

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

REGULAR MEETING OF AUGUST 17, 2001
recessed from regular meeting conducted on August 10, 2001

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on the 10th day of August, 2001, 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 Clerk of the Board then called the roll with the following results:

Present:

Absent:

Supervisor W. T. (Bill) Banks
Supervisor Marc Sharpe
Supervisor David H. Richardson
Supervisor Paul Griffin
Supervisor Karl M. Banks
Chancery Clerk Charles Weems
Sheriff Toby Trowbridge

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

**In the Matter of the Approval of the
Minutes of Previous Meetings of the
Board of Supervisors of Madison County,
Mississippi**

WHEREAS, the Madison County Board of Supervisors has received copies of the Minutes for the August 6, 2001 Board meeting, and

WHEREAS, each respective member of the Board of Supervisors has had an opportunity to read and review these minutes, and

Following review and discussion, Supervisor W. T. "Bill" Banks did move and Supervisor Marc Sharpe did second to approve the Minutes of August 6, 2001 meeting of the Board with adjustments as recommended by the various members of the Board. 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 17th day of August, 2001.

**In the Matter of the Authorization
for the Advertisement for Bids
for Professional Services of Administrative**

**and Engineering Services for Madison
County's Proposed Community Development
Block Grant (CDBG) Economic Development Project**

Mr. Jerry Acy of the Madison County Economic Development Association did appear before the Board and present a proposed Legal Notice for proposals for Administrative and Engineering Services for Madison County's Proposed Community Development Block Grant (CDBG) Economic Development Project to construct infrastructure improvements to support the location of Johnson Controls, Inc. to Gluckstadt (A copy of said Legal Notice is in the Miscellaneous File to these Minutes).

Following a brief discussion, Supervisor Karl Banks did offer and Supervisor W. T. "Bill" Banks did second a motion to advertise the above referenced Legal Notice for bids for said professional services as set forth in said Notice, to be published on August 23, 2001 in the Madison County Herald. 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 17th day of August, 2001.

**In the Matter of Proposed Guidelines
for Tax Exemption Status in Madison County**

Mr. Jerry Acy of the Madison County Economic Development Authority presented to the Board the Authority's Proposed Tax Exemption Policy for Madison County (A copy of which can be found in the Miscellaneous File to these Minutes).

The Board thanked Mr. Acy and indicated it would review and consider said proposed guidelines. The Board took no action on this request.

**In the Matter of the Petition to Amend
Land Use Plan of County to Reflect an
Airport Site**

WHEREAS, Zoning Administrator Brad Sellers did advise the Board that, as requested by Board, the petition to amend the land use plan of the County to reflect an airport site at a specific location on Yandell Road had been forwarded to the Planning Commission for review and recommendation;

WHEREAS, Mr. Sellers advised that the Planning Commission did review said Petition and had recommended that said Petition be denied as submitted.

Thereafter, a public hearing, notice of which was duly published (A copy of said Notice of Publication can be found in the Miscellaneous File to these Minutes), was had with the following persons appearing to present the Petition to amend land use plan of County to reflect an airport site at a specific location (Deerfield Site - Site B from Study) on Yandell Road:

Bobby Isonhood
John Almond, et al.
Neal Schaffer, Inc.

The following persons appeared in opposition of said above referenced petition:

Gaylen Coon - Homeowner President of Deerfield
Arna Miller - Resident of Deerfield

Dan Damiens - Board Member at Deerfield
Marie Wright - Resident near site
Hal Dogel - owner of property near site
Tom Hickson - land owner

Following review and discussion, Supervisor W. T. (Bill) Banks did move and Supervisor Karl Banks did second the motion to close the public hearing and deny the above referenced petition to amend the land use plan of the County for the following reasons:

1. Proposed plan is not compatible with existing planned development;
2. Proposed plan requires vast infrastructure improvements by County; and
3. Valid concerns raised by residents.

The vote on said matter was as follows:

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

The motion having failed, Supervisor Karl Banks did move and Supervisor Paul Griffin did second the motion to close the public hearing, allow the Board to review the facts as presented, and take up the matter again on September 14, 2001 at 9:30 a.m. The vote on said matter was as follows:

| | |
|---|------------|
| Supervisor W. T. (Bill) Banks - District I | Voted: No |
| 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 17th day of August, 2001.

**In the Matter of the Budget
Presentation by the County Agent
on Salary Increases**

Mr. Otis Davis, County Agent, next came before the Board and clarified previous raises given employees of the County Agent's Office, wherein the department had requested raises. (A copy of said request is in the Miscellaneous File for these Minutes.)

Following a brief discussion, Supervisor Karl Banks did move and Supervisor Paul Griffin did second a motion to approve the raises for August and September 2001 submitted by the Mr. Davis. 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 17th day of August, 2001.

**In the Matter of the Public Hearing of the
Petition to Amend the Official Zoning Ordinance
and/or Official Zoning Map of Madison
County, Mississippi**

WHEREAS, Community Development Group, LLC did file its petition to rezone from R-1 Residential to R-1A Residential District, with a Planned Unit Overlay; and

WHEREAS, the hour of 10:00 o'clock a.m. on August 17, 2001, did arrive; and

WHEREAS, Will Randle and H. C. Bailey, Jr. of Community Development Group, LLC did present the Petition filed by Community Development Group, LLC, seeking a rezoning of property as set forth above; and

WHEREAS, the Board of Supervisors did review the proposed plans for development by Community Development Group, LLC, seeking a planned new development as allowed under Section 402.9 of Madison County Zoning Ordinance; and

WHEREAS, the Board did specifically find that the required density, lot area and lot width as submitted in the overall plan for the development did meet all requirements as set forth by the County's Zoning Ordinance, as well as provide for all open space as required under said ordinance; and

WHEREAS, legal instruments setting forth the plan for permanent care and maintenance of the common open space were presented and approved by the County Attorney; and

WHEREAS, no one appeared and objected to the rezoning requests by Community Development Group, LLC.

Following a discussion of all the matters and facts concerning the rezoning petition described above, Supervisor Karl Banks did move and Supervisor Marc Sharpe did second a motion approve the rezoning of the property described in the petition submitted by Community Group, LLC and rezone said property to a planned unit development as allowed by the County Zoning Ordinance and to further amend the Land Use District Map and the Comprehensive Zoning Use Plan to reflect said change in zoning. 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 17th day of August, 2001.

**Ordinance by the Board of Supervisors of
Madison County, Mississippi, Amending the
Madison County Comprehensive Zoning Use
Plan and the Zoning Ordinance as Amended,
and the Use District Map Adopted as a Part
of Such Ordinance**

WHEREAS, John Harreld and William H. Ledbetter did file their Petition to Rezone and Reclassify Real Property from R-1 Residential to C-1 Commercial District; and

WHEREAS, the hour of 10:00 o'clock a.m. on August 17, 2001, did arrive; and

WHEREAS, John Harreld was present; and there were no objections to the Petition; and

WHEREAS, the matter was presented to the Board of Supervisors and after discussion thereof, Supervisor W. T. "Bill" Banks did offer the following Ordinance and moved that it be adopted, to wit:

BE IT ORDERED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, AS FOLLOWS, TO WIT:

Section 1. WHEREAS, John Harreld and William H. Ledbetter be allowed to rezone the property described in the petition to C-1 Commercial District.

Section 2. That the Madison County, Mississippi Zoning Ordinance, as amended, and the Use District Map adopted as a part of said Ordinance and the Comprehensive Zoning Use Plan and Map, be and hereby are amended so as to reflect the foregoing change in zoning of the above described real property.

The motion for adoption was seconded by Supervisor Karl Banks and the foregoing Ordinance having first been reduced to writing was read, considered and approved section by section and then as a whole and was submitted to the Board of Supervisors for passage or rejection on a roll call vote with the vote being 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 17th day of August, 2001.

**Ordinance by the Board of Supervisors of
Madison County, Mississippi, Amending the
Madison County Comprehensive Zoning Use
Plan and the Zoning Ordinance as Amended,
and the Use District Map Adopted as a Part
of Such Ordinance**

WHEREAS, Paul Wilson did file his Petition to Rezone and Reclassify Real Property from A-1 Agricultural to C-2 Commercial District; and

WHEREAS, the hour of 10:00 o'clock a.m. on August 17, 2001, did arrive; and

WHEREAS, a representative of Paul Wilson was present; and

WHEREAS, the matter was presented to the Board of Supervisors and after discussion thereof, Supervisor Karl Banks did offer the following Ordinance and moved that it be adopted, to wit:

BE IT ORDERED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, AS FOLLOWS, TO WIT:

- Section 1. WHEREAS, Paul Wilson be allowed to rezone the property described in the petition to C-2 Commercial District.
- Section 2. That the Madison County, Mississippi Zoning Ordinance, as amended, and the Use District Map adopted as a part of said Ordinance and the Comprehensive Zoning Use Plan and Map, be and hereby are amended so as to reflect the foregoing change in zoning of the above described real property.

The motion for adoption was seconded by Supervisor W. T. "Bill" Banks and the foregoing Ordinance having first been reduced to writing was read, considered and approved section by section and then as a whole and was submitted to the Board of Supervisors for passage or rejection on a roll call vote with the vote being 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 17th day of August, 2001.

In the Matter of Granting a Special Exception by the Board of Supervisors in Madison County, Mississippi for Special Exception to Place a Mobile Home in an R-2 Residential District

WHEREAS, Linda F. Barnes did file a Petition for Special Exception to place a mobile home on property zoned R-2 Residential District, located in Section 32, T9N, R1W, Madison County, Mississippi, and further identified as Parcel No. 61I-32A-014, pursuant to the Zoning Ordinances of Madison County, Mississippi.

WHEREAS, the hour of 10:00 o'clock a.m. on August 17, 2001 did arrive; and

WHEREAS, no objectors were present; and

WHEREAS, the matter was presented to the Board of Supervisors, and after a discussion thereof, Supervisor Karl Banks did move the following ordinance be adopted, to wit:

BE IT ORDERED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, AS FOLLOWS:

1. That Linda F. Barnes be allowed and granted a special exception to place a mobile home in an R-2 Residential District on property owned by Ms. Barnes' mother-in-law in Section 32, T9N, R1W, Madison County, Mississippi, and being further described as property being located at 121 Teri Road, Kearney Park area, being further identified as Parcel No. 61I-32A-014, according to the tax records of Madison County, Mississippi.
2. The Board of Supervisors does hereby make the following findings certifying compliance with the specific rules governing this special exception and hereby finds that satisfactory provision and arrangement have been made concerning the following, to-wit:
 - a. Ingress and Egress to the property and proposed structures thereon with particular reference to automotive and pedestrian safety and convenience, traffic flow and control, and access in case of fire or catastrophe, the

Board hereby finds that the conditions are acceptable for these properties.

- b. Off-street parking and loading areas where required, with particular attention to the items noted above and the economic, noise, glare or odor effects of the special exception and adjoining properties and the properties generally in the district; the Board hereby finds that conditions are acceptable for this property.
- c. Refuse and service areas, with particular reference to items noted above; the Board hereby finds that this is not applicable to this property.
- d. Utilities, with reference to location, availability and compatibility; the Board hereby finds that utilities are available for this property.
- e. Screening and buffering, with reference to type, dimensions and character; the Board hereby finds that this is not an applicable requirement for this property.
- f. Signs, if any, and proposed exterior lighting, with reference to glare, traffic, safety, economic effect and compatibility in harmony to the properties in the district; the Board hereby finds that this is not applicable to this property and no requirement is made.
- g. Required yards and other open space; the Board hereby finds that setbacks and open space are readily available for said property.
- h. General compatibility with adjacent properties and other property in the district; the Board hereby finds that conditions for this property are generally compatible with adjacent properties and the conditions are acceptable.

The motion for adoption was seconded by Supervisor Paul Griffin, the foregoing ordinance having first being reduced to writing and read, considered and approved section by section and then as a whole and was submitted to the Board of Supervisors for passage or rejection by the roll call vote with the vote being as follows, to wit:

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|---|------------|
| 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 17th day of August, 2001.

**In the Matter of the Amendment of the
Official Zoning Ordinance of Madison County,
Mississippi**

WHEREAS, the Zoning Administrator, Brad Sellers, did present to the Board for public hearing the matter of amending the Zoning Ordinance of Madison County by making certain changes to Section 402.8 T-1 Manufactured Home Residential District, as well as amending the Madison County Permit Fees; and

WHEREAS, the hour and date set for the public hearing did arrive and the Board did take up said amendments and review them with Mr. Sellers and no objectors or other parties were present, and that a copy of the Public Notice for said hearing is found in the Miscellaneous File to these Minutes.

Following review and discussion, Supervisor Paul Griffin did move and Supervisor W. T. "Bill" Banks did second a motion to close the public hearing and adopt changes to the Madison Zoning Ordinance to Section 402.8 T-1 Manufactured Home Residential District, as well as changes to the Madison County Permit Fees found within said Ordinance (Copies of both amended sections are found in the Miscellaneous File to these Minutes). The vote on said matter was as follows:

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|---|------------|
| 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 17th day of August, 2001.

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

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

CMU/Madison County - Application for Special Exception for Wastewater Treatment Facility

Following review and discussion, Supervisor Paul Griffin did move and Supervisor Marc Sharpe did second a motion to forward the petition to amend/change the zoning ordinances to the Planning Commission for review and recommendation. The vote on said matter was as follows:

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|---|------------|
| 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 17th day of August, 2001.

**In the Matter of the Hazard Mitigation
Grant Program Safe Room and Storm
Shelter Initiative Agreement**

Mr. Bill Weisenburger, Director of Emergency Management for the County, did appear before the Board of Supervisors and present a revision to the State-County Grant Agreement whereby previously Kathy Gregory was designated as the Grant Administrator for and on behalf of Madison County; and

WHEREAS, in light of Ms. Gregory's resignation, Mr. Weisenburger recommended that

Mr. Charles Weems be named as Grant Administrator and that the Grant Amendment be amended to reflect such change.

Following discussion of this matter, Supervisor Paul Griffin did move and Supervisor W. T. "Bill" Banks did second a motion to substitute Charles Weems as Grant Administrator in place of Kathy Gregory for the above referenced Grant. The vote on said matter was as follows:

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|---|------------|
| 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 17th day of August, 2001.

In the Matter of Accepting the Low Quote for Diesel Fuel

WHEREAS, Ms. Helen Keller of the Department of Road Management did obtain quotes for the purchase of low sulphur diesel fuel for certain specific needs of the County; and

WHEREAS, quotes on said fuel were received as follows:

Bailey Oil - 1900 gallons of low sulphur diesel @ \$1.0395 per gallon
Hailey Oil - 1900 gallons of low sulphur diesel @ \$1.0125 per gallon

WHEREAS, copies of both quotes are on file in the Miscellaneous File for these Minutes, following review and discussion, Supervisor Marc Sharpe did move and Supervisor W. T. "Bill" Banks did second the approval and acceptance of the low quote of \$1.0125 per gallon for 1900 gallons from Hailey Oil. The vote on said matter was as follows, to-wit:

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|---|------------|
| 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 17th day of August, 2001.

In the Matter of an Order Authorizing Placement of Culverts Along Public Roads Necessary for the Preservation and Maintenance of County Roads and Determining That Such Culverts Are of Public Benefit

WHEREAS, the Board of Supervisors has received a request from the Road Department for the installation of a culvert as follows:

Howard Kiner - Sharon Road

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

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|---|------------|
| 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 17th day of August, 2001.

In the Matter of the Tractor Truck Hauling Report for August 13, 2001

Ms. Helen Keller from the Department of Road Management presented to the Board the Tractor Truck Hauling Report for August 13, 2001. (A copy of said Report is in the Miscellaneous File of these Minutes.)

Following review and discussion, Supervisor Paul Griffin did move and Supervisor Karl Banks did second to accept and approve the Tractor Truck Hauling Report for August 13, 2001 as submitted. 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 17th day of August, 2001.

In the Matter of the July 2001 Monthly Report of the Department of Road Management

Ms. Helen Keller from the Department of Road Management presented to the Board the July 2001 Monthly Report of the Department of Road Management. (A copy of said Report is in the Miscellaneous File of these Minutes.)

Following review and discussion, Supervisor Paul Griffin did move and Supervisor Karl Banks did second to accept and approve the July 2001 Monthly Report as submitted. 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 17th day of August, 2001.

In the Matter of the Permit Applications

**for Use and Occupancy for the Construction
or Adjustment of a Utility within Road or
Highway Right-of-Way**

Mr. Rudy Warnock next presented the following Permit Applications for Use and Occupancy for the Construction or Adjustment of a Utility within Road or Highway Right-of-Way (Copies of the Applications are in the miscellaneous file of these minutes):

Entergy - to construct a Utility Facility on Locust Lane.

Entergy - to construct a Utility Facility on Hidden Heights.

Following review and discussion, Supervisor Karl Banks did move and Supervisor Paul Griffin did second to approve the Permits as submitted above. 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 17th day of August, 2001.

**In the Matter of the Approving
Corrections to Homestead Rolls**

WHEREAS, several Petitions to Adjust Exemption on the Homestead Exemption Supplemental Rolls (Copies of the corrections can be found in the Miscellaneous File to these Minutes) were filed for review by the Board as follows:

Linda B. Hays
Roy & Sadye Bailey
Samuel D. Barnette
Thelma L. Causey
Mary J. Howard
Thelma L. Causey

Following review and discussion, Supervisor Marc Sharpe did move and Supervisor Karl Banks did second to approve the corrections on the Homestead Rolls per the petitions submitted to the Board (Copies of which are found in the Miscellaneous File to these Minutes). The vote on said matter was as follows, to-wit:

| | |
|---|------------|
| Supervisor W. T. (Bill) Banks - District I | Voted: Aye |
| Supervisor Marc Sharpe - District II | Voted: 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 17th day of August, 2001.

In the Matter of Voiding Tax Sale

WHEREAS, Mr. Todd Cameron reported that he had reviewed the special assessment problem of Ridgeland Special Parcel R3-4 (072I-31C-123/01.02) submitted by Mr. Mark Shapley to the Board, and recommended that the 1998 Tax Sale of said parcel be voided, and that the Tax Collector be authorized to rebill Mr. Shapley for taxes on said parcel (Copies of documents pertaining to this special assessment problem can be found in the Miscellaneous File to these Minutes).

Following review and discussion, Supervisor Marc Sharpe did move and Supervisor W. T. "Bill" Banks did second to accept the recommendations submitted by Mr. Cameron and authorize the Madison County Tax Collector to void the 1998 Tax Sale of Ridgeland Special Parcel R3-4 (072I-31C-123/01.02) and to rebill Mr. Shapley for the taxes on said parcel to reflect his true ownership interest and forward said information to the Tax Assessor. 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 17th day of August, 2001.

In the Matter of Authorizing Insurance Company to have a Slot for Payroll Deductions for Premiums

WHEREAS, Mr. Henry Klaas with AFLAC requested to be allowed to have a slot for payroll deduction purposes for premiums from County employees, who chose to purchase his insurance products.

Following a discussion of said matter, Supervisor Paul Griffin did move and Supervisor Karl Banks did second a motion to allow AFLAC a payroll deduction slot for insurance premiums from County employees, and did further request that the Payroll Clerk notify the Board of Supervisors before any action could be taken regarding payroll slots should any insurance company or other entity fall below the number of 20 County employees using said payroll deductions and that no insurance carrier be dropped from this payroll deduction process without action by the Board of Supervisors. 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 17th day of August, 2001.

In the Matter of Authorizing the President of the Board to Sign Statement of Current Charges to State Department of Corrections for Reimbursement to the County for State Inmates Housed in the Madison County Detention Center

WHEREAS, Sheriff Trowbridge did present the list of current charges to the State Department of Corrections for reimbursement to the County for State inmates housed in the Madison County Detention Center, and requested that the President be authorized to sign such

list of charges for submission to the State Department of Corrections; and

Following review and discussion of said matter, Supervisor Paul Griffin did move and Supervisor W. T. "Bill" Banks did second a motion to authorize the President of the Board to sign such list of current charges to the State Department of Corrections for reimbursement to the County for State Inmates housed in the Madison County Detention Center, as requested by Sheriff Trowbridge. 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 17th day of August, 2001.

In the Matter of Authorizing Payment of Claims for Lawn Care Services for County Buildings and Grounds

WHEREAS, Brad Sellers did appear before the Board and present invoices for claims from R & L Lawn Services (Copies of said invoices can be found in the Miscellaneous File to these Minutes) for services rendered in maintaining the County-owned or leased properties at the Madison County Cultural Center and at the A. M. Rogers Park, and did recommend that the Board of Supervisors authorize special payment of said claims as services have been provided to the County per said invoices.

Following a discussion of said matter, Supervisor Marc Sharpe did move and Supervisor Karl Banks did second a motion to authorize payment of special claims by R & L Lawn Services dated July 26, 2001 for \$250.00 for services rendered in connection with the maintenance of the grounds at the Madison County Cultural Center, and for \$1,500.00 for maintenance of the grounds at the A. M. Rogers Park. The vote on said matter was as follows, to-wit:

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|---|------------|
| 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 17th day of August, 2001.

In the Matter of the Advance of Funds to the Madison County Medical Center

WHEREAS, the Board had previously authorized the advance of funds to the Madison County Medical Center in an amount up to \$225,000 for the purposes of funding payroll checks and other operating needs of the Medical Center with such funds to be advanced at such times and in such amounts as would be described in one or more written requests signed by any two (2) of the following three persons: Frank Carlisle, Board Secretary; Hank Rainer, Executive Director; or Charles Haley, Trustee; and

WHEREAS, the Board has received a written request for an advance in the amount of \$225,000 from the Medical Center signed by Hank Rainer and Charles Haley (A copy of said request can be found in the Miscellaneous File to these Minutes).

Following review and discussion of the above matter, Supervisor Paul Griffin moved and Supervisor Marc Sharpe seconded a motion to authorize the advance of funds pursuant to the written request of the Madison County Medical Center for the amount of \$225,000. The vote on said matter was as follows, to-wit:

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|---|------------|
| 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 17th day of August, 2001.

In the Matter of a Contract for Professional Services with Stan Wagnon, Architect, for Camden Public Library

WHEREAS, Stan Wagnon has presented the Board with a contract for professional services in the form of architectural services for construction of the Camden Public Library; and

WHEREAS, the Board did find that said professional services with regard to said architectural matters for the Camden Public Library are necessary and in the best interest of Madison County, Mississippi, as required by Section 19-3-69, Miss. Code Ann.

Following review and discussion of said matter, Supervisor Paul Griffin did move and Supervisor Marc Sharpe did second a motion to authorize the Board to enter into a contract for professional services with Stan Wagnon, Architect (A copy of which can be found in the Miscellaneous File to these Minutes), to provide architectural services to the County for the Camden Public Library. Said contract has been approved by the Attorney for the Board. The vote on said matter was as follows, to-wit:

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|---|---------------|
| 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: 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 17th day of August, 2001.

In the Matter of Giving Notice for the Upcoming Budget Hearings for the Adoption of the 2001-2002 Budget and Notice of No Tax Increase

WHEREAS, the Board did next take up the matter of setting a public hearing for the adoption of the budget for the 2001-2002 fiscal year and did determine that said budget hearing will be conducted on Friday, September 7, 2001 and the Board did further make the determination that it would not raise taxes for the upcoming budget year, and that said Notice should be published in the Madison County Herald.

Following a review and discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Marc Sharpe did second a motion to publish public Notice in the Madison County Herald for two consecutive weeks notifying the public of no tax increase for the upcoming budget year, and further notifying the public that the Board of Supervisors would be

considering the adoption of its budget on Friday, September 7, 2001 at 9:30 a.m. (Copies of said Notice may be found in the Miscellaneous File . The vote on said matter was as follows, to-wit:

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|---|---------------|
| 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: 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 17th day of August, 2001.

In the Matter of Acknowledging the Budget Update

WHEREAS, Wallace Collins with Collins & Corbin did prepare and present to the Board a Budget Update for fiscal year 2000-2001, as of August 15, 2001, after the payment of the Claims Docket dated the same date.

Following review and discussion, Supervisor W. T. (Bill) Banks did move and Supervisor Karl Banks did second to acknowledge receipt of the Budget Update and approve the necessary amendments to such budget as indicated by the Update, as presented by Mr. Collins, a copy of which is on file in the Miscellaneous File to these Minutes. The vote on said matter was as follows:

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|---|---------------|
| 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: 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 17th day of August, 2001.

In the Matter of Authorizing Payment of Claims for Landscape Maintenance Services for County Buildings Grounds

WHEREAS, Brad Sellers did appear before the Board and present invoices for claims from Randy Harris (Copies of said invoices can be found in the Miscellaneous File to these Minutes) for services rendered in maintaining the landscape of the County-owned or leased properties at the County Ridgeland Office Complex, and did recommend that the Board of Supervisors authorize special payment of said claims as services have been provided to the County per said invoices.

Following a discussion of said matter, Supervisor Marc Sharpe did move and Supervisor Karl Banks did second a motion to authorize payment of special claims by Randy Harris dated in the amount of \$700.00 for services rendered in connection with the landscape maintenance of the grounds at the County Ridgeland Office Complex. The vote on said matter was as follows, to-wit:

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|---|---------------|
| 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: 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 17th day of August, 2001.

**In the Matter of Accepting the
Low Bid for Plumbing Maintenance
Contract**

WHEREAS, the Madison County Sheriff's Department and Madison County did advertise for bids for a plumbing maintenance contract for fixed period of time to maintain plumbing fixtures and drains throughout the Madison County Detention facility;

WHEREAS, only one bid was submitted from Sudden Plumbing & Heating Service, Inc., and that a proposed contract may be found in the Miscellaneous File to these Minutes.

Following a discussion of said matter, Supervisor Marc Sharpe did move and Supervisor W. T. "Bill" Banks did second a motion to authorize the President to execute the maintenance contract with Sudden Plumbing & Heating Service, Inc. (A copy of which may be found in the Miscellaneous File to these Minutes). Said contract has been approved by the Attorney for the Board. The vote on said matter was as follows, to-wit:

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|---|---------------|
| 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: 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 17th day of August, 2001.

**In the Matter of Receiving Bids for
Canteen Services for the Madison County
Detention Facility**

WHEREAS, Madison County and the Madison County Sheriff's Department did advertise for bids for provision of canteen services for the Madison County Detention Facility; and

WHEREAS, one bid was received from Swanson Services Corporation (Copies of which may be found in the Miscellaneous File to these Minutes).

Following review and discussion, Supervisor W. T. "Bill" Banks did move and Supervisor Paul Griffin did second a motion to take said bid under advisement to allow the Sheriff sufficient time to review said proposed contract to make sure that it complies with all specifications as advertised. The vote on said matter was as follows, to-wit:

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|---|---------------|
| 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: 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 17th day of August, 2001.

In the Matter of Voiding Tax Sales

WHEREAS, the Tax Collector presented to the Board the following proposals to void tax sales for the 1998 year for erroneous assessment, and recommended that the 1998 Tax Sales of said parcels be voided, and that the Tax Collector be authorized to reimburse the purchasers for taxes of said property (Copies of said proposals can be found in the Miscellaneous File to these Minutes):

Joe Jenkins - Sale of Parcel No. 092F-24A-049 to Betty B. Mitchell
Joe Jenkins - Sale of Parcel No. 092F-24A-051 to Advantage 99
Joe Jenkins - Sale of Parcel No. 092F-24A-049 to College Investment Co.
Joe Jenkins - Sale of Parcel No. 092F-24A-051 to Bennett Hills, Inc.

Following review and discussion, Supervisor Paul Griffin did move and Supervisor W. T. "Bill" Banks did second to accept the recommendation of the Tax Collector and to authorize the Madison County Tax Collector to void the 1998 Tax Sales of the above referenced parcels, and to reimburse purchasers for taxes of said property. The vote on said matter was as follows, to-wit:

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|---|------------|
| 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 17th day of August, 2001.

In the Matter of the Certificate of filing Assessment Rolls from the State Tax Commission

WHEREAS, the Board was presented with a Certificate from the Mississippi State Tax Commission certifying the receipt of the Madison County Recapitulation of the Real and Personal Assessment Rolls from the County Tax Assessor (A copy of said Certificate can be found in the Miscellaneous File to these Minutes);

Following review and discussion, Supervisor Paul Griffin did move and Supervisor W. T. "Bill" Banks did second to accept the above referenced Certificate from the Mississippi State Tax Commission. The vote on said matter was as follows, to-wit:

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|---|------------|
| 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 17th day of August, 2001.

In the Matter of Approving the Lease Schedule Number 83

WHEREAS, the Chancery Clerk did present to the Board certain schedules from First Continental Leasing on Lease No. 83 for its review and approval.

Following review and discussion, Supervisor W. T. "Bill" Banks did move and

Supervisor Paul Griffin did second a motion to approve Lease No. 83 from First Continental Leasing (A copy of which may be found in the Miscellaneous File to these Minutes). The vote on said matter was as follows, to-wit:

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|---|---------------|
| 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: 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 17th day of August, 2001.

There being no further business to come before the meeting of the Board of Supervisors of Madison County, MS, upon motion duly made by Supervisor Marc Sharpe and seconded by Supervisor W. T. "Bill" Banks and approved by unanimous vote of those present, the meeting of the Board of Supervisors was recessed until August 24, 2001.

David H. Richardson, President

Chancery Clerk