

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

REGULAR MEETING OF AUGUST 1, 2005
Being the first day of the July 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 August 1, 2005, in the County Law Library located on the second floor of the Madison County Circuit Courthouse in Canton, Mississippi, as follows, to-wit:

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

Present:

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

Absent:

Supervisor Tim Johnson

Also in attendance:

County Administrator Donnie Caughman
County Comptroller Mark Houston
County Road Manager Prentiss Guyton
Board Secretary Cynthia Parker
Board Attorney Edmund L. Brunini, Jr.

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor Douglas L. Jones opened the meeting with a prayer and County Administrator Donnie Caughman led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

In re: Approval of Minutes From July, 2005 Term

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the July 2005 term, said meetings having been conducted on July 5, July 18, and July 25, 2005,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to approve the Minutes as presented with certain amendments which were read in open session, and to authorize the President to sign said Minutes after said corrections have been made. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the Minutes for the July 2005 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

President's Initials: _____

Date Signed: _____

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SO ORDERED this the 1st day of August, 2005.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President announced that he and County Administrator Donnie Caughman had conferred in advance of the meeting as to certain matters denominated "Consent Items" which bear Item numbers (2) through (12) on the Agenda and that the same appeared to be routine, non-controversial matters on which all Supervisors were likely to agree, and

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

WHEREAS, the following items were taken up as "Consent Items," to-wit:

(2) Acknowledgment of July 2005 Monthly Road Department Report

The July 2005 Monthly Road Department Report submitted by County Road Manager Prentiss Guyton was and is hereby acknowledged, and a true and correct copy thereof may be found in the Miscellaneous Appendix to these Minutes.

(3) Acknowledgment of August 2005 Road Department Service Call Schedule

The August 2005 Road Department Service Call Schedule submitted by County Road Manager Prentiss Guyton was and is hereby acknowledged, and a true and correct copy thereof may be found in the Miscellaneous Appendix to these Minutes.

(4) Consideration of *En Masse* Petitions for Reduction of Assessments – Real Property 2004

The *en masse* petition for the reduction of assessment of real property taxes in the total amount of \$9,959 which petition, together with its spreadsheet attachment is attached hereto as Collective Exhibit A spread hereupon, and incorporated herein by reference was and is hereby approved.

(5) Set Public Hearing on Approval of Increase in Real Property Assessment 2004

A public hearing as to the proposed increase in real property assessment pertaining to parcel # 92H-27-32/09 assessed to Southern Training and Education was and is hereby set for August 22, 2005 at 9:00 am in the Law Library of the Madison County Circuit Courthouse.

(6) Consideration of Petition for Reduction of Assessment – Personal Property 2004

The petition for the reduction of assessment of personal property taxes in the amounts of \$3,412, together with its spread sheet attachments, which is attached hereto as Collective Exhibit B, spread hereupon, and incorporated herein by reference was and is hereby approved.

(7) Set Public Hearings on Approval of Increases in Personal Property Assessments 2004

Public hearings as to the proposed increases in personal property assessments as set forth in those certain Notices to Increase the Assessment of Personal Property as to personal property parcel numbers 13172-000; 014390-000; 11173-000; and 000308-000, which, together with their spread sheet attachments, are attached hereto as Collective Exhibits C, D, E, and F, spread hereupon, and incorporated herein by reference were and are hereby set for August 22, 2005 at 9:00 am in the Law Library of the Madison County Circuit Courthouse.

(8) Approve Payments for Damages to Vehicle Windshield – Amanda Malone

The claim of Amanda Malone in the amount of \$189.86 was and is hereby accepted and

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approved for the reasons set forth in that certain "Incident Report" a copy of which, together with its attachments, may be found in the Miscellaneous Appendix to these Minutes. The Chancery Clerk was and is hereby directed to issue payment accordingly.

(9) Approve Payments for Damages to Vehicle Windshield – Takishaya Minnieweather

The claim of Takishaya Minnieweather in the amount of \$190.89 was and is hereby accepted and approved for the reasons set forth in that certain "Incident Report" a copy of which, together with its attachments, may be found in the Miscellaneous Appendix to these Minutes. The Chancery Clerk was and is hereby directed to issue payment accordingly.

(10) Approval to Apply for and Enroll in Beaver Control Assistance Program

The County desires to participate in the Beaver Control Assistance Program administered through the Department of Wildlife Services of the U. S. Department of Agriculture as set forth in that certain item of correspondence dated July 20, 2005 and its enclosures, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes. Accordingly, County Administrator Donnie Caughman was and is hereby directed to prepare and complete an application and the Chancery Clerk was and is hereby instructed to issue a pay warrant accordingly to cover enrollment fees.

(11) Authorization of Payment – Ralph McKnight & Son Construction – Camden Fire Station

The request for payment unto Ralph McKnight & Son Construction Co. (Contractors Pay Request No. 2) as set forth in that certain item of correspondence dated July 27, 2005 from Williford Gearhart & Knight, Inc. and its enclosure, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes was and is hereby approved.

Thereafter, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to approve, adopt, and authorize each of the above and foregoing matters, the same being numbered Items (2) through (11) herein above. The vote on the matter being as follows:

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

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

SO ORDERED this the 1st day of August, 2005.

In re: Public Hearing on Objections to the Equalization of the 2005 Assessment Roll of Madison County, Mississippi

WHEREAS, this day came on to be considered by the Board of Supervisors of Madison County, Mississippi, the matter of the objections to the assessment roll for the year 2005, and it appearing that said assessment roll has been heretofore filed by the Madison County Tax Assessor and that said roll has been examined and equalized by this Board of Supervisors as required by law and the required notice has been given to the public and to the taxpayers in the manner provided by law at least ten (10) days prior to this meeting, and

WHEREAS, the Board authorized the publication of such notice in the *Madison County Herald*, a newspaper of general circulation in Madison County, the same having been accomplished on July 12 and July 25, 2005, and

President's Initials: _____

Date Signed: _____

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WHEREAS, a true and correct copy of said Notice is attached hereto as Exhibit G, spread hereupon, and incorporated herein by reference, and

WHEREAS, Tax Assessor Gerald Barber did appear before the Board and presented a certain spreadsheet which is attached hereto as Exhibit H, spread hereupon, and incorporated herein by reference, and represented that his office had reviewed the protests reflected thereon and concurred with the changes set forth therein and requested that the Board accept and adopt said changes and make the same a part of the 2005 land roll, and

WHEREAS, Mr. Barber did further request that the Board close the period for accepting objections to the real and personal rolls as of 5:00 pm today and set aside a date certain for entertaining individual equalization hearings on protests properly submitted but as to which agreement could not be reached, and

NOW THEREFORE, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks second a motion, in accordance with Miss. Code Ann. §§ 27-35-89 and 27-35-93, to (1) declare the period for accepting objections to said roll closed as of 5:00 p.m. this date, August 1, 2005; (2) set Tuesday, August 16, 2005, as date for individual equalization hearings on same for those who have timely filed objections thereto and for the final approval thereof; (3) direct the Chancery Clerk to communicate with each protester as to the date of said hearing and request that each protester complete and submit a Request for Review to the Tax Assessor in advance of said hearing in order to give the Tax Assessor an opportunity to prepare a response; and (4) accept the changes to the 2005 land roll as set forth in Exhibit H, subject to objections timely filed. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the motion was and is hereby approved, the objection period was and is hereby closed as of 5:00 pm today, August 16, 2005 at 9:00 am was and is hereby established as the date and time to consider individual equalization hearings, and the Chancery Clerk was and is directed accordingly.

SO ORDERED this the 1st day of August, 2005.

In re: Approval of Contract Change Order No. Three - Reunion Parkway Phase I

WHEREAS, Mr. Mike McKenzie, an engineer with the firm of Williford Gearhart & Knight Inc. did appear before the Board and presented Change Order No. 3 submitted by the firm of Hemphill Construction in connection with Reunion Parkway Phase 1, Contract 2 so as to allow said firm to return to the intersection of Bozeman Road and Reunion Parkway and complete the turn lane and traffic signal aspects of said project, and

WHEREAS, Mr. McKenzie did recommend approval of said Change Order No. 3, a true and correct copy of which is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to approve Change Order No. 3 submitted by the firm of Hemphill Construction in connection with Reunion Parkway Phase 1, Contract 2 and authorize and direct the Board President to execute the same forthwith. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye

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Supervisor Karl M. Banks
Supervisor Paul Griffin

Aye¹
Aye

the matter carried by a majority vote (3-1) of the Board and said culvert installation requests were and are hereby approved.

SO ORDERED this the 1st day of August, 2005.

In re: Approval of Final Plat of The Timbers of Ashbrooke Subdivision

WHEREAS, County Engineer Rudy Warnock appeared before the Board of Supervisors and presented the final plat for The Timbers of Ashbrooke Subdivision and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Warnock did also present a Letter of Credit and advised the Board that the streets listed on said plat are to be accepted as public roads, and added to the County Road Register, to the extent such streets are depicted on said plat, to-wit:

Cottonwood Cove
Cottonwood Drive
Timber Drive
Waywood Cove

Following discussion of this matter, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion (1) to approve said final plat, subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to the accompanying covenants until such time as fifty percent (50%) of the lots in the subdivision are sold to individuals and subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future, and (2) to adopt the above-listed streets as a public road insofar as the same is depicted on said plat and (3) to accept the Letter of Credit as presented. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the final plat of The Timbers of Ashbrooke Subdivision was and is hereby approved with the aforesaid provisos and said roads were and are hereby accepted as a public streets.

SO ORDERED this the 1st day of August, 2005.

In re: Approval of Final Plat of Gluckstadt Commercial Center

WHEREAS, County Engineer Rudy Warnock appeared before the Board of Supervisors and presented the final plat for Gluckstadt Commercial Center and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Warnock did also present a Letter of Credit and advised the Board that the streets listed on said plat are to be accepted as public roads, and added to the County Road

¹After casting his vote on this matter, Mr. Banks excused himself from the meeting.

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Register, to the extent such streets are depicted on said plat, to-wit:

Dees Drive
Dees Plaza

Following discussion of this matter, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion (1) to approve said final plat, subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to the accompanying covenants until such time as fifty percent (50%) of the lots in the subdivision are sold to individuals and subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future, and (2) to adopt the above-listed streets as a public road insofar as the same is depicted on said plat and (3) to accept the Letter of Credit as presented. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the final plat of Gluckstadt Commercial Center was and is hereby approved with the aforesaid provisos and said roads were and are hereby accepted as a public streets.

SO ORDERED this the 1st day of August, 2005.

In re: Approval of Final Plats of Bradshaw Ridge, Part Two Subdivision and Bradshaw Ridge, Part Three Subdivision

WHEREAS, County Engineer Rudy Warnock appeared before the Board of Supervisors and presented the final plats for Bradshaw Ridge, Part Two Subdivision and Bradshaw Ridge, Part Three Subdivision and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Warnock did also present a Letter of Credit and advised the Board that the streets listed on said plats are to be accepted as public roads, and added to the County Road Register, to the extent such streets are depicted on said plat, to-wit:

Bradshaw Ridge, Part Two	Bradshaw Ridge, Part Three
Bradshaw Crossing	Wells Court
Fairchild Cove	Bradshaw Drive
Marsha's Way	

Following discussion of this matter, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion (1) to approve said final plat, subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to the accompanying covenants until such time as fifty percent (50%) of the lots in the subdivision are sold to individuals and subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future, and (2) to adopt the above-listed streets as a public road insofar as the same is depicted on said plat and (3) to accept the Letter of Credit as presented. The vote on the matter being as follows:

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

President's Initials: _____

Date Signed: _____

the matter carried by the unanimous vote of those present and the final plats of Bradshaw Ridge, Part Two Subdivision and Bradshaw Ridge, Part Three were and are hereby approved with the aforesaid provisos and said roads were and are hereby accepted as a public streets.

SO ORDERED this the 1st day of August, 2005.

***In re: Acknowledge Receipt of Construction Plans
Waldrop Lane***

WHEREAS, County Engineer Rudy Warnock appeared before the Board of Supervisors and presented construction plans on Waldrop Lane,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to acknowledge receipt of said construction plans. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and said construction plans were and are hereby acknowledged.

SO ORDERED this the 1st day of August, 2005.

***In re: Acknowledge Receipt of Parkway South
Estimate No. One***

WHEREAS, County Engineer Rudy Warnock appeared before the Board of Supervisors and presented Parkway South Estimate No. One for Galleria Commercial Development,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to acknowledge receipt of Parkway South Estimate No. One. The vote on the matter being as follows:

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

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

SO ORDERED this the 1st day of August, 2005.

In re: Drainage Easement for Harvey Crossing

Mr. Doulgas L. Jones did offer and Mr. Karl M. Banks did second a motion to authorize Board Attorney Edmund Brunini to prepare a temporary drainage easement to allow the Road Department to enter Harvey Crossing Subdivision to clean out ditches for better drainage flow. The vote on the matter being as follows:

²Mr. Banks returned prior to the call of the question.

President's Initials: _____

Date Signed: _____

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

the matter carried by the unanimous vote of those present and the Board Attorney was and is so authorized.

SO ORDERED this the 1st day of August, 2005.

Thereafter, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to declare an emergency with respect to drainage in the area of Harvey Crossing Subdivision and authorize and direct that the County Road Department undertake necessary repairs and to proceed with cleaning of ditches in Harvey Crossing Subdivision and to request a recommendation from the county engineer as to what needs to be done as a final solution of storm water flow in said subdivision. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and an emergency was and is hereby declared and the County Road Department and the County Engineer were and are hereby directed accordingly.

SO ORDERED this the 1st day of August, 2005.

In re: Resolution Authorizing Establishment of Just Compensation on CDBG Projects

WHEREAS, Mr. Woody Sample with Sample & Associates did submit a Resolution authorizing the establishment of just compensation on certain CDBG Projects listed therein, a true and correct copy of which a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to approve said Resolution authorizing establishment of just compensation on CDBG Projects. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and said Resolution was and is hereby adopted and just compensation established accordingly.

SO ORDERED this the 1st day of August, 2005.

In re: Establish Just Compensation for Right of Way on Gluckstadt East Road Project

President's Initials: _____

Date Signed: _____

WHEREAS, Mr. Woody Sample with Sample & Associates did submit a certain memorandum dated August 1, 2005, a true and correct copy of which is attached hereto as Exhibit K, recommending that the Board establish just compensation for and accept a counter offer from Parker Sartain for right-of-way in the amount set forth in said exhibit,

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to establish just compensation as to said property in accordance with said recommendations. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and just compensation as to the parcels listed on Exhibit K was and is hereby established accordingly.

SO ORDERED this the 1st day of August, 2005.

***In re: Establish Just Compensation for
Right of Way on King Ranch Road Bridge Project***

WHEREAS, Mr. Woody Sample with Sample & Associates did submit a certain memorandum dated July 29, 2005, a true and correct copy of which is attached hereto as Exhibit L, recommending that the Board establish just compensation for the acquisition of certain rights-of-way in the amounts set forth therein,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to establish just compensation as to said property in accordance with said recommendations. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and just compensation as to the parcels listed on Exhibit L was and is hereby established accordingly.

SO ORDERED this the 1st day of August, 2005.

In re: Approval of Claims Docket for August 1, 2005

WHEREAS, the Board reviewed the claims docket for August 1, 2005; 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:

President's Initials: _____

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Fund	Claim Nos.	No. of Claims	Amount
001	4007 to 4145	138	520,502.67
012	211 to 222	12	19,503.38
095	19 to 20	2	27,400.94
097	248 to 265	18	30,614.16
105	71 to 71	1	200.00
114	16 to 16	1	1,008.82
115	26 to 26	1	2,990.00
116	31 to 32	2	279.00
118	5 to 5	1	2,000.00
120	84 to 87	4	253.68
121	14 to 15	2	85.47
137	141 to 145	5	30,913.10
150	1046 to 1087	42	73,612.26
160	112 to 122	11	73,273.95
190	217 to 225	9	6,076.47
302	31 to 33	3	375,497.53
401	30 to 30	1	865.89
690	19 to 20	2	18,480.04
691	19 to 20	2	9,282.83
TOTAL ALL FUNDS		257	1,192,840.19

HELD CLAIMS

Fund	Claim No.	Payee	Amount
137	141	MCEDA	\$224.25

WHEREAS, County Comptroller Mark Houston did request that the Board approve a separate docket of claims payable to Canton Municipal Utilities, a true and correct copy of which is attached hereto as Exhibit M,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to approve the aforesaid claims docket as presented, together with the claims listed on Exhibit M. Said motion 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 Board President to sign and approve the Claims Docket, a copy of which is found in the Miscellaneous Appendix to these Minutes together with a separate Resolution approving payment of said claims, which resolution is attached hereto as Exhibit N, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and said Claims Docket was and is hereby approved together with those claims listed on Exhibit M, but with the exception of the above noted held item, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 1st day of August, 2005.

In re: Consideration of Budget Amendments

WHEREAS, County Comptroller Mark Houston did appear before the Board and requested the approval of the following budget amendments:

President's Initials: _____

Date Signed: _____

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From:	To:	Amount:
001-450-603	001-450-919	\$2,000
001-180-530	001-180-919	\$1,000
001-104-409	001-104-919	\$8,480

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to adopt and approve the above and foregoing budget amendment. The vote on the matter being as follows:

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

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

SO ORDERED this the 1st day of August, 2005.

In re: Request to Authorize Payment of *En Masse* Premiums to Fox-Everette, Inc. for the County's Health Plan

WHEREAS, County Comptroller Mark Houston did appear before the Board and presented request for payment of invoice for Fox-Everette, Inc. totaling \$28,049.35 representing premium(s) for county's health plan,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to approve the request for payment to Fox Everett, Inc. in the amount of \$28,049.35 as to said invoice. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the Chancery Clerk was directed to submit payment to Fox Everett, Inc. in the amount of \$28,049.35 forthwith.

SO ORDERED this the 1st day of August, 2005.

In re: Request for School Bus Turnaround

WHEREAS, County Administrator Donnie Caughman did appear before the Board and presented a request from the Madison County School District for a school bus turnaround at 1175 Robinson Road,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to authorize Road Manager Prentiss Guyton to inspect said property and report to the Board as to the use thereof. The vote on the matter being as follows:

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

President's Initials: _____

Date Signed: _____

the matter carried by the unanimous vote of those present and Road Manager was and is directed accordingly.

SO ORDERED this the 1st day of August, 2005.

In re: Authorization to Attend Purchasing/Safety Seminar

WHEREAS, County Administrator Donnie Caughman did appear before the Board and informed them that Puckett Machinery was requesting county personnel to attend Purchasing and Safety Seminar in Chicago, IL, August 22 - 24, 2005 at no expense to the county,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to authorize Mr. Caughman to designate Madison County attendees at said seminar. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and Mr. Caughman was and is hereby authorized.

SO ORDERED this the 1st day of August, 2005.

In re: Establishment of Date for Public Hearing on Request for Variance for Marvin Pepper Construction Company

WHEREAS, Zoning Administrator Brad Sellers did appear before the Board and requested permission to advertise for public hearing on August 22, 2005 for zoning variance for front setback on right-of-way on Marvin Pepper of Morrison Construction Company,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to authorize setting August 22, 2005 for public hearing on said matter. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and said public hearing was and is hereby set for August 22, 2005.

SO ORDERED this the 1st day of August, 2005.

In re: Approve to Amend County Road Plan

Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to amend the County Road Plan to add all public roads within Annandale Subdivision, McDonald Drive, and McDonald Lane to the County Road Plan. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting

President's Initials: _____

Date Signed: _____

Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the County Road Plan was and is hereby amended to add said roads.

SO ORDERED this the 1st day of August, 2005.

In re: Approve Appointment to Madison County Human Resource Board

Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to appoint Dr. Bianca Garner to Madison County Human Resource Board and direct Board Attorney Edmund L. Brunini, Jr. to arrange a meeting of said Board. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and Dr. Bianca Garner was and is hereby so designated and appointed and the Board Attorney was and is so directed.

SO ORDERED this the 1st day of August, 2005.

In re: Request to Authorize Payment to Ron Welch

WHEREAS, Sheriff Toby Trowbridge did appear before the Board and requested payment to Mr. Ron Welch totaling \$3,000.00 representing payment for certifying conditions of county jail,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to approve the request for payment to Mr. Ron Welch in the amount of \$3,000.00. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the Chancery Clerk was directed to submit payment to Mr. Ron Welch in the amount of \$3,000.00 forthwith.

SO ORDERED this the 1st day of August, 2005.

In re: Consideration of Petition for Reduction of Real Property Assessments (SB-82 Forms) for the 2005 Roll

WHEREAS, Chancery Clerk Arthur Johnston presented on behalf of the Tax Assessor a certain petition for the reduction of assessment of real property tax on parcel # 072I-32A-033/01.00 which petition is attached hereto as Exhibit O, spread hereupon, and incorporated herein by reference, and

President's Initials: _____

Date Signed: _____

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to approve said petition for reduction for the 2005 roll. The vote on the matter being as follows:

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

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

SO ORDERED this the 1st day of August, 2005.

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

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

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to make a closed determination upon the issue of whether or not to declare an Executive Session for the purpose of discussing litigation matters, with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Chancery Clerk Arthur Johnston, Board Attorney Edmund L. Brunini, Jr., County Administrator Donnie Caughman, County Comptroller Mark Houston, and Deputy Sheriff Billy Myers. The vote on the matter being as follows:

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

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

SO ORDERED this the 25th day of July, 2005.

In re: Entering into Executive Session

WHEREAS, a discussion of the nature of the matters requiring Executive Session was had and the Board Attorney informed the Board that he desired to discuss the merits of certain litigation matters,

Following a discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to enter into Executive Session to discuss litigation matters as provided by law. The vote on the matter being as follows:

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

President's Initials: _____

Date Signed: _____

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the matter carried by the unanimous vote of those present and President Griffin declared the Board of Supervisors to be in Executive Session for the consideration of such matters and the Board Attorney announced to the public the purpose for the Executive Session.

SO ORDERED this the 1st day of August, 2005.

Thereafter, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to come out of Executive Session and direct the Board Attorney to announce to the public that no action was taken therein. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and Board Attorney Edmund L. Brunini, Jr. did announce to the public that no action was taken therein.

SO ORDERED this the 1st day of August, 2005.

***In re: Authorize Conveyance to Madison County
Wastewater Authority***

WHEREAS, Board Attorney Edmund Brunini, Jr. did appear before the Board and requested the Board authorize the Board President to execute a deed of conveyance to the Madison County Wastewater Authority pertaining to certain easements and rights of way along the Virillia Road Sewer Interceptor line, and

WHEREAS, a true and correct copy of said instrument is attached hereto as Exhibit P, spread hereupon and incorporated herein by reference

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to authorize the Board President to execute said deed of conveyance. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and Board President was and is hereby authorized to execute said instrument.

SO ORDERED this the 1st day of August, 2005.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion made by Supervisor Andy Taggart and seconded by Supervisor Karl Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Monday, August 15, 2005 for the purpose of considering a Claims Docket and any other business which may properly come before the Board.

Paul Griffin, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

President's Initials: _____

Date Signed: _____

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President's Initials: _____

Date Signed: _____