

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

REGULAR MEETING OF SEPTEMBER 30, 2003
Recessed from regular meeting conducted on September 26, 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 30th 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 W.T. "Bill" Banks
Supervisor David H. Richardson
Supervisor Paul Griffin
Sheriff Toby Trowbridge

Absent:

Supervisor Karl M. Banks

**In the Matter of Authorizing the Board Attorney to Prepare
Legal Instruments on Drainage Easements in
Magnolia Heights**

WHEREAS, Mr. Rudy Warnock, County Engineer, appeared before the Board of Supervisors and presented drainage easement description covering property in Magnolia Heights Subdivision in Madison County, Mississippi and requested that the Board Attorney be authorized to prepare drainage easements conveying rights to Madison County to perform repairs in this area.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the Board Attorney to prepare drainage easements for property in Magnolia Heights Subdivision property as set forth above, the Board having determined that the professional services of the attorney were necessary and in the best interest of the citizens of Madison County. The vote on said matter was as follows, to-wit:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: 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 30th day of September, 2003.

**In the Matter of Approval of Improvements
For a Traffic Light at the Intersection
Of Gluckstadt Rd. and Distribution
Drive**

WHEREAS, Mr. Rudy Warnock, County Engineer, appeared before the Board of Supervisors and presented two quotes to install signal loops into an existing traffic light at the intersection of Gluckstadt Road and Industrial Drive South to improve traffic congestion in the area and requested that the Board approve the low quote from Lewis Electric Company of Florence, Mississippi.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to accept the low quote in the amount of \$3,900.00 from Lewis Electric Company of Florence, Mississippi as recommended by the County Engineer. The vote on said matter was as follows, to-wit:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: 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 30th day of September, 2003.

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

WHEREAS, Mr. Wallace Collins with Collins & Corbin CPA's appeared before the Board of Supervisors and presented the budget update and requested to the Board of Supervisors to amend the current fiscal year budget to reflect its amendment to include actual expenditures incurred to date.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to amend the current fiscal year budget to include actual expenditures incurred as of September 30, 2003. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 30th day of September, 2003.

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

WHEREAS, the Board of Supervisors next reviewed the claims docket for September 30, 2003 as amended for Madison County, Mississippi; and

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

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

			<u>Total Amount</u>
Fund 001	Claims 16615	No. of Checks-17	44,215.03
	Claims 20103 to 20118		
Fund 097	Claims 232	No. of Checks – 1	114.84
Fund 105	Claims 231	No. of Checks – 1	507.18
Fund 137	Claims 268	No. of Checks – 1	763.42
Fund 150	Claims 5693	No. of Checks – 29	527,500.45
	Claims 5703 to 5730		
Fund 160	Claims 619	No. of Checks – 5	53,247.51
	Claims 640 to 645		
Fund 173	Claims 4,20 to 21	No. of Checks – 3	83,099.40
Fund 301	Claim 38	No. of Checks – 1	439,932.65
 Total for all Funds			 <u>\$1,149,380.48</u>

Following review of these claims Supervisor W.T. “Bill” Banks moved and Supervisor Marc Sharpe seconded a motion to pay the claims as set forth above with the exception of the following held claims:

<u>Fund</u>	<u>Claim No.</u>	<u>Claimant</u>	<u>Amount Held</u>
001	16615	Dean & Dean Associates	\$11,496.90
160	619	Williford Gearhart & Knight	\$21,501.12
173	4	Joe L. Johnson, P.E.	\$36,805.00
173	20	Montgomery McGraw	\$489.40
173	21	Joe L. Johnson, P.E.	\$45,805.00
<u>Fund</u>	<u>Claim No.</u>	<u>Claimant</u>	<u>RELEASED</u>
150	5693	Warnock & Associates	\$48,977.38
160	640	Warnock & Associates	\$8,400.00

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

Supervisor W. T. “Bill” Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: 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 30th day of September, 2003.

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

RESOLUTION

WHEREAS, Mr. Woody Sample, with Sample & Associates, appeared before the Board of Supervisors and informed the Board that Madison County had received a reimbursement check of \$100,000 from the Economic Development Administration in regard to the Church Road force main improvements; and

WHEREAS, Mr. Sample further requested that the Board of Supervisors approve and authorize payment to the Madison County Economic Development Authority in the amount of \$100,000.00 for reimbursement for monies the Authority has already expended.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, that the Clerk of this Board is hereby directed to pay the sum of \$100,000.00 to the Madison County Economic Development Authority as reimbursement for funds they already expended to date in regard to the Economic Development Authority for the Church Road Force Main Improvements.

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

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 30th 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, September 2, 2003, September 5, 2003, September 12, 2003, September 19, 2003 and September 26, 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 W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to extend the Proclamation of a State of Emergency. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 26th 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 W.T. "Bill" Banks and seconded by Supervisor Marc Sharpe and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was adjourned

David H. Richardson, President
Madison County Board of Supervisors