/10	\$3750.00	MS Code §27-35-143(11)
Sunburst Bank	72E-21D-64/11	\$3750.00	MS Code §27-35-143(11)
Sunburst Bank	72E-21D-64/12	\$3750.00	MS Code §27-35-143(11)
Abdulla K Salahudeen	72H-27A-55	\$5576.00	MS Code §27-35-143(11)
Franklin Harry	92F-24A-62	\$4499.00	MS Code §27-35-143(11)
Elija Bouldin Estate	82D-18-43	\$550.00	MS Code §27-35-143(11)
Club Properties, LLC	72I-32B-16/1.1	\$37425.00	MS Code §27-35-143(2)
Farzad Faryabi	72I-29D-63	\$8903.00	MS Code §27-35-143(11)
William G Martin	72I-30A-69	\$2722.00	MS Code §27-35-143(11)
Robert Crawford	72B-3D-1/2.3	\$9025.00	MS Code §27-35-143(11)
Willie Calvin & Linda Hawkins	92F-24A-185	\$500.00	MS Code §27-35-143(11)
Willie Calvin & Linda Hawkins	92F-24A-186	\$50.00	MS Code §27-35-143(11)
Robert D & Susan Pilgrim	72C-5A-42	\$8100.00	MS Code §27-35-143(11)
Richard D Donatto	72C-5C-3/1.59	\$5419.00	MS Code §27-35-143(11)
John R & Rachael Walker	72E-15A-1/21	\$9489.00	MS Code §27-35-143(11)
Margie Reed Brooks	93E-22-30	\$1208.00	MS Code §27-35-143(11)
LS Matthews Estate & Ruth	93D-18C-18	\$350.00	MS Code §27-35-143(11)
Walter Lee Johnson	92G-36-31	\$3003.00	MS Code §27-35-143(11)
J C Smith	94C-7-14	\$21191.00	MS Code §27-35-143(11)
Carey D & Jennifer Baker	72C-5C-3/1.86	\$6558.00	MS Code §27-35-143(11)
Stacy Gray	72A-1C-54/45	\$3966.00	MS Code §27-35-143(11)

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to approve the reduction in tax assessments as requested by the taxpayers in the amounts and for the reasons as set forth above and that copies of 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 7th day of April, 2003.

**In the Matter of Approving a Pay Increase for Law Clerk for Madison County Chancery Court**

WHEREAS, the Board of Supervisors received a request from the Madison County Chancery Court to increase the salary of Jennifer Boydston-Gay to an annual salary of \$35,000.00 per year plus benefits as allowed by statute.

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor Marc Sharpe seconded a motion to authorize the pay increase for Jennifer Boydston-Gay, Law Clerk for the Madison County Chancery Court, to the sum of \$35,000.00 per year plus benefits as set forth above. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: 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 7th day of April, 2003.

**In the Matter of Correcting the Board Minutes of August 30, 2002 in Regard to the Voiding of a Tax Sale on Property Owned by the University of MS Medical Center**

WHEREAS, the Board of Supervisors does hereby desire to correct an error found in the August 30, 2002 minutes of the Board of Supervisors and does desire to correct the parcel number in said minutes from 072C-07A-009/01 to 081B-10-002

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to *nunc pro tunc* the August 30, 2002 minutes to replace Parcel Number 072C-07A-009/01 to Parcel No. 081B-10-002 and to direct the Clerk to make this notation in the margin of said 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 7th day of April, 2003.

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 W.T. "Bill" Banks and seconded by Supervisor Marc Sharpe and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Friday, April 11, 2003 at 9:30 a.m.

---

David H. Richardson, President  
Madison County Board of Supervisors