

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

REGULAR MEETING OF JANUARY 3, 2005
Being the first day of the January Term of the Board of Supervisors

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on January 3, 2005, in Courtroom #2 of the Madison County Circuit Courthouse in Canton, Mississippi, as follows, to-wit:

The President of the Board, Mr. Douglas L. Jones, presided and called the meeting to order. The following members were present that day:

Present:

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

Absent:

None

Also in attendance:

County Administrator Donnie Caughman
County Comptroller Mark Houston
Chief Deputy Tax Assessor Kent Hawkins
County Engineer Mike McKenzie
State Aid and LSBP Engineer Rudy Warnock
County Zoning Administrator Brad Sellers
County Road Manager Prentiss Guyton
Board Secretary Cynthia Parker
Board Attorney Edmund L. Brunini, Jr.

Special guests:

County Judge William Agin
County Judge Cynthia Brewer

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

The President then announced that Ms. Bobbie Richardson with the Madison County Zoning Administrator's office was named Madison County's Employee of the Quarter and read a summary of Ms. Richardson's service to the county and accomplishments. The Board issued its deep appreciation for Ms. Richardson as well as several other county employees who had been nominated by their respective departments.

President's Initials: _____

Date Signed: _____

In re: Approval of Minutes From December, 2004 Term and From the Special Called Meeting of December 29, 2004

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the December 2004 term, said meetings having been conducted on December 6 and 17, 2004 and the Special Called Meeting of December 29, 2004,

Following discussion, Mr. Andy Taggart did offer and Mr. Tim Johnson did second a motion to approve the minutes as presented with certain amendments which were read in open session, and to authorize the President to sign said minutes after said corrections have been made. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	No
Supervisor Paul Griffin	Aye

the matter carried by a majority (4-1) vote of the Board and the minutes for the December 2004 term of the Board of Supervisors of Madison County as well as the minutes of the Special Called Meeting of December 29, 2004 were and are hereby approved as amended.

SO ORDERED this the 3rd day of January, 2005.

In re: Election of Officers of the Madison County Board of Supervisors

WHEREAS, on January 5, 2004, at the organizational meeting of the Madison County Board of Supervisors, the Board determined that the presidency of the Board would rotate from year to year within the four (4) year term, and

WHEREAS, a new calendar year has now begun, and the Board does desire to conduct an election of officers anew in accordance with said determination, and

WHEREAS, Board President Douglas L. Jones did announce his resignation as Board President effective immediately,

Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to elect Mr. Paul Griffin as President and Mr. Tim Johnson as Vice President of the Madison County Board of Supervisors for the current year. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Paul Griffin	Aye
Supervisor Karl M. Banks	Aye

the matter carried unanimously and Paul Griffin and Tim Johnson were and are hereby elected and declared President and Vice President of the Board, respectively.

SO ORDERED this the 3rd day of January, 2005.

President's Initials: _____

Date Signed: _____

**In re: Tax Increment Financing Plan for
Nissan South/Old Jackson Connector Road Project**

WHEREAS, under the power and authority granted by the laws of the State of Mississippi and particularly under Chapter 45 of Title 21, Mississippi Code of 1972, the Chancery Clerk and Board of Supervisors of the County (the "Governing Body") on December 6, 2004, did adopt a certain resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI DETERMINING THE NECESSITY FOR AND INVOKING THE AUTHORITY GRANTED TO MUNICIPALITIES BY THE LEGISLATURE WITH RESPECT TO TAX INCREMENT FINANCING AS SET FORTH IN CHAPTER 45 OF TITLE 21, MISSISSIPPI CODE OF 1972, AS AMENDED; DETERMINING THAT THE TAX INCREMENT FINANCING PLAN OF 2004, MADISON COUNTY, MISSISSIPPI (OLD JACKSON CONNECTOR ROAD PROJECT) PROPOSES A PROJECT THAT IS ELIGIBLE FOR TAX INCREMENT FINANCING UNDER THE LAWS OF THE STATE; THAT A PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN OF 2004, MADISON COUNTY, MISSISSIPPI (OLD JACKSON CONNECTOR ROAD PROJECT); AND FOR RELATED PURPOSES.

WHEREAS, as directed by the aforesaid resolution and as required by law, a notice of public hearing was published in the *Madison County Herald*, a newspaper published in the County, and having a general circulation within the County, and was so published in said newspaper on December 16, 2004, said publication being not less than ten (10) days nor more than twenty (20) days prior to the date set for the hearing, as evidenced by the publisher's proof of publication of the same heretofore presented to the Governing Body and filed with the Clerk;

WHEREAS, the Notice of Public Hearing generally described the proposed Tax Increment Financing Plan, and further called for a public hearing to be held in the regular meeting place of the Governing Body in the Circuit Court House in Courtroom Number 2 in Canton, Mississippi, at 9:00 o'clock a.m. on January 3, 2005, in order for the general public to state and present their views on the proposed plan; and

WHEREAS, at 9:00 o'clock a.m. on January 3, 2005, the public hearing was held and all in attendance were given the opportunity to state or present their views on said Plan, and no one appeared in opposition to said Plan, Ron Farris, Esq. appearing before the Board on behalf of the developer and presenting materials supporting the Plan and reviewing the details thereof with the Board, and

WHEREAS, a true and correct copy of said materials may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to a motion to adopt and approve said Plan, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, subject to the inclusion of certain clarifying language as determined by the Board Attorney and certain minor, editorial corrections suggested by Mr. Farris. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

President's Initials: _____

Date Signed: _____

the matter carried unanimously and the Plan was and is hereby adopted and approved.

SO ORDERED this the 3rd day of January, 2005.

In re: Request of the Tax Assessor to Increase Assessments on Certain Property Pursuant to Miss. Code Ann. § 27-35-147 et seq.

WHEREAS, on December 6, 2004, the Board determined that January 3, 2005, would be an appropriate date for a public hearing on the matter of increasing real property assessments on certain individuals and businesses in the county and did set said date for said hearing to begin at the hour of 9:00 a.m., and

WHEREAS, the Chancery Clerk did prepare and serve the appropriate notices thereof by registered mail to the affected property owners, and the Board does find that said notices were sufficient, and

WHEREAS, notices as to each increase listing, *inter alia*, the property owner(s) the parcel number, and amount of the proposed assessment increase is attached hereto as Collective Exhibit A, spread hereupon, and incorporated herein by reference, and

WHEREAS, the hour of 9:00 am did arise and the Board President did declare the public hearing on said proposed increases to be open and directed those citizens who appeared for said hearing to consult and confer with the Tax Assessor and his staff, and

WHEREAS, no one did appear to contest or protest said assessment increases,

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to close the public hearing and approve the assessment increases for those individuals and parcel numbers as set forth in the aforesaid spreadsheet. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said assessment increases were and are hereby approved and adopted.

SO ORDERED this the 3rd day of January, 2005.

In re: Review of Tax Exemption from Ad Valorem Taxes on Madison County Publishing Company, d/b/a Madison County Journal

WHEREAS, on December 6, 2004, the Board determined that January 3, 2005, would be an appropriate date for a public hearing on the matter of withdrawing the tax exemption previously awarded to Madison County Publishing Company, d/b/a Madison County Journal, and did set said date for said hearing to begin at the hour of 9:00 a.m., and

WHEREAS, the Chancery Clerk did prepare and serve the appropriate notice thereof by registered mail to the affected property owner, and the Board does find that said notice was sufficient, and

WHEREAS, the Chancery Clerk did announce that he had received a written request

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from Crane D. Kipp, Esq., an attorney representing the Madison County Publishing Company, d/b/a Madison County Journal, requesting that this matter be continued until January 14, 2005 at 9:00 a.m. in Courtroom 2 of the Circuit Courthouse,

Following discussion Mr. Tim Johnson did offer and Mr. Douglas Jones did second a motion to continue said hearing until January 14, 2005 at 9:00 a.m. in Courtroom 2 of the Circuit Courthouse Building said matter. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Paul Griffin	Aye
Supervisor Karl M. Banks	Aye

the matter carried unanimously and said hearing was and is continued until January 14, 2005.

SO ORDERED this the 3rd day of January, 2005.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President did announce that he and County Administrator Donnie Caughman had conferred in advance of the meeting as to certain matters denominated "Consent Items" which bear Item numbers (7) through (13) on the Agenda and that the same appeared to be routine, non-controversial matters on which all Supervisors were likely to agree, and

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

WHEREAS, Mr. Taggart did request that Item (10) "Petitions for Reduction of Assessment" and Mr. Griffin did request that Item (13) "Bryan Estes Value" be removed from the Consent Agenda and taken up separately, and

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

- (7) **Authorization of Payment of Certain Fees and Expenses for 2005 Unto Madison County Chancery Clerk Arthur Johnston**

**ORDER FOR PAYMENT OF CERTAIN FEES AND EXPENSES
OF THE CHANCERY CLERK'S OFFICE**

WHEREAS, Chancery Clerk Arthur Johnston did appear before the Board and requested the Board authorize and approve the payment of the following fees and expenses, and

WHEREAS, the Clerk did represent that all such fees and expenses were proper and allowed by statute and were payable by the county as provided by law,

IT IS THEREFORE ORDERED by the Board of Supervisors of Madison County, Mississippi, that the following fees and expenses as provided by statute relating to the services performed by the Chancery Clerk of this county be and the same are hereby approved and shall be allowed unto Arthur Johnston, Chancery Clerk, for compensation of said services rendered to the people, said fees and expenses shall be payable in monthly installments except where otherwise noted below.

IT IS FURTHER ORDERED that said Clerk is hereby employed to process the homestead applications, restore certain records of the county in his charge, and is directed to carry out other necessary services as outlined in the statutes listed below:

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Date Signed: _____

- (1) § 25-7-9(1)(f) – Attendance on the Board of Supervisors: Clerk and one deputy, each \$20.00;
- (2) § 25-7-9(1)(g) as amended in 2004 – Semi-annual allowance as Clerk of the Board of Supervisors: \$3,000.00 payable in one half in July and one half in January (per State Auditor, only \$1,125 is payable January 2005);
- (3) § 27-105-343 as amended in 2004 – For services as County Treasurer: the sum of \$2,500 per annum, payable in equal monthly installments
- (4) § 25-3-19 – For services as County Auditor: an annual sum of \$5,300.00, payable in equal monthly installments;
- (5) § 25-7-9(1) – For recording fees due the Chancery Clerk for recording instruments relating to county-owned real estate, standard recording fees payable after-the-fact;
- (6) § 25-7-9(1)(h) – Attendance on the Chancery Court as approved by the Chancellor: For each day, first Chancellor sitting: \$30.00 per day each for himself and two deputies;
- (7) § 25-7-9(1)(h) – Attendance on the Chancery Court as approved by the Chancellor: For each day, second Chancellor sitting: \$30.00 per day, Clerk only;
- (8) § 25-7-9(1)(I) – Clerk and two deputies, allowance of five (5) extra days for the Clerk and two deputies for attendance upon the Court to get up records: \$30.00 per day for himself and two deputies per monthly term of court;
- (9) § 41-21-79, *et al* – For administrative services performed in connection with commitment proceedings (both alcohol/drug and mental) such as consultations with family or friends, scheduling physicians, providing insurance information to hospitals, and making arrangements for pre-screenings and follow-ups: \$60.00 per commitment, as ordered by the Court;
- (10) § 41-21-79, *et al* and M.R.C.P. 3 (c) and (d) – For pauper's oaths both in general and in connection with commitment proceedings for paupers: \$92.00 per case as ordered by the Court;
- (11) § 25-7-9(1)(j) – For public services not otherwise specifically provided for, contingent upon the approval of the Court, an annual sum not to exceed \$5,000.00 payable \$416.67 per month;
- (12) § 25-3-21 – For copying tax rolls, a statutory fee of \$.03 per assessment, per copy of each real roll and \$.015 per assessment, per copy of each personal roll for the years 2002 and 2003;
- (13) § 27-33-37(m) – To employ the Clerk to collect and assemble data and information and to perform the services required of the Board by § 27-33-37(e) and to make investigations required of the Board in connection with administering the Homestead Exemption Law as directed by the board as follows: for the first

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2,000 applications, \$1.00 per application; for the next 2,000 applications, \$.75 each, for the next 2,000 applications, \$.50 each, for the next 2,000 applications, \$.35 each, all over the above number, \$.25 each.

IT IS FURTHER ORDERED that, to the extent necessary, the Board President is authorized to enter into contracts with the Clerk to carry out the above and foregoing items.

SO ORDERED on this the 3rd day of January, 2005.

(8) Designation of Subgrantee Grant Administrator – Homeland Security Grants

WHEREAS, Emergency Management Director Luke Gordon did submit a Designation of Subgrantee Grant Administrator (SGA) Form for the appointment of an administrator of said grant to fulfill the terms of the Cooperative Agreement for Homeland Security grants, and

WHEREAS, the Board does desire to appoint Mr. Gordon as the Subgrantee Grant Administrator, and does desire to and does hereby authorize the Board President to execute that certain Designation of Subgrantee grant Administrator,

(9) Adoption of Resolution Honoring the Headquarters & Headquarters Detachment of the 112th Military Police Battalion

RESOLUTION HONORING THE HEADQUARTERS & HEADQUARTERS
DETACHMENT OF THE 112TH MILITARY POLICE BATTALION

WHEREAS, the 112th Military Police Battalion was originally constituted in April 1917 in the Mississippi National Guard as Company A, Mississippi Engineers, and

WHEREAS, it was organized into federal service on June 26, 1917, at Camp Jackson, Mississippi, and

WHEREAS, the 112th Military Police Battalion is a combat military police battalion, and is tasked with performing police actions and disaster support, as well as protecting travel routes, clearing mines, and providing security at established bases, and

WHEREAS, on December 7, 2003, the Headquarters & Headquarters Detachment of the 112th Military Police Battalion was called to active Federal service and went through mobilization at Fort Stewart, Georgia, and

WHEREAS, the advance party arrived in Kuwait on January 22, 2004, and the unit arrived on January 26, 2004, and, after additional training at Camp Udari, Kuwait, the 112th pushed north into Iraq, and

WHEREAS, after arriving in Kuwait in February 2004, the 112th's first stop was at Camp Cropper where the 112th was responsible for the High Value Detainee (HVD) prison, and

WHEREAS, the 112th also ran the Iraqi Police Academy, Iraqi Survey Group, Organized Crime Unit, Major Crime Unit and several other prison complexes throughout the city of Baghdad, which was U.S. "#1 Mission in Iraq", and

WHEREAS, on April 5, 2004, the 112th set up in Fallujah and began running missions immediately, and was assigned two MP Companies for this mission, and

WHEREAS, on April 8, 2004, the companies were in three major attacks with 15 wounded and had 2 vehicles destroyed by enemy fire, and

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WHEREAS, through determination by the units assigned, and the leadership of the battalion, supply lines were finally opened and the Marines were able to resupply forces they had in the city of Fallajuh, and the months of April and May were very difficult on the 112th and their units, and

WHEREAS, in May, one of the 112th's MP units assigned from Pennsylvania had two soldiers killed and another wounded as a result of enemy fire, and

WHEREAS, the attempted siege of Fallujah cost the 112th the lives of two soldiers and wounded 16, and

WHEREAS, on May 30, 2004, the 112th was designated as "Task Force 12" because of its unique makeup of units, and

WHEREAS, this mission included the securing of the New President, two Vice Presidents, Prime Minister, and the Deputy Prime Minister National Security Affairs, and

WHEREAS, the 112th is headquartered in Canton, Madison County, Mississippi, and on January 4, 2005 will return in triumph, each member thereof having served honorably and with highest distinction, and

WHEREAS, the men and women of the 112th have made the citizens of this County proud, and, by their outstanding record of service, have set an example for generations to come, and

WHEREAS, families of each service man and woman in the 112th have made the sacrifice of being apart from loved ones and have bravely endured the worry and fear of peril, and therefore also deserve the appreciation of the entire county.

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

1. The Board of Supervisors of Madison County does hereby, on behalf of the citizens of Madison County, express sincere appreciation to the Headquarters & Headquarters Detachment of the 112th Military Police Battalion for their service to our country, and for their selfless acts in protecting us in our time of need, and
2. This Resolution be spread upon the Minutes of this Board and thereby forever preserved as a permanent tribute to the service men and women of the Headquarters & Headquarters Detachment of the 112th Military Police Battalion and their families, and
3. The Clerk of this Board post a true, correct, and certified copy hereof at the entrances to the Chancery and Administrative Building and the Madison County Circuit Courthouse, there to remain for a period of thirty days from the date hereof, and
4. The Clerk of this Board deliver a true, correct, and certified copy hereof to Captain Curtis Garrett and Major Kim Jackson and to the National Guard Armory in Canton.

(11) Consideration of Petitions to Increase Assessment on *Real and Personal Property*

(a) Authorization to Set Hearing Date on Increases to *Real and Personal Property Assessments* and Give Notice of Same

WHEREAS, Mr. Barber requested that the Board set a public hearing on the matter of increasing real and personal property assessments on certain individuals and businesses in the county as set forth in that certain spreadsheet which is attached hereto as Exhibit B, spread hereupon, and incorporated herein by reference, and

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Date Signed: _____

WHEREAS, the Board determined that February 7, 2005, would be an appropriate date for and does hereby set said date for said hearing(s) and that the Chancery Clerk and the Tax Assessor should prepare and propound the appropriate and necessary notices thereof, and

(b) Approval of Assessment Increases on Parcels and for Taxpayers who have Consented to and Accepted Said Increases

WHEREAS, Mr. Barber presented a spreadsheet titled "Increases to Assessed Value due to Changes to Existing and Discovery of New Businesses on 2004 Personal Property Tax Roll with a Signed Waiver," said spreadsheet is attached hereto as Exhibit C, spread hereupon, and incorporated herein by reference, and

WHEREAS, the Board does desire to and does hereby approve the increases in tax assessments as requested by the Tax Assessor and as consented to by the taxpayers listed on, and in the amounts and for the reasons as set forth in, the aforesaid Exhibit C, and

(12) Consideration of *En Masse* Petitions for Reduction of *Personal Property* Assessments (SB-82 Forms) for the 2004 Roll.

WHEREAS, Mr. Barber presented certain petitions for the reduction of assessment of personal property taxes in the total amount of \$97,339 which petitions, together with their respective spreadsheet attachments are attached hereto as collective Exhibit D, spread hereupon, and incorporated herein by reference, and

WHEREAS, Mr. Barber also presented a spreadsheet titled "Changes to Tax Amount for Existing Businesses on 2004 Personal Property Tax Roll Due to Changes in Exemptions and Taxing Districts No Value Change," said spreadsheet is attached hereto as Exhibit E, spread hereupon, and incorporated herein by reference, and

WHEREAS, the Board does desire to and does hereby approve the reductions in and changes to tax assessments as requested by the taxpayers listed on, and in the amounts and for the reasons as set forth in, the aforesaid Exhibits D and E, and

Thereafter, Mr. Tim Johnson did offer and Mr. Douglas Jones did second a motion to approve, adopt and authorize each of the above and foregoing matters, the same being numbered Items (7), (8), (9), (11), and (12) herein above. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously, and each item was and is approved, adopted and authorized.

SO ORDERED this the 3rd day of January 2005.

In re: Consideration of En Masse Petitions for Reduction of Real Property Assessments (SB-82 Forms) for the 2004 Roll

WHEREAS, Tax Assessor Gerald Barber presented certain petitions for the reduction of assessment of real property taxes in the amounts of (1) \$32,459; (2) \$190,879; (3) \$257,925; (4) \$660,032, respectively, which petitions, together with their respective spreadsheet attachments are attached hereto as collective Exhibits F, G, H and I spread hereupon, and incorporated herein by reference, and

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Date Signed: _____

Following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to approve the reductions in and changes to the tax assessments as requested by the taxpayers listed on, and in the amounts and for the reasons as set forth in, the aforesaid Exhibits F, G, H and I, but withhold from consideration item # 14 from Exhibit H and items 7 & 23 from Exhibit I. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the reductions and changes referenced on said exhibits were and are hereby approved, except for item 14 from Exhibit H and items 7 & 23 from Exhibit I.

SO ORDERED this the 3rd day of January, 2005.

In re: Approve Value Reduction and Issue Refund on Parcels Owned by Bryan Estes

WHEREAS, Tax Assessor Gerald Barber did appear before the Board and presented that certain Memorandum to the Board dated December 20, 2004, which reported that Mr. Bryan Estes was due certain refunds on 2003 ad valorem assessments on various parcels, and

WHEREAS, a true and correct copy of said Memorandum together with a spreadsheet reflecting the parcels involved and the reasons for the reduction in assessment is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Barber did explain that he and Chief Deputy Appraiser Norman Cannady, Jr. had conferred with Mr. Estes and had previously agreed to reduce the assessment on several parcels, which reductions had been presented to the Board but never acted upon, and Mr. Barber did further explain that the requested changes in assessments had been reflected in the current year's land roll, and

WHEREAS, the parcels as which the assessments are to be reduced are as follows:

<u>Parcel</u>	<u>Assessed to</u>	<u>Refund Amount</u>
51E-16B-210/01	Flora Station Properties, LLC	\$ 846.07
51E-16B-209	Flora Station Properties, LLC	\$ 224.41
51E-16B-214	Magnolia Laundry Services, LLC	\$ 288.62
51E-16B-180	Magnolia Laundry Services, LLC	\$ 51.79
51E-16B-183	Magnolia Laundry Services, LLC	\$ 65.02
51D-17A-110	Billy & Tommy Thompson	\$ 310.72
51D-17A-111	Billy & Tommy Thompson	\$ 889.80

Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to approve the reduction in assessment as to said parcels and to authorize payment of the refunds due Mr. Estes thereon. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said reduction in assessments was and is hereby approved, the refunds were and are hereby approved, and the Chancery Clerk was and is hereby directed to issue pay warrants accordingly.

President's Initials: _____

Date Signed: _____

SO ORDERED this the 3rd day of January, 2005.

In re: Approval of Resolution Petitioning Legislature to Amend Mississippi Code Section 9-9-11-(4)(1) Setting Salary of County Court Judges Automatically

WHEREAS, County Court Judge William Agin did appear before the Board and requested approval of the following Resolution Petitioning Legislature to Amend Mississippi Code Section 9-9-11-(4)(1) to set the salary of County Court Judges automatically in relation to that of Circuit and Chancery Judges and other related purposes, to-wit:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI PETITIONING THE LEGISLATURE OF THE STATE OF MISSISSIPPI TO AMEND MISSISSIPPI CODE SECTION 9-9-11(4)(1) TO SET THE SALARY OF THE COUNTY COURT JUDGES AUTOMATICALLY IN RELATION TO THAT OF CIRCUIT AND CHANCERY JUDGES AND OTHER RELATED PURPOSES

WHEREAS, the Board of Supervisors of Madison County, Mississippi, in order to protect and promote the principle of an independent judiciary, does hereby determine and conclude that the salary of the county court judges should hereafter be automatically tied to and set by the salary paid to the circuit and chancery judges of this state.

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

1. That the Board of Supervisors of Madison County, Mississippi, hereby requests that the Mississippi Legislature, at its 2005 Regular Session, enact legislation to amend Mississippi Code Section 9-9-11(4)(1) to set the annual salary of the county court judges of Madison County, Mississippi, at one thousand dollars (\$1,000) less than the salary which is now or shall hereafter be paid to the circuit and chancery judges of this state, a draft copy of such proposed legislation being attached hereto and incorporated herein by this reference; and

2. That the Clerk of the Board of Supervisors is hereby directed to provide certified copies of this Resolution to those Senators and Representatives representing Madison County, or any portion thereof, for introduction, supervision and passage by the Mississippi Legislature.

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to approve and adopt the foregoing Resolution and to authorize the Board President to execute same. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said resolution was and is hereby approved and the Board President was and is hereby authorized to execute same.

SO ORDERED this the 3rd day of January, 2005.

President's Initials: _____

Date Signed: _____

In re: Consideration of Resolution on 2005 Home Investment Partnership Grant

WHEREAS, Ms. Maureen Simpson, representing Canton Community Development Corporation had appeared before the Board on December 15, 2004, for a public hearing to consider a 2005 Home Investment Partnership Grant application, and

WHEREAS, the Board requested Ms. Simpson to provide further information, and

WHEREAS, Ms. Simpson did present a proposed Resolution for the Board's consideration,

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to authorize Board Attorney Edmund L. Brunini, Jr. to revise said resolution to insure that the same comports with law and reflects the following required actions only as respecting considerations for women and minority owned businesses:

(1) contact at least two (2) minority/women owned businesses by certified mail and allow them the opportunity to submit a proposal or bid to provide any service needed.

(2) maintain records to document the extent of MBE/WBE contracting and subcontracting and submit to the office of Economic and Community Development the Semi-Annual MBE reports in a timely manner, and

(3) develop a local MBE/WBE Directory

and to revise said Resolution to authorize the Chancery Clerk Arthur Johnston to make payments only upon certification by County Administrator Donnie Caughman. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	No
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (4-1) of the Board and Board Attorney was and is hereby so authorized and directed.

SO ORDERED this the 3rd day of January, 2005.

In re: Approve Emergency Mobile Home Permit - Laura L. Johnson

WHEREAS, County Zoning Administrator Brad Sellers did appear before the Board and requested the Board approve an emergency mobile home permit for Ms. Laura L. Johnson, and

WHEREAS, Mr. Sellers reported that Ms. Johnson's mobile home, located at 1242 Lowe Road, was destroyed by fire over the Christmas holidays, and

WHEREAS, Ms. Johnson would like to replace the destroyed mobile home with a new double wide mobile home,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to approve said request subject to provision that the mobile home remain in place for the remainder of Ms. Johnson's life, thereafter to be removed within 90 days of her death. The vote on the matter being as follows:

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Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said request for emergency mobile home permit was and is hereby approved with the provisions aforesaid.

SO ORDERED this the 3rd day of January, 2005.

In re: Request to Authorize Payment to Dean & Dean Architects

WHEREAS, Kathy Mangialardi of Dean & Dean Architects did appear before the Board and presented request for payment of invoice #2638 for Dean & Dean Architects dated December 21, 2004, totaling \$27,577.22 representing architect and engineering services performed relative to the Justice Court Building,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Tim Johnson did second a motion to authorize the payment of invoice #2638 in the amount of \$27,577.22 to Dean & Dean Architects. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Chancery Clerk was directed to issue a pay warrant forthwith in the amount of \$27,577.22.

SO ORDERED this the 3rd day of January, 2005.

In re: Acceptance of Bids for Construction of Justice Court Building

WHEREAS, Kathy Mangialardi representing Dean & Dean Architects did appear before the Board and reported on behalf of the standing committee previously appointed by this Board to receive, open and tabulate bids for the Board that an advertisement for bids for the construction of Madison County Justice Court Building was published in the *Madison County Herald* on October 14 and 21, 2004, as authorized by this Board on October 4, 2004, and

WHEREAS, Ms. Mangialardi did report that several bids were received and opened in response to said advertisement and recommend that the Board accept the bid from England Enterprises, Inc. as the lowest and best bidder as to the base bid and alternate #2,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Tim Johnson did second a motion to accept the bid submitted by England Enterprises, Inc. as the lowest and best bidder and to authorize Dean and Dean Architect to negotiate with England Enterprises, Inc. as to the cost of said project considering the base bid and alternate #2. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye

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Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and England Enterprises, Inc. was and is deemed the lowest and best bidder for the construction of said building and Dean and Dean was and is so authorized.

SO ORDERED this the 3rd day of January, 2005.

In re: Request to Authorize Preparation of Instruments of Conveyance of Certain Real Estate

WHEREAS, State Aid and LSBP Engineer Rudy Warnock did appear before the Board and reported that the Board was obligated to prepare instruments necessary to convey certain property on Catlett Road described by a survey performed on behalf of John Pace, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, from Mr. H. C. "Buster" Bailey unto Mr. John Pace,

Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to authorize the Board Attorney to prepare documents necessary to convey said property from Mr. H. C. "Buster" Bailey to Mr. John Pace. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and board attorney was and is hereby authorized to prepare said documents.

SO ORDERED this the 3rd day of January, 2005.

In re: Approval of FY 2005 Bridge Inspection Project Fund Order and Agreement

WHEREAS, County and State Aid and LSBP Engineer Rudy Warnock did appear before the Board and presented the FY 2005 Bridge Inspection Project Fund Order and Agreement and request Board approval thereof, and

WHEREAS, Mr. Warnock did request that the Board authorize its President to execute said Order and Agreement, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to adopt said agreement and authorize Board President execute same. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said agreement was and is hereby adopted and Board President was and is hereby authorized to execute same.

President's Initials: _____

Date Signed: _____

SO ORDERED this the 3rd day of January, 2005.

***In re: Approval of Sharon Road Box Culvert
Close Out Documents - Project No. BR-0045(23)B***

WHEREAS, County and State Aid and LSBP Engineer Rudy Warnock did present to the Board certain close out documents pertaining to the Sharon Road Box Culvert - Project No. BR-0045(23)B,

Following discussion and review thereof, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to modify the date on agreement to reflect today's date and to adopt and approve said agreement contingent upon getting confirmation in writing from the Office of State Aid Road Construction that said project has indeed been satisfactorily completed. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said agreement was and is approved subject to receipt of the confirmation aforesaid.

SO ORDERED this the 3rd day of January, 2005.

***In re: Amendment to County Policy
for the Installation of Road Signs***

WHEREAS, County Road Manager Prentiss Guyton did appear before the Board and requested the Board Attorney prepare certain amendments to the County's policy of the Installation of Road Signs,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to authorize the Board Attorney to prepare such amendments. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Board Attorney was and is hereby so authorized.

SO ORDERED this the 3rd day of January, 2005.

***In re: Approval of Installation of Road Signs
at Reserve Crossing and Hickory Glen***

WHEREAS, County Road Manager Prentiss Guyton did present a request to install two road signs at Reserve Crossing and Hickory Glen, and

WHEREAS, Mr. Guyton did report that the Review Committee had made its comments

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as to the need for the installation of said signs,

Following discussion, Mr. Andy Taggart did offer and Mr. Douglas Jones did second a motion to authorize the Road Manager to notify the requestor that this request will be reconsidered upon receipt of a petition signed by super-majority of landowners. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and said request was and is hereby taken under advisement pending receipt of said petition.

SO ORDERED this the 3rd day of January, 2005.

In re: Approval of Installation of Road Signs at Lakeshire Parkway and Stout Road

WHEREAS, County Road Manager Prentiss Guyton did present a request to install a 4-way stop sign at Lakeshire Parkway and Stout Road, and

WHEREAS, the Review Committee had made its comments as to the need for the installation of said sign,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to authorize the Road Manager to place a 4-way stop sign at the intersection of Lakeshire Parkway and Stout Road and to remove any obstruction from said location. The vote on the matter beings as follows:

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

the matter carried unanimously and said request was and is hereby approved.

SO ORDERED this the 3rd day of January, 2005.

In re: Approval of Culvert Installations on Public Rights of Way

WHEREAS, County Road Manager Prentiss Guyton appeared before the Board of Supervisors and requested approval of certain work orders pertaining to the installation of culverts along public rights of way and not on private property on the following dates and at the following locations:

<u>Date</u>	<u>Work Order</u>	<u>Address</u>
10/12/2004	21887	Livingston/Vernon Road
10/13/2004	21889	Rouser Road
10/18/2004	21862	Cherry Rose Lane
10/26/2004	21897	Brooks Road
10/29/2004	21952	Walter Payton Lane

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11/1/2004	21913	John Day Road
11/2/2004	21915	Hwy 16 East
11/5/2004	21977	John Bennie Smith Drive
11/9/2004	21991	Brown Road West
11/10/2004	21997	Loring Road
11/10/2004	21923	Church Road
11/10/2004	21995	Northshore Way
11/12/2004	21839	Sharon Road
11/17/2004	22016	Hwy 43
11/17/2004	22017	Gluckstadt Road
11/17/2004	22018	Gluckstadt Road
11/17/2004	22019	Old Agency Road
11/17/2004	22020	Walnut Road
12/15/2004	22377	Robinson Springs Road
12/16/2004	22451	McGarrah Road
12/17/2004	22457	Coker Road
12/20/2004	22396	Robinson Springs Road
12/22/2004	22413	Robinson Road

WHEREAS, the Board hereby finds that the installation of each such culvert is needed on the road listed to protect, preserve, and maintain the road and the county right of way thereon.

WHEREAS, the Board does desire to and does hereby approve the same on the dates and at the locations listed above,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to approve the installations of culverts on the dates and at the locations set forth above. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said culvert installation requests were and are hereby approved.

SO ORDERED this the 3rd day of January, 2005.

In re: Authorization to Proceed with Ditch Cleaning on King Ranch Road

WHEREAS, County Road Manager Prentiss Guyton did request authorization to proceed with ditch cleaning on King Ranch Road, and

WHEREAS, the Board hereby finds that such cleaning is needed on said road so as to protect, preserve, and maintain the road and the county right of way thereon, and

WHEREAS, Mr. Guyton did report that the affected landowner had executed a temporary construction easement allowing said work to be performed,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to authorize the Road Department proceed with the cleaning of the ditches on King Ranch Road in order to protect the integrity of said road and to accept temporary construction easement offered by the affected landowner. The vote on the matter being

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as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Road Department was and is hereby authorized to proceed with the cleaning of ditches on King Ranch Road.

SO ORDERED this the 3rd day of January, 2005.

In re: Authorization of Road Department to Build Pad for Shooting House for Sheriff's Department

WHEREAS, County Road Manager Prentiss Guyton did inform the Board he had been approached by Sheriff Trowbridge to build a pad for a shooting house for the Sheriff's Department,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to authorize the Road Department to build a pad subject to there being an Interlocal Agreement in place or the preparation and execution of one with the City of Canton. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said request was and is hereby approved upon verification of an Interlocal Agreement with the City of Canton.

SO ORDERED this the 3rd day of January, 2005.

In re: Opening of Bids for County Depository

WHEREAS, County Administrator Donnie Caughman, County Comptroller Mark Houston, and Chancery Clerk Arthur Johnston did appear before the Board and announced they had reviewed the bids received for depositories for and on behalf of Madison County, which bids were to have been received at 9:00 a.m. on January 3, 2005, and

WHEREAS, Chancery Clerk and Clerk of the Board Arthur Johnston did announce his receipt of five (5) unopened sealed bids from lending institutions, each marked "Bid-County Depository" and that no further bids would be received, and

WHEREAS, Chancery Clerk and Clerk of the Board Arthur Johnston did present to the Board the Invitation for Bid and the Notice to Prospective Depositories as published in the *Madison County Herald* on Thursday December 16, 2004 and Thursday December 23, 2004, together with the Proof of Publication and Publisher's Affidavit pertaining thereto, said Proof of Publication and Publisher's Affidavit being attached hereto as Exhibit K, spread hereupon, and incorporated herein by reference, and

WHEREAS, the Clerk did inform the Board he had received a bid from Merchants & Farmers Bank, but that the bid was received at 10:02 a.m. instead of the published requirement

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of 9:00 a.m., and would not qualify and would not be opened, and

WHEREAS, the Clerk then proceeded to open the bids in public, which were received from the following banking institutions:

- (1) BankPlus
- (2) Madison County Bank
- (3) State Bank & Trust
- (4) AmSouth Bank
- (5) Trustmark National Bank

Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to acknowledge the publication of bids for county depositories and to take the same under advisement for further review and tabulation. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said bids were and are taken under advisement.

SO ORDERED this the 3rd day of January, 2005.

***In re: Approval of Claims Docket
for January 3,2005***

WHEREAS, the Board reviewed the claims docket for January 3, 2005; and

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

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

Fund	Claim Nos.	No. Of Claims	Amount
001	1990 to 1996, 1998 to 2017, 2019 to 2035, 2037 to 2096, 2098 to 2121	126	235,804.65
012	56 to 64	9	17,818.18
013	4 to 4	1	21,797.00
048	3 to 3	1	11,042.65
095	5 to 6	2	52,019.39
097	74 to 82	9	8,139.93
105	32 to 33	2	1,725.72
113	14 to 14	1	1,352.55
114	3 to 3	1	1,009.62
115	5 to 5	1	35.79
116	11 to 11	1	154.07
120	22 to 23	2	105.64
121	1 to 1	1	43.78
137	42 to 51	10	9,915.50
150	323 to 356	34	37,863.60
160	33 to 33	1	2,846.33
190	71 to 85	15	11,894.70
690	5 to 6	2	32,523.37
691	5 to 6	2	18,241.03

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TOTAL ALL FUNDS 222 464,333.50

Following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to approve the claims docket with the exception of the following held claims:

HELD CLAIMS

<u>Fund</u>	<u>Claim No.</u>	<u>Payee</u>	<u>Amount</u>
001	1997	Roberts Ins. Agency	\$6,588.00
	2018	Cintas Corporation	952.91
	2036	Shackleford & F'berry	212.00
	2097	Roberts Ins. Agency	1,139.00
137	42	MCEDA	3,982.12

Said motion directed that invoice numbers should be attached to each claim on the claims docket and further directed the Chancery Clerk to publish the Summary of Claims as required by law and to authorize the Board President to sign and approve the Claims Docket, a copy of which is found in the Miscellaneous Appendix to these Minutes together with a separate Resolution approving payment of said claims, which resolution is attached hereto as Exhibit J, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said Claims Docket was and is hereby approved with the exception of the above noted held items, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 3rd day of January, 2005.

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

WHEREAS, County Comptroller Mark Houston did appear before the Board and presented request for payment of invoice for Fox Everett, Inc. totaling \$75,683.77 representing premium(s) for county's health plan,

Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to approve the payment of said invoice to Fox Everett, Inc. in the amount of \$75,683.77. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Chancery Clerk was directed to issue a pay warrant to Fox Everett, Inc. in the amount of \$75,683.77 forthwith.

SO ORDERED this the 3rd day of January, 2005.

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Date Signed:_____

In re: Request to Authorize Payment to Montgomery, McGraw & Collins for Previously Held Claim

WHEREAS, County Comptroller Mark Houston did present a Claims Docket consisting solely of previously held claims and did recommend payment of an outstanding invoice to Montgomery, McGraw, & Collins, and

WHEREAS, Mr. Houston did request the Board to release said invoice reflecting transaction #185610 dated May 25, 2004 in the amount of \$634.31 for legal fees, Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to release said invoice for payment to Montgomery, McGraw, & Collins in the amount of \$634.31. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Chancery Clerk was directed to issue a pay warrant to Montgomery, McGraw, & Collins in the amount of \$634.31 forthwith.

SO ORDERED this the 3rd day of January, 2005.

In re: Request to Authorize Payment to Intrado, Inc. for Previously Held Claim

WHEREAS, County Comptroller Mark Houston did further recommend the payment of an outstanding invoice to Intrado, Inc., and

WHEREAS, Mr. Houston did request the Board to release said invoice reflecting transaction #188178 dated November 30, 2004 in the amount of \$1,040.40,

Following discussion, Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to release said invoice for payment to Intrado, Inc. in the amount of \$1,040.40. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	No
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (4-1) of the Board and the Chancery Clerk was directed to submit a pay warrant to Intrado, Inc. in the amount of \$1,040.40 forthwith.

SO ORDERED this the 3rd day of January, 2005.

In re: Approval of Agreement for Web-Based Maps and Maintenance with Tri State Consulting Service

WHEREAS, County Administrator Donnie Caughman did present an Agreement for Web-Based Maps and Maintenance with Tri State Consulting Service, and

WHEREAS, Mr. Caughman did request the Board approve said Agreement,

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Following discussion, Mr. Tim Johnson did offer and Mr. Andy Taggart did second a motion to authorize the Chancery Clerk to seek an Attorney General's Opinion as to the legality of entering into said agreement without having advertised for bids as to the services sought to be provided therein. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Chancery Clerk was and is hereby so authorized and directed.

SO ORDERED this the 3rd day of January, 2005.

In re: Approval of Certain Decreases in Assessment of Real Property

WHEREAS, Supervisor Taggart had previously requested that certain items listed on Exhibits H and I, which were before the Board as requests for reductions in assessment as to certain parcels of real estate, be withheld from consideration pending further review and explanation by Tax Assessor Gerald Barber, and

WHEREAS, those items were numbered 14 on the spreadsheet totaling \$660,032 which is attached hereto as Exhibit H and numbered 7 and 23 on the spreadsheet totaling \$257,925 which is attached hereto as Exhibit I, and

WHEREAS, Mr. Barber did again appear before the Board and provided sufficient explanation for said reductions in assessments and did assure the Board that said reductions were necessary and in order,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to approve the remainder of the items referenced on Exhibits H and I. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said decreases were and are hereby approved.

SO ORDERED this the 3rd day of January, 2005.

In re: Acceptance of Report on King Ranch Circle for Maintenance Purposes

WHEREAS, on November 15, 2004, the Board had appointed a committee comprising of Supervisor Douglas L. Jones and Supervisor Karl M. Banks to inspect, evaluate and make a recommendation as to the condition of King Ranch Circle and as to whether the county should undertake to maintain the same, and

WHEREAS, Mr. Banks reported that it was the conclusion of said committee that the

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road was in need of maintenance and requested the Board accept said road for maintenance,

Following discussion, Mr. Andy Taggart did offer and Mr. Tim Johnson did second a motion to accept the report from the committee and to approve maintenance for said road. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said report was and is hereby accepted and maintenance approved for King Ranch Circle.

SO ORDERED this the 3rd day of January, 2005.

In re: Cancellation of Contract with Williford, Gearhart & Knight and Appointment of New County Engineer

During a period of new business, Mr. Karl M. Banks did offer and the Board President did second a motion to remove Mr. Mike McKenzie as County Engineer, cancel the General Services Contract with Williford, Gearhart & Knight, and instruct the Board Attorney to prepare a substitute contract with Rudy Warnock of Warnock & Associates, and designate Mr. Warnock as the County Engineer in addition to his current duties as State Aid and LSBP Engineer.

Mr. Andy Taggart interposed a point of order objecting to the consideration of said motion in that the same was not listed on the agenda and the consideration thereof constituted a violation of the Board's pledge that all items of business be fairly reflected on the agenda so that the public may be fully advised. The Board President, upon due consideration, overruled the point of order and declared that any item may be presented as new business.

Following discussion, Mr. Douglas L. Jones did offer a motion in the nature of a substitute to direct County Administrator Donnie Caughman to review and submit a recommendation on establishing an in-house county engineering department and to assess the potential savings to the county by employing a full time county engineer. Mr. Andy Taggart did offer a second to said motion, and upon call of the question, the vote on the matter was follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	No
Supervisor Andy Taggart	Aye
Supervisor Paul Griffin	No
Supervisor Karl M. Banks	No

The substitute motion therefore failed by a vote of 2 in favor and 3 against.

SO ORDERED this the 3rd day of January, 2005.

Thereafter, Mr. Andy Taggart did offer an amendment to the motion offered by Mr. Banks to delete the request that the Board Attorney draft a General Services Contract with Rudy Warnock. Mr. Douglas L. Jones did second said motion, and, upon call of the question, the vote on the matter was follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	No
Supervisor Andy Taggart	Aye
Supervisor Paul Griffin	No

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Date Signed: _____

Supervisor Karl M. Banks No

and the amendment failed by a vote of 2 in favor and 3 against.

SO ORDERED this the 3rd day of January, 2005.

Following further discussion, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to strike from motion offered by Mr. Banks the proviso that the Board Attorney prepare a substitute contract with Rudy Warnock of Warnock & Associates. Upon call of the question, the vote on the matter was follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	No
Supervisor Andy Taggart	Aye
Supervisor Paul Griffin	No
Supervisor Karl M. Banks	No

and the motion to strike failed by a vote of 2 in favor and 3 against.

SO ORDERED this the 3rd day of January, 2005.

Following discussion, the Board President called the previous question as to Mr. Banks' motion. The vote on the matter being as follows:

Supervisor Douglas L. Jones	No
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	No
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority (3-2) vote of the Board and the General Services Contract with Williford, Gearhart & Knight was and is hereby cancelled, County Engineer Mike McKenzie was and is hereby removed as County Engineer, Rudy Warnock was and is hereby appointed County Engineer, and the Board Attorney was and is hereby directed to prepare a contract with Rudy Warnock to effectuate the same.

SO ORDERED this the 3rd day of January, 2005.

In re: Request to Authorize Board Attorney to Review Bail Bond License Policy at Sheriff's Department

WHEREAS, Sheriff Toby Trowbridge did appear before the Board and requested the Board Attorney Edmund Brunini, Jr. be authorized to review the bail bond license policy in force and effect at the Sheriff's Department,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to authorize the Board Attorney to review the bail bond license issuance policy in place at the Sheriff's Department. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said request was and is hereby approved and the Board

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Date Signed:_____

Attorney was and is hereby so instructed.

SO ORDERED this the 3rd day of January, 2005.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Tim Johnson and seconded by Supervisor Karl M. Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Friday, January 14, 2005 at 9:00 a. m. to consider the matter of the revocation of the exemption from ad valorem taxes previously granted unto Madison County Publishing Company, d/b/a the Madison County Journal and any other business which may properly come before the Board.

Paul Griffin, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____