

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

REGULAR MEETING OF AUGUST 24, 2001
recessed from regular meeting conducted on August 17, 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 24th 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. Supervisor W. T. "Bill" Banks opened the meeting with a prayer and Supervisor Paul Griffin led the Pledge of Allegiance to the Flag of the United States of America.

**In the Matter of Acknowledging
New Rates Per County Employees'
Health Insurance Plan**

WHEREAS, Vangie Pickering with Fox-Everett, Inc., did appear before the Board of Supervisors and present information concerning the new rates for insurance and reinsurance for the County and did further review the existing benefits provided to County employees, and discussed certain options or possibilities for changes to said benefits.

Following a discussion of this matter, Supervisor Karl Banks did move and Supervisor W. T. "Bill" Banks did second a motion to authorize the President and Clerk to sign a binder agreement agreeing to and acknowledging the new rates of insurance for the County (A copy of this binder is found in the Miscellaneous File to these Minutes). The vote on said matter was as follows, to-wit:

Supervisor W. T. (Bill) Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: 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 24th day of August, 2001.

**In the Matter of Applying for a Grant
for the Madison County Cultural Center**

WHEREAS, Mark McCrary did appear before the Board of Supervisors and did inform them that he was in the process of preparing an application for a grant from the State of Mississippi for \$200,000.00 for and on behalf of Madison County Cultural Center. He informed the Board that it was a matching grant whereby the State of Mississippi would pay up to 60% and the County would be required to match approximately 40% of said funds.

Following a discussion of this matter, Supervisor Marc Sharpe did move and Supervisor W. T. "Bill" Banks did second a motion to authorize Mr. McCrary to prepare said application and to submit it to the Board of Supervisors for their review. 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 24th day of August, 2001.

**In the Matter of Reviewing Certain Items
Submitted to the Board of Supervisors by
Brad Sellers, Zoning Administrator**

Mr. Brad Sellers, Zoning Administrator for Madison County, did appear before the Board and present several items. He discussed with the Board a request of James Raspberry?? to build streets in Davis Subdivision, which is located near the intersection of King Ranch and Holmes Avenue. He also discussed with the Board a mistake in a prior zoning matter from 1998 involving one Johnny Roland. The Board requested the Board Attorney to look into said matter and report back to the Board as to what appropriate action would need to be taken to correct said mistake. He also discussed with the Board the use of certain County facilities by the Lake Caroline Homeowners Association to conduct an annual meeting. No formal action was taken by the Board on any of these matters.

**In the Matter of Forwarding Petitions
to the Planning Commission**

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

Callie Bouldin - Petition to place a mobile home in an R-1 Residential District.

Myrtis Simpson - Petition to place a mobile home in an R-1 Residential District.

Following review and discussion, Supervisor W. T. "Bill" Banks did move and Supervisor Paul Griffin did second a motion to forward the above petitions to amend/change the zoning ordinances to the Planning Commission for review and recommendation, and to grant an emergency permit to Myrtis Simpson to allow her to remove an existing mobile home and place a new one on her property on Highway 51 South near Canton, Mississippi. 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
Supervisor Paul Griffin - District V

Voted: Aye
Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 24th day of August, 2001.

**In the Matter of the Acceptance of a
Report from Neel Schaffer, Inc. on the
Madison County Wastewater Plan**

WHEREAS, John Sigman with Neel Schaffer, Inc., did appear before the Board of Supervisors and present Volume Four of the Madison County Wastewater Plan to the Board of Supervisors for their review.

Following a discussion of said matter, Supervisor Karl Banks did move and Supervisor Marc Sharpe did second a motion to acknowledge receipt of said report a copy of which may be found in the Miscellaneous File to these Minutes. The vote on said matter was as follows:

Supervisor W. T. (Bill) Banks - District I	Voted: 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 24th day of August, 2001.

**In the Matter of Placing Certain Property
Back on the Land Roll Pursuant to
Section 27-35-155 and Section 27-35-157,
Miss. Code Ann.**

WHEREAS, Todd Cameron did appear before the Board and present materials from the Tax Collector Bruce Bennett's Office to the Board for review regarding Sherman and Dorothy Davis; and

WHEREAS, Mr. Cameron did inform the Board that Sherman and Dorothy Davis' property had previously been sold to the State of Mississippi for nonpayment of taxes and that the Davises were now willing to pay said back taxes and that said property had been relinquished by the State of Mississippi.

Following a discussion of said matter, Supervisor Karl Banks did move and Supervisor Paul Griffin did second a motion to approve the request from the Tax Collector and to place the property for tax purposes back in the name of Sherman and Dorothy Davis and to collect all back taxes due and owing on said property (Copies of which may be found in the Miscellaneous File to these Minutes). The vote on said matter was as follows:

Supervisor W. T. (Bill) Banks - District I	Voted: 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 24th day of August, 2001.

In the Matter of Changes to the Property Tax Roll

WHEREAS, previously the Board of Supervisors had begun a hearing on August 6, 2001 to review any protests concerning the Tax Roll presented by the Tax Assessor in July 2001; and

WHEREAS, said matter had been continued from day to day certain until the 24th day of August, 2001, being the date of this meeting; and

WHEREAS, the date and hour of said continuance having arrived, the Board did consider certain changes to be made to the Roll as recommended by the Tax Assessor of Madison County, Mississippi; and

WHEREAS, Todd Cameron did appear before the Board with copies of the proposed increases and decreases to the Roll as recommended by the Tax Assessor and did recommend that the Board adopt said changes and forward them on to the Tax Assessor for making the appropriate changes to said Roll as submitted in July 2001.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Karl Banks did second a motion to make changes to the Roll as presented in July 2001 as recommended by the Tax Assessor (Copies of said changes may be found in the Miscellaneous File to these Minutes), and to continue the hearings on the objections to the Land Roll until August 31, 2001 at 9:30 a.m. to further consider any changes and/or protest concerning said Property Tax Rolls. 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 24th day of August, 2001.

In the Matter of the Authorization of the the Tax Collector to Refund Taxes to Durwood McPhail

WHEREAS, Durwood McPhail requested Madison County to refund taxes on Parcel No. 082F-14-009/01 located on Sowell Road in Madison County, Mississippi; and

WHEREAS, both the Tax Assessor and Tax Collector have investigated Mr. McPhail's claim and have determined that Mr. McPhail was assessed with an extra improvement which was not, in fact, on his property; and

WHEREAS, the Board of Supervisors desires to request that the Tax Collector refund to Mr. McPhail those sums due as a result of his overpayment of taxes which amount to \$17.07 for the year 1998, and \$208.47 for the year 1999.

Following a discussion of this matter, Supervisor Karl Banks did move and Supervisor Marc Sharpe did second a motion to request the Tax Collector, pursuant to Section 27-73-7, Miss. Code Ann., to refund the sum of \$235.54 to Durwood D. McPhail and Sara McPhail for the years 1998 and 1999 as a result of an overpayment of taxes on Parcel No. 082F-14-009/01 (Copies of material related to this refund are found in the Miscellaneous File to these Minutes). The vote on said matter was as follows:

Supervisor W. T. (Bill) Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: 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 24th day of August, 2001.

**In the Matter of the Tax Exemption
Sought by the Trustees of St. Matthews
United Methodist Church**

WHEREAS, Tom Parry did request on behalf of the Trustees of St. Matthews United Methodist Church that a 4.49-acre parcel of land designated as Parcel No. 072H-33-A-152/01 on the tax records of Madison County be granted a tax exemption; and

WHEREAS, the Board of Supervisors did conduct a thorough review of the request and does specifically find that the real property in question belongs to the Trustees of St. Matthews United Methodist Church, which is a religious society or ecclesiastical body and is being used exclusively for such body and not for profit.

Following additional discussion of this matter, Supervisor Marc Sharpe did move and Supervisor Karl Banks did second a motion granting the exemption from ad valorem taxes for the property described above for the reasons set forth above. The vote on said matter was as follows:

Supervisor W. T. (Bill) Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: 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 24th day of August, 2001.

**In the Matter of the Increasing of
Assessment for Personal Property Taxes
IBM Credit Corporation**

WHEREAS, the Tax Assessor did present a notice to increase the assessment of personal property taxes for IBM Credit Corporation on Parcel No. 7043-890 per a report from the IBM Credit Corporation; and

WHEREAS, the Board of Supervisors desires to change the assessment for said personal property and give notice in writing to the owner as required by law.

Following a discussion of this matter, Supervisor Karl Banks did move and Supervisor Marc Sharpe did second a motion to require the Clerk to give ten (10) days' notice in writing by mail to the last known address of IBM Credit Corporation for the property as described in the notice to increase the assessment of real/personal property found within the Miscellaneous File to these Minutes, and that it will hear any objections to this change at its regularly scheduled recessed meeting 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: 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 24th day of August, 2001.

**In the Matter of the Reduction of Taxes
SB82's on Property Assessed to Joe Jenkins**

WHEREAS, previously, the Board of Supervisors voided tax sales for property assessed to Joe Jenkins for the years 1998 and 1999; and

WHEREAS, the Board desires to process the reduction in taxes SB82's for these same parcels (Copies of which may be found in the Miscellaneous File to these Minutes).

Following further discussion, Supervisor Karl Banks did move and Supervisor Marc Sharpe did second a motion to approve the requested SB82's in regard to the Joe Jenkins' property as set forth above. The vote on said matter was as follows:

Supervisor W. T. (Bill) Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: 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 24th day of August, 2001.

**In the Matter of Naming an Administrator
for a Proposed CDGB Grant to
Provide Sewer on Old Jackson Road**

WHEREAS, Fletcher Shaw did appear before the Board of Supervisors and provided a status update as to a pending application for a CDGB grant to provide sewer services on Old Jackson Road and informed the Board that the State of Mississippi was still evaluating said application; and

WHEREAS, Mr. Shaw did respectfully request that he be named the Administrator of said grant.

Following a discussion of this matter, Supervisor Karl Banks did move and Supervisor Paul Griffin did second a motion to name Fletcher Shaw as Administrator for the purposes of obtaining a CDGB grant along Old Jackson Road to provide sewer services to that area. 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 24th day of August, 2001.

**In the Matter of the Execution of Supplemental
Agreement of State Aid Project No. BR-0045(20)B**

WHEREAS, Joe Johnson, State Aid Engineer, did appear before the Board and request authority for the President to execute a supplemental agreement on State Aid Project No. BR-0045(20)B regarding the Camden Road Bridge Project.

Following a discussion of said matter, Supervisor W. T. "Bill" Banks did move and Supervisor Paul Griffin did second a motion to authorize the President to execute a supplemental agreement on the above State Aid Road Project (Copies of which may be found in the Miscellaneous File to these Minutes). The vote on said matter was as follows:

Supervisor W. T. (Bill) Banks - District I	Voted: 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 24th day of August, 2001.

**In the Matter Authorization of the
Board President to Execute Supplemental
Agreement on State Aid Project No. BR-0045(19)BO**

WHEREAS, Joe Johnson, State Aid Engineer, did appear before the Board and request the Board to authorize the President to execute a supplemental agreement on State Aid Project No. BR-0045(19)BO Madison County, Mississippi, for changes in borrow material to be used on the Barnes Road Bridge Project.

Following a discussion of said matter, Supervisor W. T. "Bill" Banks did move and Supervisor Paul Griffin did second a motion to authorize the President to execute a supplemental agreement on State Aid Road Project No. BR-0045(19)BO on Barnes Road in Madison County, Mississippi (Copies of which may be found in the Miscellaneous File to these Minutes). The vote on said matter was as follows:

Supervisor W. T. (Bill) Banks - District I	Voted: 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 24th day of August, 2001.

**In the Matter of the Authorization of the
Transfer of Additional LSBP Funds to Complete
Project No. LSBP-45(4)**

WHEREAS, Joe Johnson, State Aid Engineer, did appear before the Board and request the Board to execute an Order authorizing the transfer of \$21,000.00 in State Aid Funds to Project No. LSBP-45(4).

Following a discussion of said matter, Supervisor W. T. "Bill" Banks did move and Supervisor Paul Griffin did second a motion to transfer the sum of \$21,000.00 from Madison County's LSBP Fund to Project LSBP-45(4) (Copies of said Order may be found in the Miscellaneous File to these Minutes). The vote on said matter was as follows:

Supervisor W. T. (Bill) Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye

Supervisor Karl M. Banks - District IV
Supervisor Paul Griffin - District V

Voted: Aye
Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 24th day of 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 requests from the Road Department for the installation of culverts as follows:

Willie Armstrong - 120 Simpson Drive
Jimmie Robertson - 134 Rocks Road
Mary Smith - 358 Kearney Road

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

Supervisor W. T. (Bill) Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: 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 24th day of August, 2001.

**In the Matter of the Tractor Truck
Hauling Report for August 13-20, 2001**

Mr. Lawrence Morris, Road Manager, presented to the Board the Tractor Truck Hauling Report for August 13-20, 2001. (A copy of said Report is in the miscellaneous file of these minutes.)

Following review and discussion, Supervisor Karl Banks did move and Supervisor Paul Griffin did second to accept and approve the Tractor Truck Hauling Report for August 13-20, 2001 as submitted by Mr. Lawrence Morris. 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 24th 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 appeared before the Board and presented the following Permit Application for Use and Occupancy for the Construction or Adjustment of a Utility within Road or Highway Right-of-Way (A copy of the Application is in the Miscellaneous File of these Minutes):

Canton Municipal Utilities - Intersection of Cloud Road and Virililia Road

Following review and discussion, Supervisor Karl Banks did move and Supervisor Marc Sharpe did second a motion to approve the Permit 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 24th day of August, 2001.

**In the Matter of Acceptance of a Budget
Report for the Department of Road Management
and Authorization to Make Adjustments to the
Budget for the Road Department as well as the
Bridge and Culvert Fund**

WHEREAS, Mr. Rudy Warnock did appear before the Board and make a presentation regarding the current status of the current year's budget for the Department of Road Management and for the Bridge and Culvert Funds of the County; and

WHEREAS, Mr. Warnock did recommend certain line-item changes within each budget swapping the sum of \$92,765.22 within items in the budget for the Road Department, and also swapping \$8,241.49 in line items in the Bridge and Culvert Budget; and

WHEREAS, Mr. Warnock did recommend that the Board transfer the \$92,765.22 from the asphalt line-item of the Road Department Budget, and did further recommend that Moore?? transfer the line-item for engineering fees in the Bridge and Culvert Budget of \$7,820.58 to cover other line-items mentioned in said Budget, as well as \$420.91 from the repair parts line item to balance both Budgets.

Following a discussion of this matter, Supervisor Marc Sharpe did move and Supervisor Karl Banks did second a motion to make adjustments within the line items of both the Bridge and Culvert Budget and the Road Department Budget as recommended by Mr. Warnock (Copies of said Budget Reports 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 24th day of August, 2001.

**In the Matter of Designating Cynthia Parker
as Part-time Secretary for the Board of Supervisors**

WHEREAS, Chancery Clerk Charles Weems did indicate that Cynthia Parker, Deputy Chancery Clerk, was available as a part-time secretary for the Board of Supervisors and that he would be willing, as Chancery Clerk, to split a salary for Ms. Parker with the Board.

Following a discussion of this matter, Supervisor Marc Sharpe did move and Supervisor W. T. "Bill" Banks did second a motion to designate Cynthia Parker as part-time secretary for the Board of Supervisors and authorize payment of \$2,000.00 per month plus benefits to Ms. Parker for a salary with the understanding that she would be paid an additional \$2,000.00 per month plus benefits from Mr. Charles Weems, Chancery Clerk. 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: No

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 24th day of August, 2001.

**In the Matter of the Authorization of Purchase
of Right of Way - Old Yazoo City Road**

WHEREAS, the Board Attorney Dewey Hembree did present to the Board an offer of Daniel Sutherland to sell his interest in the right of way on Old Yazoo City Road for a bridge project in the sum of \$300.00.

Following a discussion of said offer, Supervisor Paul Griffin did move and Supervisor Marc Sharpe did second a motion to authorize the payment of the sum of \$300.00 to Daniel Sutherland for the purchase of the right of way on the Old Yazoo City Bridge Project. 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 24th day of August, 2001.

**In the Matter of the Execution of
Easement to Koch Gateway**

WHEREAS, the Board Attorney Dewey Hembree did present unto the Board of Supervisors an easement for execution by the Board conveying and releasing any interest the Board may have in said utility easement and its use by Koch Gateway Properties in settlement of an Eminent Domain suit filed by Koch Gateway against the owner of the property J. R. Properties, Inc. and other parties.

Following a discussion of this matter, Supervisor Marc Sharpe did move and Supervisor W. T. "Bill" Banks did second a motion to execute the release of any interest the County may

have in said utility easement, and the Board did specifically find that any interest the County may own in its retention of a utility easement in this property is no longer needed for County-related purposes and is not to be used in the operation of the County and that the sale and release of any interest in this property to Koch Gateway as provided by law is not necessary nor desirable for the financial welfare of the County and that the use of the County property for the purpose of which it is to be sold or released will promote and foster the development and improvement of the community in which it is located and the civic, social, educational, cultural, economic or industrial welfare thereof. 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 24th day of August, 2001.

**In the Matter of a Claim of
John E. Taylor against
Madison County**

WHEREAS, Madison County did previously enter into a lease agreement with John E. Taylor, et al. for the purposes of obtaining gravel for use on County roads; and

WHEREAS, said easement has now terminated and the County has not renewed any rights thereunder and that Mr. Taylor has filed a claim with the County in the amount of \$750.00 and claims that said sum of money is necessary to reclaim the land per the County's agreement under the terms of said lease; and

WHEREAS, the Road Manager, Lawrence Morris, has specifically recommended that the County settle this claim with Mr. Taylor, and that it would be cheaper from the County's standpoint to settle the claim as opposed to the County actually going in and reclaiming the land and contours per the agreement between the parties.

Following a discussion of this matter, Supervisor Marc Sharpe did move and Supervisor Paul Griffin did second a motion to pay the claim of John E. Taylor, et al. in the amount of \$750.00 to settle any and all matters relating to the lease agreement previously entered into by the parties in regard to the purchase of gravel by the 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: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 24th day of August, 2001.

**In the Matter of Declaring Surplus
Property and Authorizing Payment of
Outstanding Balance on Leases**

WHEREAS, Sheriff Toby Trowbridge did appear before the Board and request authority

to declare certain vehicles (A list of which may be found in the Miscellaneous File to these Minutes) as surplus property and authorize payment on any outstanding indebtedness on said vehicles, as well as selling said vehicles at public auction as provided by law.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Paul Griffin did second a motion to declare the following cars as surplus property (see list found in the Miscellaneous File to these Minutes), and to authorize payment of all outstanding leases on said vehicles, and further authorize the sale of said vehicles at public auction as provided by law. 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 24th day of August, 2001.

In the Matter of the Authorization of the President to Sign the Annual Report to the United States District Court for the Southern District of Mississippi regarding Operation of Jail per Lawsuit Cooper v. Noble

WHEREAS, Sheriff Toby Trowbridge did present the Annual Report concerning the Madison County Detention Facility to be filed with the United States District Court for the Southern District of Mississippi, Jackson Division, in the case of Cooper v. Noble.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Paul Griffin did second a motion to authorize the President to sign said report and forward it to the Court per previous Order of said Court (A copy of said Order can be 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 24th day of August, 2001.

In the Matter of the Authorization of Execution of Contract with Swanson Service Corporation dated August 17, 2001

WHEREAS, Sheriff Toby Trowbridge did present to the Board of Supervisors a contract with Swanson Service Corporation dated August 17, 2001 (A copy of which may be found in the Miscellaneous File to these Minutes), and request approval to enter into said contract as submitted in response to an advertisement for bids for the services.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Marc Sharpe did second a motion to authorize the President to execute said contract with Swanson Service Corporation (A copy of which can be 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 24th day of August, 2001.

**In the Matter of the Authorization of
Execution of Contract with
Sudden Plumbing & Heating Service, Inc.**

WHEREAS, Sheriff Toby Trowbridge did present to the Board of Supervisors a contract with Sudden Plumbing & Heating Service, Inc. (A copy of which may be found in the Miscellaneous File to these Minutes), and request approval to enter into said contract as submitted in response to an advertisement for bids for the services.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Marc Sharpe did second a motion to authorize the President to execute said contract with Sudden Plumbing & Heating Service, Inc. (A copy of which can be 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 24th day of August, 2001.

**In the Matter of the Claim of WGK Leasing, Inc.
and the Execution of a Lease Agreement**

WHEREAS, the Board of Supervisors began using and leasing property from WGK Leasing, Inc. on January 1, 2001. Said property is located at 172 West Center Street, Canton, Mississippi, for the purposes of housing certain personnel per a contract with Herring Computer and Appraisal Services, Inc.; and

WHEREAS, WGK Leasing, Inc. has submitted a claim for rent due through the month of August 2001 in the amount of \$4,800.00 and requested the County to sign a lease agreement (A copy of which can be found in the Miscellaneous File to these Minutes).

Following a discussion of this matter, Supervisor Marc Sharpe did move and Supervisor W. T. "Bill" Banks did second a motion to authorize payment of said claim to WGK Leasing, Inc. in the amount of \$4,800.00 for rent from January 1, 2001 through August 2001, and further to authorize the President to execute the lease agreement with WGK Leasing, Inc. for use of said facilities for County purposes. 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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 24th day of August, 2001.

**In the Matter of Authorizing the Road
Department to Construct a Parking Pad
on County Property**

WHEREAS, Sheriff Toby Trowbridge did appear before the Board and recommend that the Board authorize the Department of Road Management to begin construction of a parking pad on County-owned property located near the Correctional Work Center on Highway 51 South in Canton, Mississippi; and

WHEREAS, construction of this pad for parking purposes would assist the County in construction of the expansion to the Madison County Detention Facility.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Marc Sharpe did second a motion to authorize the Department of Road Management to begin construction of a parking pad on County-owned property for County purposes adjacent to the Madison County Detention Facility located on Highway 51 South in Canton, Mississippi. 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: Absent

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 24th day of 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 9:30 a.m. Friday, August 31, 2001.

David H. Richardson, President

Chancery Clerk