

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

REGULAR MEETING OF SEPTEMBER 14, 2001  
recessed from regular meeting conducted on September 12, 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 14th day of September, 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 Karl M. Banks  
Supervisor Paul Griffin  
Supervisor Marc Sharpe  
Supervisor W. T. (Bill) Banks  
Supervisor David H. Richardson  
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.

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened.

**In the Matter of an Appearance Before  
the Board by Gerald Barber, Tax Assessor**

WHEREAS, Mr. Gerald Barber, Tax Assessor of Madison County, did appear before the Board of Supervisors and express concerns regarding the adoption of his budget. No official action was taken by the Board regarding this matter.

**In the Matter of a Request for Conditional  
Use of Property in an R-1 Residential District  
to allow the Placement of a Mobile Home**

WHEREAS, Ms. Lawanda Stiff filed a petition with the Board of Supervisors of Madison County requesting a special exception to the zoning ordinance of Madison County and requested a conditional use of certain property located in Section 25, Township 8 North, Range 2 East, Madison County, Mississippi to allow the placement of a mobile home in an R-1 Residential District; and

WHEREAS, Ms. Stiff did state in her petition (copies of which are found in the Miscellaneous File to these Minutes) that she intended to convert said mobile home to a permanent dwelling unit and the Planning Commission recommended its approval.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Karl Banks did second a motion for the adoption of the following matter:

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

1. That Lawanda Stiff be allowed and granted a special exception to place a mobile home in an R-1 Residential District on property owned by Ms. Stiff in Section 25, Township 8 North, Range 2 East, Madison County, Mississippi, being further identified as Parcel #82G-25D-41, according to the tax records of Madison County, Mississippi, for a period of three (3) years.
  
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 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 14<sup>th</sup> day of September, 2001.

**In the Matter of Granting the Request for  
a Special Exception to the Zoning Ordinance  
of Madison County by placing a Mobile Home**

**in a Residential District by Charles Rice**

WHEREAS, Mr. Charles Rice has filed a petition with the Board of Supervisors of Madison County requesting a special exception to the zoning ordinance of Madison County and the zoning map adopted pursuant thereto by requesting a conditional use by allowing the placement of mobile home in an R-1 Residential District; and

WHEREAS, Mr. Rice has agreed to combine said mobile home under the roof with an existing mobile home on certain property located in Section 1, Township 9 North, Range 4 East, Madison County, Mississippi, and identified as Parcel #94A-01-12/02 according to the Tax Assessor records of Madison County; and

WHEREAS, the Planning Commission did recommend the approval of said special exception.

Following a discussion of this matter, Supervisor Paul Griffin did move and Supervisor W. T. "Bill" Banks did second a motion for the adoption of the following order:

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

1. That Charles Rice be allowed and granted a special exception to place a mobile home in an R-1 Residential District on property located in Section 1, Township 9 North, Range 4 East, Madison County, Mississippi, being further identified as Parcel #94A-01-12/02 , according to the tax records of Madison County, Mississippi, for a period of three (3) years.
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 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 14<sup>th</sup> day of September, 2001.

**In the Matter of A Special Exception to  
Allow the Placement of a 400-Foot  
Communication Tower on Properties Zoned  
A-1 Agricultural District by Crown Castle USA, Inc.**

WHEREAS, Crown Castle USA, Inc. filed a petition (copies of which are found in the Miscellaneous File to these Minutes) with the Madison County Board of Supervisors seeking a special exception to the zoning ordinance of Madison County, Mississippi by requesting a special exception to erect and operate a 400-foot communication tower on properties zoned A-1 Agricultural District lying and being situated in Madison County in Section 24, Township 10 North, Range 5 East; and

WHEREAS, the Planning Commission has recommended approval of the location of said tower on a parcel identified according to the Tax Assessor records of Madison County as Parcel #105F-24-004, and recommending that said area be restricted to approximately 10,000 square feet out of the aforesaid parcel.

Following a discussion of this matter, Supervisor Paul Griffin did move and Supervisor Karl Banks did second a motion to close the public hearing in this matter and to continue said matter until 10:00 a.m. on September 21, 2001 for further consideration. 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 14<sup>th</sup> day of September, 2001.

**In the Matter of A Special Exception to  
Erect and Operate a 250-Foot Communication  
Tower on Properties Zoned C-1 Commercial  
District by Vanguard Towers**

WHEREAS, Vanguard Towers has filed a petition with the Madison County Board of Supervisors seeking a special exception to the zoning ordinance and zoning map adopted pursuant thereto of Madison County, Mississippi by requesting a special exception to erect and operate a 250-foot communication tower on properties zoned C-1 Commercial District; and

WHEREAS, the Planning Commission has recommended approval of the location of said tower on property located in Section 11, Township 8 North, Range 2 East, Madison County,

Mississippi as described in said petition (copies of which are found in the Miscellaneous File to these Minutes) and further identified as 9,922.24 square feet out of Parcel #82A-11-8/1 according to the Tax Assessor's records of Madison County.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Paul Griffin did second a motion to close the public hearing and to continue said matter until 10:00 a.m. on September 21, 2001 for further action by the Board. 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 14<sup>th</sup> day of September, 2001.

**In the Matter of Granting the Request for a Special Exception to the Zoning Ordinance of Madison County by placing a Mobile Home in a Residential District by Leslie Herrod**

WHEREAS, Ms. Leslie Herrod has filed a petition (copies of which are found in the Miscellaneous File to these Minutes) with the Board of Supervisors of Madison County requesting a special exception to the zoning ordinance of Madison County and the zoning map adopted pursuant thereto by requesting a conditional use by allowing the placement of mobile home in an R-1 Residential District; and

WHEREAS, the Planning Commission did recommend the approval of the petition for the special exception on property located in Section 23, Township 9 North, Range 4 East, Madison County, Mississippi.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Paul Griffin did second a motion to close the hearing on said matter and to continue said matter until 10:00 a.m. on September 21, 2001. 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 14<sup>th</sup> day of September, 2001.

**In the Matter of the Application for a Grant for the Mississippi Arts Commission for the Madison County Cultural Center**

WHEREAS, Mark McCrary did appear before the Board with an application cover letter for a grant from the Mississippi Arts Commission to the Madison County Cultural Center and requested the Board of Supervisors to authorize the President and Clerk to sign all documents necessary for the application of this grant.

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 and Clerk of the Board to sign both the letter and any and all documents necessary to apply for a grant from the Mississippi

Arts Commission for the Madison County Cultural Center. 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 14<sup>th</sup> day of September, 2001.

**In the Matter of the Receipt of a Review  
from Horne CPA Group regarding the  
Madison County Medical Center**

WHEREAS, Mr. David Williams with Horne CPA Group did appear before the Board of Supervisors and present a report for the Madison County Medical Center from said certified public accountants pursuant to Section 41-13-15(a), Miss. Code Ann.; and

WHEREAS, Mr. Williams reviewed certain aspects of the report with the Board and recommended that the Board use a request for proposal method in leasing or selling the Madison County Medical Center.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Paul Griffin did second a motion to acknowledge receipt of said report (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 14<sup>th</sup> day of September, 2001.

**In the Matter of Adoption of a Resolution  
Authorizing Request for Proposals for the  
Leasing of the Madison County Medical Center  
and Issuing Notice of Same**

WHEREAS, Mr. Tom Cook with Copeland Cook Taylor & Bush did appear before the Board of Supervisors and present a resolution soliciting proposals to lease the hospital and the nursing home and to publish notice of said intent to receive requests for proposals (copies of which are found in the Miscellaneous File to these Minutes).

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Karl Banks did second a motion to adopt the resolution (copies of which may be found in the Miscellaneous File to these Minutes) authorizing the requests for proposals and giving notice thereof. 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

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 14<sup>th</sup> day of September, 2001.

**In the Matter of the Adoption of a Resolution Designating No Protest to Entering into a Loan for \$3,500,000 with the Mississippi Development Bank for the Purposes of Financing Certain Projects**

WHEREAS, the Board of Supervisors had previously advertised its intent to borrow \$3,500,000 from the Mississippi Development Bank, and did determine that unless a protest in writing signed by not less than fifteen percent (15%) or one thousand five hundred (1,500), whichever is less, of the qualified electors of the County objecting to and protesting against the authorizing of said loan is filed with a governing body on or before 10:00 a.m. on September 14, 2001, the governing body of the County would authorize the loan; and

WHEREAS, the date and hour as set forth in said notice did arrive and Mr. Steve Pittman did appear before the Board of Supervisors; and

WHEREAS, the Supervisors did determine that no protest had been filed and did desire to adopt a resolution as presented to the Board by Mr. Pittman.

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Karl Banks did second a motion to adopt the resolution declaring no protest as presented by Mr. Steve Pittman (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 14<sup>th</sup> day of September, 2001.

**In the Matter of Authorizing Madison County to Enter into a Loan Agreement with the Mississippi Development Bank and to Approve all Loan Documents**

WHEREAS, Mr. Steve Pittman did submit to the Board of Supervisors a resolution authorizing the County to enter into loan agreements not to exceed \$3,500,000 with Mississippi Development Bank and to approve the loan documents in substantial form as submitted thereto.

Following a discussion of this matter, Supervisor Karl Banks did move and Supervisor W. T. "Bill" Banks did second a motion to adopt the resolution and approve the loan documents in the substantial form as submitted as presented by Mr. Steve Pittman (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 14<sup>th</sup> day of September, 2001.

**In the Matter of Acknowledging Receipt of Proposals on the Community Development Block Grant Project on Church Road and Appointment of an Evaluation Committee**

WHEREAS, Mr. Rudy Warnock did appear before the Board of Supervisors and present the proposals as received by the County for the Community Development Block Grant Project on Church Road; and

WHEREAS, Mr. Warnock did further recommend that the Board authorize and appoint an evaluation committee to review said proposals.

Following a discussion of this matter, Supervisor Paul Griffin did move and Supervisor Marc Sharpe did second a motion to name Mr. Rudy Warnock, Mr. Todd Cameron, and Mr. Brad Sellers to the Evaluation Committee for the proposals on the Community Development Block Grant Project on Church Road. 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 14<sup>th</sup> day of September, 2001.

**In the Matter of Acknowledging Receipt of a Plan for the Purchasing of Janitorial and Office Supplies from Madison County**

WHEREAS, Mr. Brad Sellers did appear before the Board of Supervisors and present a purchasing plan for janitorial and office supplies for the County (copies of which can be found in the Miscellaneous File to these Minutes).

Following a discussion of this matter, Supervisor W. T. "Bill" Banks did move and Supervisor Karl Banks did second a motion to acknowledge receipt of the proposed purchasing plan (copies of which can 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 14<sup>th</sup> day of September, 2001.

**In the Matter of the Authorization of the Second Amendment to the Contract with Herring Appraisal and Computer Services, Inc.**



WHEREAS, the Board of Supervisors did review a proposed second amendment to the reappraisal contract with Herring Appraisal and Computer Services, Inc.; and

WHEREAS, the Board did desire to adopt said amendments to said contract and authorize the President to sign same.

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 and Clerk to execute the second amendment to the reappraisal contract with Herring Appraisal and Computer Services, Inc. as allowed by state law (copies of which can 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 14<sup>th</sup> day of September, 2001.

**In the Matter of Authorization for  
Appropriation of Funds to the Camden  
Fire Protection District for the Payment  
of Bonds for the Commissioners**

WHEREAS, the Board of Supervisors has created a new fire protection district within Madison County, Mississippi known as the Camden Fire Protection District and did desire to appropriate funds to said district for fire protection purposes to allow the new commissioners of said district to post bonds and begin conducting business on behalf of said district.

Following a discussion of this matter, Supervisor Paul Griffin did move and Supervisor W. T. "Bill" Banks did second a motion to authorize the Chancery Clerk to appropriate the sums of money necessary for the payment of bonds for the commissioners of the Camden Fire Protection District to allow said district to begin operations under the terms and conditions by which it was created for fire protection purposes. 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 14<sup>th</sup> day of September, 2001.

**In the Matter of the Acknowledgment of  
Tax Loss Reimbursement Distribution by  
State Tax Commission**

WHEREAS, Madison County did receive a report for the Mississippi State Tax Commission itemizing the receipt to the Madison County School District of a payment of \$250,580.94 for tax loss reimbursement distribution due to exemptions provided in Section 27-33-67(2), Miss. Code Ann.

Following a discussion of this matter, Supervisor Karl Banks did move and Supervisor

W. T. "Bill" Banks did second a motion to acknowledge the payment and notice thereof from the Mississippi State Tax Commission (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 14<sup>th</sup> day of September, 2001.

#### **In the Matter of Authorizing District Attorney to Expend Funds from the Drug Seizure Fund**

WHEREAS, the Board of Supervisors did receive a request from the District Attorney, Rick Mitchell, to expend funds from the Drug Seizure Fund to purchase a repeater for surveillance equipment for use by the Madison County Sheriff's Department.

Following a discussion of this matter, Supervisor Karl Banks did move and Supervisor W. T. "Bill" Banks did second a motion to authorize the District Attorney to expend funds from the Drug Seizure Fund in the amount of \$3,595.00 for the purchase of said repeater. 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 14<sup>th</sup> day of September, 2001.

#### **In the Matter of Authorizing the Sheriff to Purchase a Vehicle at State Contract Price and to Advertise for Bids for Financing of Same**

WHEREAS, Sheriff Toby Trowbridge did appear before the Board of Supervisors and did inform them that he was in the process of replacing a damaged vehicle with a new law enforcement vehicle to be purchased at the state contract price from Butch Ostalep Ford, Gulfport, Mississippi; and

WHEREAS, the Sheriff did desire to advertise for bids for financing said purchase price.

Following a discussion of this matter, Supervisor Karl Banks did move and Supervisor W. T. "Bill" Banks did second a motion to advertise for bids for financing said vehicle which is to be purchased at the state contract price. 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 14<sup>th</sup> day of September, 2001.

**In the Matter of the Acknowledgment  
of Receipt of a Pauper's Affidavit from  
Janlander Greenwood on behalf of  
Sara Greenwood**

WHEREAS, the Board of Supervisors has receive a Pauper's Affidavit from Janlander Greenwood stating that Sara Greenwood is now deceased, and that because of her poverty is unable to pay the burial expenses and requests the County to approve payment on behalf of Ms. Greenwood as allowed by law.

Following a discussion of this matter, Supervisor Paul Griffin did move and Supervisor Marc Sharpe did second a motion to acknowledge receipt of the Pauper's Affidavit on behalf of Ms. Greenwood, and to authorize payment of the statutory amount on her behalf. 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: No
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 14<sup>th</sup> day of September, 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:

Gene Hutchinson - 760 Cedar Hill Rd.  
Jessie Lee Smith - 1111 Pat Luckett Rd.  
L. C. Cheramie - Cedar Hill Rd.  
Steve McMullen - 115 Castens Dr.  
Brad Wilkinson - Lot 95 Twin Cedars  
Maureen Yelverton - 155 Ramage Rd.

Following review and discussion, Supervisor Karl Banks did move and Supervisor Marc Sharpe 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

14<sup>th</sup> day of September, 2001.

**In the Matter of the Tractor Truck  
Hauling Report for September 11, 2001**

Mr. Lawrence Morris, Road Manager, presented to the Board the Tractor Truck Hauling Report for September 11, 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 Marc Sharpe did second to accept and approve the Tractor Truck Hauling Report for September 11, 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 14<sup>th</sup> day of September, 2001.

**In the Matter of the Department of  
Road Management Report for August 2001**

Mr. Lawrence Morris, Road Manager, presented to the Board the Department of Road Management Report for August 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 Marc Sharpe did second to accept and approve the Board the Department of Road Management Report for August 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 14<sup>th</sup> day of September, 2001.

**In the Matter of the Receipt of a Grant  
for Solid Waste Purposes from the Department  
of Environmental Quality**

WHEREAS, the Board of Supervisors has received a grant for solid waste purposes from the Department of Environmental Quality of the State of Mississippi (copies of said grant is in the miscellaneous file of these minutes.)

Following review and discussion, Supervisor Karl Banks did move and Supervisor W. T. "Bill" Banks did second a motion to acknowledge receipt of the grant and to authorize the President and Clerk to sign all documentation associated with said grant (copies of said grant is in the miscellaneous file of 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 14<sup>th</sup> day of September, 2001.

**In the Matter of the Authorization of  
the Allowment of a Connector Road between  
Mississippi Highway 43 and U. S. Highway 51**

**RESOLUTION**

WHEREAS, the Board of Supervisors of Madison County, Mississippi desires to designate it preference for the location of a proposed U.S. 51/S.R. 43 Connector Road to be built in conjunction with the Nissan Project; and

WHEREAS, the Board of Supervisors desires to submit this proposed alignment to the Mississippi Department of Transportation.

NOW BE IT THEREFORE RESOLVED, by the Board of Supervisors of Madison County, Mississippi, that it would be in the best interest of the citizens of Madison County, Mississippi to approve the location of the proposed U.S. 51/S.R. 43 Connector Road as shown on Exhibit "A" which is attached hereto and made a part hereof by reference and said Board does further resolve and authorize the Clerk and President of this Board to execute all documents necessary for the communication of this proposed alignment to the Mississippi Department of Transportation and other officials, who may be involved in the transportation issues associated with the Nissan Development.

After a full discussion of this matter, Supervisor W.T. (Bill) Banks moved that the foregoing Resolution be adopted and said motion was seconded by Supervisor Karl M. Banks, and upon the question being put to a roll call vote, members of the Board of Supervisors voted as follows:

Supervisor Karl M. Banks	Voted: "aye"
Supervisor Paul Griffin	Voted: "aye"
Supervisor David H. Richardson	Voted: "aye"
Supervisor W.T. (Bill) Banks	Voted: "aye"
Supervisor Marc Sharpe	Voted: "aye"

WHEREUPON, the Motion having received the affirmative vote of a majority of the Board members present, the President declared the motion passed and the foregoing Resolution was duly adopted at a regular meeting of the Board of Supervisors of Madison County, Mississippi; this the 14th of September, 2001.

**In the Matter of Levying of County  
Ad Valorem Taxes for the Fiscal Year  
2001-2002, Including Road Districts  
and Other Taxing Districts**

THEN came on for hearing and determination by the Board of Supervisors of Madison County, Mississippi, on this the 14<sup>th</sup> day of September, 2001, the matter of levying the ad valorem taxes for the fiscal year 2001-2002 beginning on January 1, 2001, and the assessments of motor vehicles as made according to the provisions of the "Motor Vehicle Ad Valorem Act of 1958" for the County, for the road districts, for the school districts, and for all other taxing districts, and fixing the tax rate or levy, for the county and for the districts, as stated in accordance with the provisions of Section 9889, Mississippi Code of 1942, and amendments thereto and other laws relative to said matter, and the Board of Supervisors, having fully and carefully considered the needs and requirements of the various funds of the County, and of said

districts, and the rates or levies which are required to produce the revenue necessary to meet the budget was made, fixed and heretofore be finally approved by this Board on the 14<sup>th</sup> day of September, 2001, as required by law; and it having been ascertained that the maintenance levies for the various school districts and the county-wide school maintenance levy and the Persimmon Burnt-Corn Water Management District and other taxing districts are supported by law, and it appearing that the tax rates or levies for the county and the several purposes, the road districts, and other taxing districts, the school districts are necessary in other to raise funds required to meet the expenses for the said fiscal year 2001-2002.

IT IS, THEREFORE, ORDERED AND ADJUDGED by the Board of Supervisors of Madison County, Mississippi, that the following ad valorem tax rates or levies be and the same are hereby imposed and levied for the fiscal year 2001-2002 upon the assessed value of all taxable districts, school districts, Persimmon Burnt-Corn Water Management District, and all other taxing districts in Madison County, Mississippi, as the property is now assessed and listed, or as may be hereafter assessed and listed as of January 1, 2001 (except property subject to State Tax only or those specific levies so provided for in Senate Bill 2671, 1980 Regular Session of the Mississippi Legislature), and except exempted assessed value of homes to the extent exempted by the Homestead Act of 1946, as amended, and Senate Bill 2566, as might be amended, the said rates expressed in mills or a decimal fraction of a mill, being levied and imposed upon each dollar of assessed valuation appearing upon the assessment rolls of said county for the following funds or purposes; and when the money is collected, it shall be credited to the respective funds as provided by law:

Section 1. There is hereby levied upon each dollar of assessed valuation in the county (except values subject to specific exemptions so stated above) for county-wide purposes as follows, to wit:

General Fund.....	18.33
Current expenditures and maintenance taxes as fixed and limited by §27-39-303, 304, 317,327 and 395 of the Miss. Code of 1972, as amended thereof.	
The levy of 18.33 mills for General Fund purposes is for the following items, in general, administration, judicial and public law enforcement, health and welfare services, operation and maintenance of buildings and grounds, as well as other sundry as approved in the overall General County budget to be finally adopted by the Madison County Board of Supervisors in accordance with the regulations set forth by the Mississippi State Audit Department in the Miss. Code of 1972, as amended	
Madison County Economic Development .....	0.79
As authorized by Senate Bill No. 3040, Chapter 947 of the General Laws of 1979	
Madison County Library Fund .....	1.33
As authorized by §39-3-3/5 of the Miss. Code of 1972, as amended 2(b)	
Madison County Mapping & Reappraisal Fund.....	1.07
As authorized by §27-39-325 of the Miss. Code of 1972, Ann.	
Madison County Reappraisal Fund.....	1.00
As authorized by §27-39-329 of the Miss. Code of 1972, as amended 2(b)	

Madison County Solid Waste Fund.....	2.88
(Outside Municipalities)	
As authorized by §19-5-21 of the	
Miss. Code of 1972, Ann.	
 Holmes Community College - Maintenance.....	0.57
As authorized by §37-19-141 of the	
Miss. Code of 1972, Ann., as amended	
 Holmes Community College - Special .....	0.47
As authorized by House Bill No. 1402	
of the General Laws of Mississippi 1973	
and Senate Bill No. 2672, 1980 Regular	
Session of the Mississippi Legislature -	
Enlargement and Improvement Purposes	
 Madison County Fire Protection Fund.....	0.25
(Outside Municipalities)	
As authorized by §19-5-97 of the	
Miss. Code of 1972, Ann.	
 Madison County Road & Bridge Maintenance Fund .....	4.40
As authorized by §27-39-305 and §65-15-3	
of the Miss. Code of 1972, Ann., as amended	
 Madison County Bridge & Culvert Fund .....	2.70
As authorized by §65-15-7 of the	
Miss. Code of 1972, Ann.	
 Madison County Parkway Interest & Sinking Fund.....	0.81
As authorized by Local and Private Act	
 County-Wide Interest & Sinking Fund.....	3.23
As authorized by §65-15-15 and §19-9-93	
of the Miss. Code of 1972, Ann., as amended	
 Madison County Hospital Interest & Sinking Fund .....	0.26
As authorized by §41-13-25 of the	
Miss. Code of 1972, Ann., as amended	
 Section 2.     There is hereby levied upon each dollar of assessed valuation of taxable property	
in the Supervisors' respective Districts, Beat or Separate Road Districts for the	
maintenance and construction of roads and bridges as duly authorized by §27-39-	
305 of the Miss. Code of 1972, Ann.	
 <u>Madison County School District</u>	
 Madison County School District Minimum Program Fund.....	1.42
As authorized by §37-57-1 of the	
Miss. Code of 1972, as amended	
 Madison County School District Maintenance Fund.....	35.52
As authorized by §37-57-105/37-57-1 of the	
Miss. Code of 1972, as amended	
 Madison County School District Improvement Fund.....	2.08
As authorized by House Bill No. 1226,	

Regular Session of 1985

Madison County School District Bond & Interest Sinking Fund ..... 16.29  
As authorized by §37-59-23 of the  
Miss. Code of 1972, as amended

Madison County School District Emergency Lease Purchase Act Fund..... 0.60  
As authorized by §37-57-1 of the  
Miss. Code of 1972, as amended

Canton Municipal Separate School District

Minimum Program Fund..... 1.59  
As authorized by §37-57-1 of the  
Miss. Code of 1972, as amended

District Maintenance Fund..... 32.46  
As authorized by §37-57-105/37-57-1  
of the Miss. Code of 1972, as amended

Debt Service Fund ..... 15.30  
As authorized by §37-59-23 of the  
Miss. Code of 1972, as amended

Section 3. There is hereby levied and imposed upon each dollar of assessed valuation of taxable property in the Road Districts named below for bonds, interest and other bond obligations as follows:

Roads Districts (Old)

District One Road Interest & Sinking Fund..... 0.14  
As authorized by §65-15-15/17 of the  
Miss. Code of 1972, as amended

District Two Road Interest & Sinking Fund..... 0.10  
As authorized by §65-15-15/17 of the  
Miss. Code of 1972, as amended

District Three Interest & Sinking Fund ..... 0.19  
As authorized by §65-15-15/17 of the  
Miss. Code of 1972, as amended

District Five Interest & Sinking Fund..... 0.08  
As authorized by §65-15-15/17 of the  
Miss. Code of 1972, as amended

Section 4. Forest Acreage Tax  
Nine Cents (.09) per acre on timber and uncultivable land.

Section 5. Persimmon-Burnt Corn Water Management District  
Four thousand two hundred thirty-six ten thousandth of one percent (.4236) of the total assessed acreage lying within the District to be collected and handled as authorized by §51-29-33 of the Mississippi Code of 1972, Annotated.

Section 6. Fire Districts

South Madison Fire District..... 2.00  
As authorized by §19-5-189 of the



Miss. Code of 1972, as amended

Lake Lorman Utility District ..... 2.00  
As authorized by §19-5-189 of the  
Miss. Code of 1972, as amended

West Madison Utility District.....2.00  
As authorized by §19-5-189 of the  
Miss. Code of 1972, as amended

Farmhaven Fire District ..... 10.00  
As authorized by §19-5-189 of the  
Miss. Code of 1972, as amended

Southwest Madison Fire District ..... 2.00  
As authorized by §19-5-189 of the  
Miss. Code of 1972, as amended

Section 7. It is further ordered by this Board of Supervisors that subject to Chapter 261, Laws of 1954, all ad valorem taxes are hereby levied and imposed are fixed within the limits as stated in §98-78 to §98-89, both inclusive of the Miss. Code of 1942, the general county taxes being governed by §98-79, as amended by Chapter 644 of the Mississippi Laws of 1966, road taxes by §98-80, and school taxes by §65-18-05 and §27-39-305 of the Miss. Code of 1972, annotated, and in the event the total levy for any road district shall exceed the limit fixed by §98-80, the county-wide levy shall have precedence in the order as stated in §98-80.

Section 8. It is further ordered that the above rates or levies in mills, or in decimals fractions thereof shall be applied to each dollar of assessed value as shown upon the 2001 Assessment Rolls of Madison County, Mississippi, except to such value as may be exempted by law, in whole or in part from certain tax levies, it being the intention and purpose of the Board of Supervisors of Madison County, Mississippi to fully and in detail comply with the requirement of the law relating therein as mandatory thereof, as amended thereof for all inclusions within the Miss. Code of 1972, as amended.

Supervisor Karl Banks did move and Supervisor Paul Griffin did second a motion for the Board of Supervisors to adopt the tax levies as set forth 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 14<sup>th</sup> day of September, 2001.

**In the Matter of Employment of  
Kerry Minninger as Part-time County  
Fire Coordinator**

WHEREAS, Mr. Kerry Minninger did appear before the Board of Supervisors and the Board desired to employ Mr. Minninger as the Part-time County Fire Coordinator and to receive compensation in the same amount as he had previously received in said position.

Following discussion of this matter, Supervisor Marc Sharpe did move and Supervisor W. T. "Bill" Banks did second a motion to employ Kerry Minninger as the Part-time County Fire Coordinator and to pay him a salary in the same amount as he had previously received in said position. 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 14<sup>th</sup> day of September, 2001.

### **In the Matter of Advertising County Resources**

WHEREAS, the Board of Supervisors did receive proposed advertisement from the Madison County Journal for upcoming issues to allow the County to advertise its resources.

Following discussion of this matter, Supervisor Karl Banks did move and Supervisor Marc Sharpe did second a motion to purchase ads in the Madison County Journal of one-quarter page for the Flea Market ad issue and also for one-quarter page for the Southern Farm Bureau Classic Guide issue, both of which to advertise the County's resources. 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 14<sup>th</sup> day of September, 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, September 21, 2001.

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David H. Richardson, President

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Chancery Clerk