

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

REGULAR MEETING OF OCTOBER 24, 2003  
Recessed from regular meeting conducted on October 17, 2003

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on the 24th day of October, 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:

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

Absent:

Supervisor Marc Sharpe

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 Granting an Emergency Permit to  
Brenda & Mike Yarborough**

WHEREAS, Mr. Brad Sellers, Zoning Administrator, appeared before the Board of Supervisors with Brenda and Mike Yarborough and requested the Board of Supervisors to grant the Yarborough's an emergency permit to allow the Yarborough's to replace an existing older mobile home with a new one.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to allow Mr. Sellers to issue an emergency permit to Mike & Brenda Yarborough for the replacement of an old mobile home with a new mobile home pending submission of a petition for a special exception on property currently on file with the Madison County Board of Supervisors. 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: Aye    |
| Supervisor Paul Griffin - District V          | Voted: Absent |

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 24th day of October, 2003.

**In the Matter of Accepting Petitions to Amend the Official Zoning Ordinance and/or Official Zoning Map of Madison County, Mississippi**

WHEREAS, Zoning Administrator Brad Sellers did advise the Board that he had received petitions to amend/change the Official Zoning Ordinance and/or Official Zoning Map of Madison County, MS, as follows and recommended that the Board accept such petitions and forward them to the Planning Commission for review and recommendation:

Johnny Holmes – Petition for a special exception to place a mobile home in a R-1 Residential District located in Kearney Park Road in Madison County, Mississippi.

Cellular South – Petition for a special exception to install a self-supporting cellular tower in a A-1 Agricultural District located on Cotton Blossom Road in Madison County, Canton, Mississippi.

APAC, Mississippi – Petition for a special exception for a surface mining operation on 54 acres on Robinson Springs Road in an A-1 Agricultural Use District in Madison County, Mississippi.

S.L. Sethi – Petition to rezone certain property from R-1 Residential District to C-2 Commercial District on property located in Section 31, T8N, R2E in Madison County, Mississippi.

S.L. Sethi – Petition to rezone certain property from R-1 Residential District to R-5 Residential Patio Home District located on 15.3 acres of land in Section 31, T7N, R2E in Madison County, Mississippi.

S.L. Sethi – Petition to rezone certain property from R-1 Residential District to R-1A Residential Patio Home District located on 82.4 acres of land in Section 36, T8N, R1E in Madison County, Mississippi.

Gluckstadt Investment Corporation – Petition to rezone property from R-1 Residential District to C-2 Commercial Use District located in Section 28, T8N, R2E in Madison County, Mississippi.

George Whitten & Miranda L. Rowan – Petition to rezone property from R-1 Residential District to C-2 Highway Commercial Use District located on 12.2 acres of land in Section 28, T8N, R2E in Madison County, Mississippi.

Following review and discussion, Supervisor W.T. “Bill” Banks moved and Supervisor Karl M. Banks seconded a motion to forward the petition as set forth above to the Planning Commission for review and recommendation. 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: Aye    |
| Supervisor Paul Griffin - District V          | Voted: Absent |

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 24th day of October, 2003.

**In the Matter of Authorizing the Setting of a Public Hearing on the Petition of Madison South Rubbish Landfill**

WHEREAS, the Board of Supervisors now desires to set a public hearing on the petition of Madison South Rubbish Landfill, Inc. for Friday, November 21, 2003 at 10:00 a.m.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to set a public hearing to be held before the Board of Supervisors on November 21, 2003 at 10:00 a.m. on the petition for a special exception to operate a rubbish facility. 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: 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 24th day of October, 2003.

**In the Matter of Forwarding to the Madison County Planning Commission a Proposed Amendment to the Land Use Plan for Madison County**

WHEREAS, Mr. Brad Sellers, Zoning Administrator, appeared before the Board of Supervisors and presented an amended Land Use Plan which he requested that the Board forward to the Madison County Planning Commission for review prior to conducting a public hearing before the Board of Supervisors.

Following additional discussion of said matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to forward the proposed Amended Land Use Plan to the Madison County Planning Commission for review 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: Absent |
| 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 24th day of October, 2003.

**In the Matter of Acknowledging the Listing of Insolvent  
Manufactured Housing and Personal Property List from the  
Madison County Tax Collector**

WHEREAS, Ms. Kay Pace, Madison County Tax Collector, appeared before the Board of Supervisors and presented the listing of insolvent manufactured housing and personal property collected by her office, and that copies of said documents are 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 acknowledge receipt of the listing of insolvent manufactured housing and personal property as submitted by Ms. Pace, copies of which are found in the miscellaneous file to these minutes. The vote on said matter being as follows:

|   |               |
|---|---------------|
| Supervisor W. T. "Bill" Banks - District I    | Voted: Aye    |
| Supervisor Marc Sharpe - District II          | Voted: Absent |
| 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 24th day of October, 2003.

**In the Matter of Accepting the Low Quote on Furniture for the Madison County Tax Collector's Office**

WHEREAS, Ms. Kay Pace, Madison County Tax Collector, appeared before the Board of Supervisors and requested authority to purchase certain office equipment and presented the Board with two quotes for the purchase of seven task stools, one task chair and 14 calculators and said quotes were as follows, to-wit:

Officesource:

|                     |               |
|---------------------|---------------|
| Task Chair          | \$175.00/each |
| Task Stools         | \$195.00/each |
| Swintec Calculators | \$146.00/each |

Jackson Data Products, Inc.

|                   |               |
|-------------------|---------------|
| Task Stools       | \$220.00/each |
| Canon Calculators | \$133.50/each |

Office Products Plus

|                            |               |
|----------------------------|---------------|
| Drafting Stool w/out arms  | \$139.00/each |
| Swivel Chair w/arms        | \$119.00/each |
| Drafting Swivel/tilt stool | \$165.00/each |
| Stool w/arms               | \$230.00/each |
| Canon calculator           | \$179.95/each |
| Sharp calculator           | \$175.00/each |

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to accept the low quote for each of the items as requested by the Madison County Tax Collector and that copies of said quotes 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: 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 24th day of October, 2003.

**In the Matter of Authorizing the Subscription to a Weather Radar Service for the E-911 Office**

WHEREAS, Mr. Bill Weisenberger, Director of E-911, appeared before the Board of Supervisors and requested the Board to enter into an agreement with Threat Net High Definition Radar Service to provide live radar to all the computer terminals in Madison County for the price of \$2,400.00/year, and that a copy of the explanation of the services provided is found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to authorize Mr. Weisenberger to enter into an agreement with Threat Net for the price of \$2,400.00/year to obtain weather radar services for all the computer systems in Madison County as set forth above, the Board having first determined that said professional services are necessary and in the best interest of the citizens of Madison County. 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: 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 24th day of October, 2003.

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

WHEREAS, Mr. Todd Cameron presented a petition for reduction in assessment in the amount of \$724,229.00 which was as follows, to-wit:

| <u>Name</u>               | <u>Parcel No.</u> | <u>Amount</u> | <u>Reason</u>         |
|---------------------------|-------------------|---------------|-----------------------|
| Lula Covington, LP        | 092F-13C-157      | \$41,149.00   | MS Code §27-35-143(2) |
| Jordan Atlanta Harris     | 071G-36D-051/02   | \$63,052.00   | MS Code §27-35-143(2) |
| Southeastern Automatic    | 082I-29-010/09    | \$7,059.00    | MS Code §27-35-143(2) |
| William Bacon et al       | 072I-31C-007      | \$54,910.00   | MS Code §27-35-143(2) |
| Delbert Hoseman, Jr.      | 072I-31C-010.01   | \$23,914.00   | MS Code §27-35-143(2) |
| Fowler Real Estate, LP    | 072I-30D-001      | \$239,858.00  | MS Code §27-35-143(2) |
| Ridgeland Const. One, LLC | 072H-33C-097      | \$294,287.00  | MS Code §27-35-143(2) |

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. 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 a copy of said petitions 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: 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 24<sup>th</sup> day of October, 2003.

**In the Matter of Acknowledging of Holidays as Proclaimed by Governor Ronnie Musgrove**

WHEREAS, the Board of Supervisors received Proclamations from Governor Ronnie Musgrove authorizing the closing of all state offices in observation of Thanksgiving Day on Thursday, November 27, 2003 and on Friday, November 28, 2003 and further proclaiming holiday for Thursday, December 25, 2003 and for Friday, December 26, 2003 in observance of Christmas and the Holiday season and further acknowledging the closing at noon on Wednesday, December 24, 2003.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the closing of all county offices under the authority of the proclamation of the Governor of the State of Mississippi on Thursday, November 27, 2003 and on Friday, November 28, 2003 in observance of the Thanksgiving Day holiday and further authorize the closing of all county offices on at noon on Wednesday, December 24, 2003 and all day on Thursday, December 25, 2002 and Friday, December 26, 2002 in observance of Christmas Day. A copy of said Proclamations from the Governor are 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: Absent |
| 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 24th day of October, 2003.

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

WHEREAS, Mr. Todd Cameron presented petition for reduction in assessments in the amounts of \$257,879.00, \$209,577.00, and \$285.278.00 for erroneously assessed taxes, and that a copy of the list of property owners is found in the miscellaneous file to these minutes.

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 in the various parcels depicted on the petition which is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

|   |               |
|---|---------------|
| Supervisor W. T. "Bill" Banks - District I    | Voted: Aye    |
| Supervisor Marc Sharpe - District II          | Voted: Absent |
| 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 24th day of October, 2003.

**In the Matter of Authorizing the Chancery Clerk to Issue Notice Regarding Proposed Increases in the Assessment of Real and Personal Property**

WHEREAS, the Board of Supervisors received a request from the Tax Assessor to increase the assessment for certain parcels in Madison County and that copies of said proposed notices of increases in assessment are 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 Chancery Clerk to give notice by certified mail to each of the property owners in question that the Madison County Tax Assessor has filed a proposed petition to increase the assessment on real and personal property in Madison County, and that copies of said proposed notices of increase are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

|   |               |
|---|---------------|
| Supervisor W. T. "Bill" Banks - District I    | Voted: Aye    |
| Supervisor Marc Sharpe - District II          | Voted: Absent |
| 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 24th day of October, 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**

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

Lawrence Johnson – 199 Dock Chinn Road  
Alma Shaffer – 247 Loring Road  
Daryl Hayes – 1169 Barnes Road  
Ronnie Collins – 266 Cobbville Drive East  
Bertha Anderson – 614 Miggins Road  
Robert Woodall – 105 Pinegrove Drive

Following review and discussion, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to approve the Road Department installing the above stated culvert, finding that such placement is necessary for the preservation and maintenance of County Roads and that the installing of such culverts are of public benefit. The vote on said matter was as follows, to-wit:

|   |               |
|---|---------------|
| Supervisor W. T. "Bill" Banks - District I    | Voted: Aye    |
| Supervisor Marc Sharpe - District II          | Voted: Absent |
| 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 24th day of October, 2003.

**In the Matter of Acknowledging the Receipt of the Work Order Update and May Monthly Report For the Road Department**

WHEREAS, the Board of Supervisors did receive from the Road Department the Work Order Update Report (copy of said report is found in the miscellaneous file to these minutes); and

WHEREAS, the Board of Supervisors also received the Monthly Report for the month of May 2003 from the Madison County Road Department (copy of said report is found in the miscellaneous file to these minutes.

Following review and discussion, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to approve the Work Order Update and May Monthly Report as submitted by the Road Department, copies of which are found in the miscellaneous file to these minutes. The vote on said matter was as follows, to-wit:

|   |               |
|---|---------------|
| Supervisor W. T. "Bill" Banks - District I    | Voted: Aye    |
| Supervisor Marc Sharpe - District II          | Voted: Absent |
| 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 24th day of October, 2003.

**In the Matter of Personnel Realignment at the Madison County Road Department**

WHEREAS, the Board of Supervisors received requests from the Road Department for personnel realignments and the changes are as follows, to-wit:

Henry Rosell, Crew Leader, Mowing Division (Step 272 - \$2,257.72/month)  
promoted to Crew Chief, Mowing Division (Step 293 - \$2,500.00/month)

James Burrell, Light Equipment Operator, Mowing Division (Step 213 - \$1,677.46/month)  
promoted to Crew Leader, Mowing Division (Step 248 - \$2,000.00/month)

Following additional discussion of said matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to approve the personnel realignments at the Madison County Road Department, and that a copy of memorandums from the Road Department are found in the miscellaneous file to these minutes. The vote on said matter was as follows, to-wit:

|   |               |
|---|---------------|
| Supervisor W. T. "Bill" Banks - District I    | Voted: Aye    |
| Supervisor Marc Sharpe - District II          | Voted: Absent |
| 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 24th day of October, 2003.

**In the Matter of Approval of a Termination at the  
Madison County Road Department**

WHEREAS, the Board of Supervisors received a request from the Road Department for approval of the termination of John Fezell due to unacceptable job performance.

Following additional discussion of said matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to approve the recommendation of the Road Department of the termination of John Fezell due to unacceptable job performance, and that a copy of a memorandum from the Road Department 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: Absent |
| 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 24th day of October, 2003.

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

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

Lessee – Brian P. Ragazzi and wife, Melissa W. Ragazzi  
located as Lot 116 of Sherbourne Subdivision, Part 4  
Madison County, Mississippi  
Term of Lease - 40 years

| <u>Year</u> | <u>Annual Rent</u> |
|-------------|--------------------|
| 1-5         | \$256.66           |
| 6-10        | \$279.99           |
| 11-15       | \$303.32           |
| 16-20       | \$326.65           |
| 21-25       | \$349.98           |
| 26-30       | \$373.31           |
| 31-35       | \$396.64           |
| 36-40       | \$419.97           |

Lessee – Bryan W. Estes  
located as Lot 8, Block 24, Jones Addition to the Town of Flora  
Madison County, Mississippi  
Term of Lease - 40 years

Amended Lease - Renegotiated Lease Contract

| <u>Year</u> | <u>Annual Rent</u>     |
|-------------|------------------------|
| 1-10        | \$480.00               |
| 11-20       | Subject to Reappraisal |
| 21-30       | Subject to Reappraisal |
| 31-40       | Subject to Reappraisal |

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. “Bill” Banks seconded a motion to approve the 16th Section Leases, as set forth above, as submitted by the Madison County School Board. The vote on said matter was as follows:

|   |               |
|---|---------------|
| Supervisor W. T. “Bill” Banks - District I    | Voted: Aye    |
| Supervisor Marc Sharpe - District II          | Voted: Absent |
| 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 24th day of October, 2003.

**In the Matter of Acknowledging the Receipt of a  
Check from the City of Canton to the Madison  
County Sheriff's Department**

WHEREAS, Sheriff Toby Trowbridge appeared before the Board of Supervisors and presented a check to the Madison County Board of Supervisors from the City of Canton in the amount of \$1,718.54 for housing of city prisoners at the Madison County Detention Facility.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to acknowledge receipt of the funds from the City of Canton for the housing of its prisoners. 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: 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 24th day of October, 2003.

**In the Matter of Authorizing Butch Lambert to  
Review the Pending Petitions for Amendment to the  
Madison County Solid Waste Plan by Madison South  
Rubbish Landfill, Inc. and IESI**

WHEREAS, Mr. Butch Lambert appeared before the Board of Supervisors and reviewed the pending petitions filed by Madison South Rubbish Landfill, Inc. seeking a Class I Rubbish site in Madison County and by IESI seeking approval for a new Subtitle D Landfill.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize Mr. Lambert to review said pending petitions and present the Board with an agreement for execution concerning his professional services in these matters. 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: 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 24th day of October, 2003.

**In the Matter of the Approval of Utility Permits**

WHEREAS, Mr. Rudy Warnock with Warnock & Associates, LLC did present unto the Board of Supervisors the following Utility Permits:

Entergy – to construct Bozeman Road

Bear Creek Water Association – to construct on Old Jackson Road

Bear Creek Water Association – to construct on Industrial Drive South

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. “Bill” Banks seconded a motion to approve the President signing the Utility Permits for Entergy and Bear Creek Water Association as set forth above per the terms contained in said permits, copies of which are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

|   |               |
|---|---------------|
| Supervisor W. T. “Bill” Banks - District I    | Voted: Aye    |
| Supervisor Marc Sharpe - District II          | Voted: Absent |
| 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 24th day of October, 2003.

**In the Matter of Authorizing the Publication of a Notice for a Hearing on Two Ongoing CDBG Grants**

WHEREAS, Mr. Woody Sample submitted a proposed public hearing notice and requested the Board of Supervisors to set a public hearing on Friday, November 14, 2003 at 10:00 a.m. to discuss the status of the County’s two ongoing CDBG Economic Development projects being Project No. 1118-01-045-ED-01 and Project No. 1119-02-045-LN-01.

Following additional discussion of this matter, Supervisor W.T. “Bill” Banks moved and Supervisor Karl M. Banks seconded a motion to set a public hearing for Friday, November 14, 2003 at 10:00 a.m. in the Board meeting room of the Chancery/Administrative Building and to further authorize the publication of a public hearing notice in the form which is found in the miscellaneous file to these minutes in the *Madison County Herald*, a newspaper of general circulation in Madison County. The vote on said matter was 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: 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 24th day of October, 2003.

**In the Matter of Authorizing the Settlement of a  
Condemnation Case on North Livingston Road**

WHEREAS, the Board of Supervisors has previously filed a condemnation action against Lee Daniel Forbes, Jr. and Clareth Forbes involving right-of-way necessary for the state aid project on North Livingston Road; and

WHEREAS, the Board of Supervisors has received an offer from the Forbes attorney to settle this matter for the sum of \$5,000.00.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to authorize the settlement of the condemnation case with the Forbes' family for the amount of \$5,000.00 and that the Clerk of the Board is hereby authorized to issue a check made payable to Mr. Daniel Lee Forbes, Jr., Clareth Forbes, and their attorney, Mr. Winfield, as a full and complete settlement of said matter. 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: 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 24th day of October, 2003.

**In the Matter of Acknowledging Receipt of a Lawsuit  
Against the Madison County Health Department**

WHEREAS, the Board of Supervisors has received Service of Summons and a Complaint on the Madison County Health Department filed by Patricia Luckett and others; and

WHEREAS, the Board of Supervisors does hereby desire that the Board Attorney review said summons and complaint and contact the appropriate officials to determine whether or not Madison County is a party in interest in this matter.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the Board Attorney to review the summons and complaint filed by Patricia Luckett, et al against the Madison County Health Department, the Board having determined that the attorney's professional services were necessary and in the best interest of the citizens of Madison County. 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: 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 24th day of October, 2003.

**In the Matter of Approval of an Agreement for Professional Services with Sample & Associates, Inc.**

WHEREAS, the Board of Supervisors is in the process of beginning the acquisition process for right-of-way on Roberts Road in Madison County; and

WHEREAS, the Board of Supervisors desires to obtain the professional services of Sample & Associates, Inc. and that a letter of engagement was presented by said company whereby the County would engage the services of Sample & Associates, Inc. as follows, to-wit:

\$750.00/parcel for up to three signatures  
additional signatures per ROW is \$100.00  
additional parcel from same property owner is \$350.00

\$100.00/each parcel release

\$100.00/each affidavit of heirship

\$187.50 is due when the letter of interest are mailed with remaining fees to be paid when the ROW or easement is signed or County filed eminent domain. Partial Releases and Affidavit of Heirship fees to be paid when signed

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to retain the professional services of Sample & Associates, Inc. at the rates as set forth above to acquire right-of-way on Roberts Road in Madison County, the Board having determined that said professional services were necessary and in the best interest of the citizens of Madison County, and that a copy of the agreement 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: Absent |
| 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 24th day of October, 2003.

**In the Matter of Authorizing the Board President to  
Execute a Response to Discovery Request in a Lawsuit  
Filed by Linda Bonner**

WHEREAS, the Board of Supervisors has received copies of proposed discovery responses by the Wise Carter Child & Caraway Law Firm regarding a lawsuit filed by Linda Bonner against Madison County, Mississippi; and

WHEREAS, the Board Attorney, Dewey Hembree, informed the Board of Supervisors that he had reviewed the responses and found them to be appropriate in regard to the above referenced litigation and recommended the Board President be authorized to sign said responses.

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 the Discovery Responses as submitted by the law firm retained by Madison County. The vote on said matter was 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: 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 24th day of October, 2003.

**In the Matter of Authorizing the Board President to  
Execute an Engagement Agreement with the Law Firm of  
Copeland Cook Taylor & Bush, PA**

WHEREAS, the Board of Supervisors is in the process of reviewing certain personnel matters including the current employee handbook of Madison County and desires to retain the professional services of the law firm of Copeland, Cook, Taylor & Bush, PA to assist in this matter.

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 an Engagement Agreement with the law firm of Copeland, Cook, Taylor & Bush, PA for professional services in the matter of reviewing certain employee matters and the employee handbook of Madison County, and that a copy of said proposed Engagement Agreement 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: Absent |
| 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 24th day of October, 2003.

**In the Matter of Acknowledging Receipt of an  
Order from the Circuit Court and an Order from  
the Chancery Court Regarding Clothing for  
Bailiffs**

WHEREAS, the Board of Supervisors received an Order from the Honorable William E. Chapman, III directing that the Board pay the sum of \$900.00 to bailiffs Larry Saxton and J.P. Pilgrim in accordance with the performance of their duties as bailiffs; and

WHEREAS, the Board of Supervisors further received an Order from the Honorable William Lutz directing that the Board pay the sum of \$900.00 to bailiff Percy Harden in accordance with the performance his duties as a bailiff.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to acknowledge receipt of the Orders from the Circuit Court and Chancery Court directing the payment of those sums to the bailiffs for their clothing allowances, and that copies of said Orders 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: 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 24th day of October, 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> |
|-------------------------------------|------------------------|----------------------------|-------------------|
| <b><u>Board of Sups</u></b>         |                        |                            |                   |
| 001-100-570                         | 2500.00                | 4241.95                    | 6741.95           |
| <b><u>Tax Assessor</u></b>          |                        |                            |                   |
| 001-103-581                         | 1000.00                | 400.00                     | 1400.00           |
| <b><u>Tax Collector</u></b>         |                        |                            |                   |
| 001-104-521                         | 1000.00                | 4311.00                    | 5311.00           |
| <b><u>Data Processing</u></b>       |                        |                            |                   |
| 001-152-570                         | 4700.00                | 973.95                     | 5673.95           |
| <b><u>Detention Center</u></b>      |                        |                            |                   |
| 001-220-570                         | 2000.00                | 14,467.85                  | 16,467.85         |
| <b><u>Planning &amp; Zoning</u></b> |                        |                            |                   |
| 012-190-570                         | 5000.00                | 455.95                     | 5455.95           |
| <b><u>Capital Project</u></b>       |                        |                            |                   |
| 045-703-911                         |                        | 40,497.46                  | 40,497.46         |
| <b><u>Sheriff</u></b>               |                        |                            |                   |
| 032-200-613                         |                        | 5021.39                    | 5021.39           |
| <b><u>Sheriff</u></b>               |                        |                            |                   |
| 054-200-919                         |                        | 2889.65                    | 2889.65           |
| <b><u>Solid Waste</u></b>           |                        |                            |                   |
| 105-340-570                         | 9500.00                | 6867.85                    | 16,367.85         |
| <b><u>Bridge &amp; Culvert</u></b>  |                        |                            |                   |
| 160-300-570                         | 25000.00               | 2279.75                    | 27,279.75         |
| 160-300-58.                         | 15200.00               | 86900.00                   | 102,100.00        |
| <b><u>Parkway East</u></b>          |                        |                            |                   |
| 173-300-550                         |                        | 2916.42                    | 2916.42           |
| 173-300-555                         |                        | 82610.00                   | 82610.00          |
| 173-300-581                         |                        | 85526.42                   | 85526.42          |
| <b><u>A.O.P.</u></b>                |                        |                            |                   |
| 190-540-571                         |                        | 181.00                     | 181.00            |
| 190-540-696                         |                        | 12.00                      | 12.00             |
| <b><u>\$13 Million</u></b>          |                        |                            |                   |
| 301-220-911                         |                        | 6317.50                    | 6317.50           |
| <b><u>E-911</u></b>                 |                        |                            |                   |
| 097-230-571                         | 4000.00                | 1455.95                    | 5455.95           |
| 097-230-615                         | 300.00                 | 30.92                      | 330.92            |

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin 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: Absent |
| 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 24th day of October, 2003.

**In the Matter of Approval of the Board President to Execute a Subgrantee Closeout Checklist for the Adolescent Offender Program**

WHEREAS, the Board of Supervisors received a Subgrantee Closeout Checklist for the Adolescent Offenders Program from the Madison County Department of Human Services, and a copy of said Subgrantee Closeout Checklist is found in the miscellaneous file to these minutes.

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 said Subgrantee Closeout Checklist for the Adolescent Offender Program, and that a copy of said worksheet 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: Absent |
| 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 24th day of October, 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 for October 24, 2003 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 16615                 | No. of Checks-175  | 789,985.32            |
|                     | Claims 20139, 20255 to 20427 |                    |                       |
| Fund 012            | Claims 230 to 237            | No. of Checks – 8  | 5,951.60              |
| Fund 013            | Claims 131 to 135            | No. of Checks – 5  | 14,572.33             |
| Fund 032            | Claims 27 to 27              | No. of Checks – 1  | 696.25                |
| Fund 054            | 2 Claims                     | No. of Checks – 2  | 2,889.65              |
| Fund 097            | Claims 242 to 252            | No. of Checks – 11 | 27,830.61             |
| Fund 105            | Claims 237 to 243            | No. of Checks – 7  | 20,973.32             |
| Fund 116            | Claims 44 to 46              | No. of Checks – 3  | 110.08                |
| Fund 120            | Claims 36 to 36              | No. of Checks – 1  | 36.86                 |
| Fund 137            | Claims 273 to 283            | No. of Checks – 11 | 13,382.14             |
| Fund 150            | Claims 5748 to 5784          | No. of Checks – 37 | 245,881.98            |
| Fund 160            | Claims 619                   | No. of Checks – 5  | 50,963.44             |
|                     | Claims 648 to 651            |                    |                       |
| Fund 173            | Claims 4,20, 21, 23          | No. of Checks – 4  | 85,526.42             |
| Fund 190            | Claims 129 to 139            | No. of Checks – 11 | 2,709.46              |
| Fund 220            | Claims 18 to 18              | No. of Checks – 1  | 1,800.00              |
| Fund 401            | Claim 67 to 67               | No. of Checks – 1  | 7,403.65              |
| Total for all Funds |                              | No. of Checks-283  | <u>\$1,270,713.11</u> |

Following review of these claims Supervisor Karl M. Banks moved and Supervisor W.T. “Bill” Banks 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         | 16615            | Dean & Dean Associates      | \$11,496.90            |
| 160         | 619              | Williford Gearhart & Knight | \$21,501.12            |
| 173         | 4                | Joe L. Johnson, P.E.        | \$36,805.00            |
| 173         | 20               | Montgomery McGraw           | \$489.40               |
| 173         | 21               | Joe L. Johnson, P.E.        | \$45,805.00            |
| 173         | 23               | Montgomery McGraw           | \$2,427.02             |
| <u>Fund</u> | <u>Claim No.</u> | <u>Claimant</u>             | <u>Amount Released</u> |
| 001         | 20139            | Entergy                     | \$44.99                |
| 001         | 20139            | Entergy                     | \$120.40               |
| 001         | 20139            | Entergy                     | \$6.94                 |
| 001         | 20139            | Entergy                     | \$56.34                |
| 001         | 20139            | Entergy                     | \$93.41                |
| 001         | 20139            | Entergy                     | \$26.17                |
| 001         | 20139            | Entergy                     | \$6.83                 |

| <u>Fund</u> | <u>Claim No.</u> | <u>Claimant</u>           | <u>Amount REJECTED</u> |
|-------------|------------------|---------------------------|------------------------|
| 001         | 20139            | Entergy                   | \$8,787.11             |
| 001         | 20322            | Shackleford & Fortenberry | \$299.00               |
| 001         | 20322            | Shackleford & Fortenberry | \$299.00               |
| 001         | 20322            | Shackleford & Fortenberry | \$299.00               |
| 001         | 20347            | Shackleford & Fortenberry | \$87.50                |
| 001         | 20349            | Shackleford & Fortenberry | \$350.00               |
| 001         | 20349            | Shackleford & Fortenberry | \$100.00               |

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: Absent |
| 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 24th day of October, 2003.

**In the Matter of Acknowledging an Order of Appointment for a Public Defender for County Court and Approval of Raises for Justice Court Employees**

WHEREAS, the Board of Supervisors received a letter and an Order of Appointment appointing Dolan D. Self, Jr. as a public defender at annual salary of \$13,200.00 for the County Court of Madison County; and

WHEREAS, the Board of Supervisors desires to ratify and approve increases in salaries for Justice Court personnel per the 2003-2004 fiscal year budget adopted by this Board at its meeting on September 12, 2003; it being the intent of the Board of Supervisors to clarify the implementation of these raises as of October 1, 2003.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded to acknowledge receipt of the Judge's Order of Appointment of Dolan D. Self as a public defender for Madison County at an annual salary of \$13,200.00 plus benefits being effective October 1, 2003 (a copy of said Order is found in the miscellaneous file to these minutes) and to further ratify and approve the increases in salaries for the Justice Court personnel effective October 1, 2003. The vote on said matter was 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: 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 24th day of October, 2003.

**In the Matter of Acknowledging the Final Budget for the Fiscal Year Ending September 30, 2003**

WHEREAS, the Board of Supervisors received a report from Mr. Wallace Collins, CPA, concerning the close-out of the final budget figures for the year ending September 30, 2003 and desired to enter said budget amendments and changes in the minutes as provided for by law.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to approve the final amendments to the budget figures for the annual budget of Madison County ending September 30, 2003 and that a copy of said proposed final budget is found in the miscellaneous file to these minutes. The vote on said matter was follows:

|   |               |
|---|---------------|
| Supervisor W. T. "Bill" Banks - District I    | Voted: Absent |
| Supervisor Marc Sharpe - District II          | Voted: Absent |
| 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 24th day of October, 2003.

**In the Matter of Extending a Resolution Proclaiming  
a State of Emergency**

**RESOLUTION REQUESTING GOVERNOR TO PROCLAIM  
A STATE OF EMERGENCY**

WHEREAS, on April 7, 2003, the Board of Supervisors of the County of Madison found that due to the impact of flood and severe storm, a condition of extreme peril to life and property did exist in Madison County; and

WHEREAS, on April 11, 2003, April 18, 2003, April 25, 2003, May 2, 2003, May 5, 2003, May 9, 2003, May 16, 2003, May 23, 2003, May 30, 2003 June 2, 2003, June 6, 2003, June 13, 2003, June 27, 2003, July 3, 2003, July 7, 2003, July 11, 2003, July 18, 2003, July 25, 2003, August 1, 2003, August 4, 2003, August 8, 2003, August 15, 2003, August 22, 2003, August 28, 2003, September 2, 2003, September 5, 2003, September 12, 2003, September 19, 2003, September 26, 2003, September 30, 2003, October 6, 2003, October 10, 2003 and October 17, 2003 in accordance with State Law 33-15-17(d) the Board of Supervisors declared that an emergency continued to exist throughout said county; and

WHEREAS, the Board determines that said State of Emergency still exist and should be extended an additional seven (7) days;

NOW THEREFORE, IT IS HEREBY DECLARED AND ORDERED that a State of Emergency in Madison County be extended an additional seven (7) days; and

Following additional discussion, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to extend the Proclamation of a State of Emergency. The vote on said matter was as follows:

|   |               |
|---|---------------|
| Supervisor W. T. "Bill" Banks - District I    | Voted: Absent |
| Supervisor Marc Sharpe - District II          | Voted: Absent |
| 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 24<sup>th</sup> day of October, 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 Paul Griffin and seconded by Supervisor Karl M. Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was adjourned.

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David H. Richardson, President  
Madison County Board of Supervisors