

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

REGULAR MEETING OF SEPTEMBER 5, 2003
Recessed from regular meeting conducted on September 4, 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 5th day of September, 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 Marc Sharpe
Supervisor David H. Richardson
Supervisor Karl M. Banks
Supervisor Paul Griffin
Sheriff Toby Trowbridge

Absent:

Supervisor W.T. "Bill" Banks
Mike Crook, Chancery Clerk

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

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

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented CDBG Requisition No.6 for the IMS Autrans, LLC CDBG Project No. 1119-02-045-LN-01 and that a copy of said Requisition Form is found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor Marc Sharpe seconded a motion to authorize the Board President to sign Requisition Form No.6 for payment of loan proceeds and costs under said program as set forth below as recommended by Mr. Sample on said project:

IMS AUTRANS, LLC.	\$118,730.92
Sample & Associates, Inc.	\$2,000.00

And that a copy of said form and related documentation are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 5th day of September, 2003.

In the Matter of Approval of Appraisal Services on North Livingston Road

WHEREAS, Mr. Woody Sample with Sample & Associates, Inc. appeared before the Board of Supervisors and recommended the payment of \$900.00 to Jerry Mask for review appraisal services on the North Livingston Road project.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to pay Jerry Mask for review appraisal services on the North Livingston Road project in the amount of \$900.00, and that a memo from Sample & Associates regarding this invoice 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: Absent
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 2003.

In the Matter of Setting a Public Hearing on the Cleaning of Private Property and placement of a lien on said property as allowed by 19-5-105, Mississippi Code Annotated

WHEREAS, Mr. Brad Sellers, Zoning Administrator, appeared before the Board of Supervisors and requested to set public hearings on the cleaning of private property on two locations in Madison County, which have been alleged to be a menace to the surrounding property.

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to set a public hearing for 10:00 a.m. on October 10, 2003 before the Board of Supervisors for consideration of cleaning private property being located at 1393 Highway 16 West in Canton, Mississippi owned by Alfred Ousley and being Parcel No. 093C-07C-072/00.00 and to further consider the cleaning of private property being located at 308 Adams Street in Canton, Mississippi owned by Robert Lee & Ann B. Jackson being Parcel No. 093C-07C-074/00.00 and the Board of Supervisors further directed the Zoning Administrator to begin the process of cleaning property. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 2003

In the Matter of a Request for a Reduction in Value by Linda Bennett

WHEREAS, Todd Cameron appeared before the Board of Supervisors and presented a memorandum regarding property owned by Linda Bennett being located at 520 Catlett Road (Parcel No. 082D-18-047/02); and

WHEREAS, Mr. Cameron requested the Board approve Ms. Bennett's request for a reduction in the value of her property to \$159,000 based on an appraisal submitted by Ms. Bennett and to further request the Board to refund Ms. Bennett \$327.32 based on the revised appraised value of the property.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the reduction of the value of Ms. Bennett's to be \$159,000 based on an appraisal and to further request the Tax Collector to refund Ms. Bennett the amount of \$327.32 for taxes based on the new value of the property, and that a copy of the memorandum from Mr. Cameron is found in the miscellaneous file to these minutes. The vote on said matter being as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 2003.

In the Matter of an Order Authorizing Placement of Culverts Along Public Roads Necessary for the Preservation and Maintenance of County Roads and Determining That Such Culverts Are of Public Benefit and To Authorize Approval of the Compensatory Time Report and Personnel Changes at the Road Department

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

Jared Ruffin – 520 Johnstone Drive
Douglas Jackson – 100 Sagefield Drive, 105 & 128 Sagefield Square

WHEREAS, the Road Department did further present to the Board of Supervisors the Compensatory Time Report (Copies of said reports are found in the miscellaneous file to these minutes.); and

WHEREAS, the Road Department also presented the monthly report for the month of January 2003, and that a copy of said report is found in the miscellaneous file to these minutes.

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 culverts, finding that such placement is necessary for the preservation and maintenance of County Roads and that the installing of such culvert is of public benefit and to further accept and approve the foregoing Compensatory Time Report and January 2003 Monthly Report as set forth above as submitted by the Road Manager and acknowledge the copies of same are on file 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: Absent
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 2003.

In the Matter of the Approval of a Utility Permit

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

City of Madison – to install a 3” forcemain along the west side of North Old Canton Road

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to approve the President signing the Utility Permit for the City of Madison as set forth above per the terms contained in said permit, a copy of which is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 2003.

In the Matter of Amending the County-wide Road Registry and the County-wide Road Map

WHEREAS, Mr. Bill Weisenberger, Director of E-911, appeared before the Board of Supervisors and requested the Board to amend the county-wide road registry and the county-wide road map to reflect the naming of four new private constructed roads in Devlin Springs Subdivision and the streets are as follows, to-wit:

Deer Creek Cove
Deer Creek Drive
Devlin Spring Drive
Springwater Cove

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to amend the county-wide road registry and the county-wide road map to reflect the additions of the following private roads in Devlin Springs Subdivision as set forth above, and that a copy of a memo and map from Mr. Weisenberger 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: Absent
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 2003.

**In the Matter of the Purchase of a Digital Camcorder for the
Office of Emergency Management with Grant Funds from MEMA**

WHEREAS, Mr. Bill Weisenberger, Director of the Office of Emergency Management, appeared before the Board of Supervisors and requested authority to purchase a digital camcorder and accessories and that a copy of the list items requested is found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Karl M. Banks seconded a motion to approve the purchase by Mr. Weisenberger of a digital camcorder and accessories from Precision Electronics in the sum of \$841.57 with 100% grant funds from Mississippi Emergency Management Association. The vote on said matter was as follows, to-wit:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 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 – Community First Development, Inc.
located as approximately 50.59 (54.67±) acres in the SE¼ of the NE¼ & a part of
the SW¼ of the NE¼ of Section 16, T7N, R2E
Madison County, Mississippi
Term of Lease - 5 years
Second Amendment to 16th Section Development Lease Contract to add 4.08± acres

<u>Year</u>	<u>Annual Rent</u>
2	\$5,018.75
3	\$5,382.00
4-5	\$5,467.00

Lessee – L. Allen Cooley and wife, Nancy O. Cooley
located as Lot 172 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

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin 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: Absent
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 5th day of September, 2003.

**In the Matter of the Approval of Change Order No. 2 on the
Madison County Corrections Phase II – Jail Housing Unit “B”**

WHEREAS, Mr. Brad Sellers, Building & Grounds Administrator, appeared before the Board of Supervisors and presented Change Order No.2 prepared by Dean and Dean/Associates Architects on the Madison County Corrections Phase II – Jail Housing Unit “B” building requesting a ninety (90) day extension of the project and a copy of said change order is found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to approve Change Order No.2 submitted by Dean and Dean/Associates Architects as set forth above requesting a ninety (90) day extension for C.E. Frazier Construction Co., Inc. to complete the project, and that a copy of said change order is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 2003.

**In the Matter of Authorizing Professional Services of
Ronald Reid Welch to Seek Approval for the Madison
County Jail to House State Inmates under the
Gates v. Musgrove Litigation**

RESOLUTION

WHEREAS, the Board of Supervisors received a proposal from Mr. Ronald Reid Welch to provide professional services to Madison County to seek the approval of the housing of state inmates at the Madison County Detention Facility; and

WHEREAS, the Board of Supervisors determined that it would be in the best interest of the citizens of Madison County to retain the professional services of Mr. Welch to seek approval under the *Gates v. Musgrove* litigation to allow the housing of state inmates at the Madison County Detention Facility and to pay Mr. Welch the sum of \$3,000.00, and that copies of correspondence and supporting documentation are found attached hereto; and

NOW BE IT THEREFORE RESOLVED BY THE SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that the Clerk of this Board is hereby directed to pay the sum of \$3,000.00 to Mr. Ronald Reid Welch for the Board retaining said professional services for the reasons as set forth above, and that the Board did determine that said professional services were necessary and in the best interest of the citizens of Madison County.

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

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 2003.

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

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

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to authorize the Board President to execute a letter to the Canton Flea Market Committee indicating the Board's approval of the use of County property by the Madison County Nursing Home during the upcoming Canton Flea Market. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 2003.

In the Matter of the Final Approval Concerning Objections to Both the Real and Personal Property Rolls for the Upcoming 2003-2004 Property Assessment Rolls

WHEREAS, the Board of Supervisors has received additional protests filed by taxpayers pursuant to the previous notice of the Board of Supervisors regarding the adoption of the new real property tax roll and that copies of said additional protests are found in the miscellaneous file to these minutes. The following protests were made:

1. Canton Square Apartments 072I-32D-028/00.00

WHEREAS, the Board of Supervisors has met from day to day during the August term of said Board and has reviewed evidence, testimony and other records and papers with reference to the assessment of real property in Madison County, Mississippi, including protests from the following real property owners:

1. Ridgeland Construction One LLC – Parcel No. 072H-33C-097/00.00
2. Tritel Communications, Inc. – Parcel No. 072H-33A-149/02.00
3. Northeast Mini Storage – Parcel No. 072I-31C-007
4. Richard & Ellen Ambrosino Rental Property – Parcel Nos.:072H-33B-129; 072H-33B-130; 072H-33B-128; 072H-33B-123; 072H-33B-121;072H-33B-091/01;072H-33B-091/02;072H-33B-090/01;072H-33B-090/02;072H-33B-037/02;072H-33B-037/01;072H-33B-102;072H-33B-099/01;072H-33B-098/01;072H-33B-098/02;072H-33B-107/02;072H-33B-113/01;072H-33B-098/01;072H-33B-098/02;072H-33B-107/02;072H-33B-113/01;072H-33B-045;072H-33B-050/01;072H-33B-050/02;072H-33B-134
5. Delbert C. Hoseman, Jr. – Parcel No. 072I-31C-010/01.00
6. Dr. Robert M. Fisher – Parcels Nos.: 071G-36D-051/02.00 & 071G-36D-050/00.00
7. Lula Covington – Parcel No. 092F-13C-157/00.00
8. Canton Village and Pecan Village – Parcel Nos: 093D-20A-173/02.00 & 093C-07C-002/02
9. Southeastern Automatic Sprinkler, Inc. – Parcel No. 082I-29-0101/09
10. Park Place Apartments – Parcel No. 072I-30D-001
11. Calumet Heritage – Parcel No. 072E-16C-002/07.00
12. Northbrook Apartments – Parcel Nos. 072H-33C-003/00.00 & 072H-33C-001/00.00
13. Citation-Chateau Ridgeland, Ltd - Parcel No. 072I-31D-022/01.00
14. Studio Plus Properties, Inc. - Parcel No. 072I-31C-010/02

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor Marc Sharpe seconded a motion to deny the requests for changes to said roll as set forth above due to insufficient evidence being submitted to the Board to justify any change and to adopt the final real and personal property rolls, and to further authorize the Board President and Clerk to execute the Order of the Board of Supervisors in the form as set forth by the MS State Tax Commission and that a copy of said Order is attached to these minutes and marked as Exhibit “A” and made a part hereof by reference and that the Clerk and Tax Assessor should further forward this Order and all other documentation with the roll, as approved, to the MS State Tax Commission. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 5th day of September, 2002.

In the Matter of the Use of the Madison County Courthouse as Requested from Governor Ronnie Musgrove

WHEREAS, the Board of Supervisors received a letter from Governor Ronnie Musgrove requesting the use of the two rooms in the Madison County Courthouse to hold a One-On-One Program on September 17, 2003 from 5:00 PM until approximately 8:30 PM.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the use of the Madison County Courthouse by Governor Musgrove and his staff to conduct the One-On-One Program to be held on September 17, 2003 from 5:00 PM until 8:30 PM. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Absent
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: 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 5th day of September, 2003.

In the Matter of Approving Three Account Transfers to the General County Account

WHEREAS, Sheriff Toby Trowbridge appeared before the Board of Supervisors and advised that several accounts have been reviewed and are approved to have funds transferred into the general county account at Merchants & Farmers Bank (Bank Account #701105311) for reimbursement for claims paid and salary reimbursement and the accounts and amounts being transferred are as follows, to-wit:

LLEBG Grant #0029 Account	\$17,197.85
Universal Hiring Grant Account	\$23,382.85
COPS MORE 98 Grant	\$1,217.88

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to approve the transfers as recommended by Sheriff Toby Trowbridge and that a copy of a memorandum recommending these transfers 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: Absent
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: 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 5th day of September, 2003.

In the Matter of the Approval of Two Final Plats in Conjunction with Lake Caroline

WHEREAS, Mr. Brad Sellers, Zoning Administrator, appeared before the Board of Supervisors and presented final plats in conjunction with Lake Caroline and requested the approval of said final plats and to further approve the filing of the Declaration of Covenants and Restriction, the Letter of Credit and to further accept all streets and easements amending county-wide road map and registry regarding said development including the following final plats, to-wit:

Villa Toscana of Caroline
Charleston of Lake Caroline

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to approve the final plats in conjunction with Lake Caroline as being recorded for the following subdivisions, to-wit:

Villa Toscana of Caroline
Charleston of Lake Caroline

As recommended by the Zoning Administrator, and to further approve the filing of the Declaration of Covenant and Restriction, the Letter of Credit and to further accept all streets and easements amending county-wide road map and registry on the above referenced subdivisions. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Absent
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: 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 5th day of September, 2003.

In the Matter of Authorizing the Acceptance of the Only Bid Received for Term Contracts for Guardrail Services

WHEREAS, the Board of Supervisors did previously advertise for sealed bids for a term contract for installation of guardrails on county roads; and

WHEREAS, Brad Sellers, County Administrator, appeared before the Board of Supervisors and presented the only bid received on August 29, 2003 for a term contract for guardrail services; and

WHEREAS, the Board of Supervisors reviewed said bid from Kay Atwood Contractors and desired to award the bid for guardrail services to said contractor, it being the lowest and best bid received.

Following additional discussion of this matter, Supervisor Karl m. Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the award of the bid for guardrail services to Kay Atwood Contractors as recommended by the County Administrator as follows, to-wit:

- * Guardrail typical installation for roadside hazards (per MDOT standard sheet No.198) per Linear foot - \$14.00/foot (not responsible for locating utilities)
- * Guardrail appurtenances required to construct guardrail as per MDOT:
 - a. Woods posts - \$29.50/each
 - b. "W" beam per linear foot - \$5.50/foot
 - c. Steel post - \$28.00/each

And that a copy of said bid 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: Aye
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 5th day of September, 2003.

**In the Matter of Purchasing a 2004 Chevrolet
Pick-up Truck at State Contract Price from Rogers-Usry**

WHEREAS, Mr. Bill Weisenberger, Director of Emergency Management, appeared before the Board of Supervisors and requested authority to purchase a 2004 Chevrolet Silverado 1500 pick-up for use by his office with grant proceeds received by the Department of Emergency Management; and

WHEREAS, the Board of Supervisors reviewed said matter and determined that it would be in the best interest to authorize the purchase of said pick-up truck at the state contract price of \$32,292.61 from Rogers-Usry Chevrolet.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the purchase of a pick-up truck from Rogers-Usry Chevrolet at the state contract price of \$32,292.61 to be paid from grant funds received by the Department of Emergency Management, and that a copy of the invoice and other materials for said pick-up may be found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Absent
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: 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 5th day of September, 2003.

**In the Matter of Authorizing a Letter from the Board
President to Larry Smith at CMPDD**

WHEREAS, the Board of Supervisors received had been requested to provide a letter to Central Mississippi Planning & Development District requesting that SR22 be to the transportation map as a limited access route from Interstate 55 to Interstate 20.

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the Board President to execute a letter to Larry Smith with Central Mississippi Planning & Development District requesting that SR22 be added to the transportation map as a limited access route from Interstate 55 to Interstate 20. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Absent
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: 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 5th day of September, 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 and September 2, 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 Marc Sharpe 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: Aye
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 5th day of September, 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 Karl M. Banks and seconded by Supervisor Marc Sharpe and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Monday, September 8, 2003 at 1:00 p.m.

David H. Richardson, President
Madison County Board of Supervisors