

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

REGULAR MEETING OF MAY 6 2002  
Being the first day of the April Term of the Board of Supervisors

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on the 6th day of May, 2002, at the Madison County Chancery/Administrative Building in Canton, Mississippi, as follows, to-wit:

The President of the Board, David H. Richardson, presided and called the meeting to order. The following members were present:

Present:

Absent:

Supervisor Karl M. Banks  
Supervisor Marc Sharpe  
Supervisor W. T. "Bill" Banks  
Supervisor David H. Richardson  
Supervisor Paul Griffin  
Sheriff Toby Trowbridge  
Mike Crook, Chancery Clerk  
Regina Meadors, Deputy Chancery Clerk

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 the Approval of the Minutes from  
April, 2002**

WHEREAS, the Board of Supervisors reviewed the Minutes of the previous meetings of the Board of Supervisors during the month of April, 2002, being April 1, 2002, April 5, 2002, April 12, 2002, April 19, 2002, and April 26, 2002.

Following additional discussion, Supervisor W.T. "Bill" Banks did move, and Supervisor Karl M. Banks did second a motion to approve the Minutes with a change on the April 26 minutes to read APAC-Mississippi in lieu of Adcamp and to correct the minutes to reflect the inclusion of certain documentation into the miscellaneous file and to authorize the President to sign said minutes and deliver said minutes to the Chancery Clerk for recording and to make copies available to the Data Processing Department for the purposes of posting said minutes on the web page maintained by Madison County, 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	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 6th day of May, 2002.

**In the Matter of Acknowledging Receipt of a Letter from the  
Governor Awarding a \$4 million CDBG Grant**

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented a letter from Governor Ronnie Musgrove awarding Madison County a \$4 million CDBG grant in connection with the improvements to the Church Road area of Madison County, Mississippi.

Following discussion of this matter Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to acknowledge receipt of the letter from Governor Musgrove, a copy of which is found in the miscellaneous file to these minutes, awarding the \$4 million CDBG grant 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 6th day of May, 2002.

#### **In the Matter of the Employment of a Review Appraiser On the Hoy Road State Aid Project**

WHEREAS, Mr. Woody Sample with Sample & Associates, appeared before the Board of Supervisors and requested the Board to employ a review appraiser to perform professional appraisal services in connection with the Hoy Road and Rice Road intersection State Aid project.

Following discussion of this matter Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the hiring of Jerry Mask at the rate of \$125 per review appraisal for the Hoy Road/Rice Road Intersection State Aid project, having first determined that said professional services were necessary and in the best interest of the citizens of Madison County. 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 6th day of May, 2002.

#### **In the Matter of the Authorization of the Execution of a Letter Agreement with Sample & Associates to Assist with the Purchase of Right-of-Way on County Road Projects**

WHEREAS, Mr. Woody Sample, with Sample & Associates appeared before the Board of Supervisors and presented a letter agreement employing Sample & Associates to assist Madison County, Mississippi in the acquisition of right-of-way on county road projects and that a copy of said employment letter is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to authorize the Board President to execute the letter agreement with Sample & Associates to employ said company to assist Madison County with the acquisition of county right-of-way on various county improvement projects, having first determined that said professional services were necessary and in the best interest of the citizens of Madison County and that a copy of said agreement is found in the miscellaneous file to these minutes. The vote

on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 6th day of May, 2002.

**In the Matter of the Authorization of the Clerk to Issue Checks for the Purchase of Right-of-Way in the Connection with the Church Road Nissan Suppliers Project**

WHEREAS, Mr. Woody Sample, with Sample & Associates appeared before the Board of Supervisors and presented a CDBG Requisition form requesting payment to the following individuals in connection with CDBG Project No. 1112-96-045-ED01 and CDBG Project No. 1118-01-045-ED01:

<b>PAYABLE TO</b>	<b>AMOUNT</b>
Datta Yoga Center	\$2,023.00 (CDBG)
Joe and Sara Martin	\$36,657.00 (CDBG)
Joe and Sara Martin	\$11,344.00 (CDBG)
Winford and Goldie Moore	\$9,000.00 (CDBG)
Wendon and Tanyia Moore/Bankplus	\$10,000.00 (CDBG)
Susan Stout Hinton	\$13,102.00 (County)
Terry Hawkins	\$500.00 (County)

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to authorize the Board President to sign the Requisition Form (copy of which is found in the miscellaneous file to these minutes) and to further authorize the Clerk of this Board to issue checks to the owners as set forth above in connection with said project with the understanding that those designated as CDBG would be reimbursed to Madison County from the CDBG grant 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 6th day of May, 2002.

**In the Matter of the Presentation of a Report from the Airport Committee**

WHEREAS, Mr. Bobby Isonhood and other members of the Airport Committee appeared before the Board of Supervisors and presented the Madison Airport Relocation Study to the Board of Supervisors for their review.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to acknowledge receipt of the Madison Airport Relocation

Study, a copy of which is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 6th day of May, 2002.

**In the Matter of the Consideration of Petitions for Reductions  
In Assessments of Taxes**

WHEREAS, Mr. Todd Cameron presented petitions for reduction in assessments which were as follows, to-wit:

<u>Name</u>	<u>Parcel No.</u>	<u>Amount</u>	<u>Reason</u>
JMH Construction	072E-22C-060	\$18,530.00	§27-35-143(7)
Mary L. Scott	082F-24-007/01	\$8,280.00	§27-35-143(11)
Barbara B Sawyer	093D-20A-335	\$2,250.00	§27-35-143(9)
Terry & Helen Tucker	093D-20C-043	\$4,260.00	§27-35-143(11)
Terry & Helen Tucker	093D-20C-044	\$560.00	§27-35-143(11)
River Heritage Builder	072I-29C-257	\$24,320.00	§27-35-143(7)
Sunnybrook Properties	072C-07A-007/01	\$220.00	§27-35-143(10)
Sunnybrook Properties	072C-07A-009/02.01	\$80.00	§27-35-143(10)
Rebecca Barlow	072D-19D-109	\$1,700.00	§27-35-143(11)
Rebecca Barlow	072D-19D-111	\$3,110.00	§27-35-143(11)
Rebecca Barlow	072D-19D-113/02	\$2,210.00	§27-35-143(11)
Steve Stringer	072C-08C-075	\$2,050.00	§27-35-143(11)
Steve Stringer	072C-08C-076	\$3,710.00	§27-35-143(11)
Gena Stringer	072C-08C-077	\$4,720.00	§27-35-143(11)
Travis Properties	071H-28-002/03	\$10,430.00	§27-35-143(11)
BLS Properties	071G-26B-001/01.04	\$1,110.00	§27-35-143(1)
BLS Properties	071G-26B-015	\$740.00	§27-35-143(1)
First Mark Homes Inc.	081D-18-003/03.07	\$18,320.00	§27-35-143(7)
River Heritage Builder	072I-29C-223	\$22,850.00	§27-35-143(7)
Gerald & Sheletta Rose	081I-32-032/01	\$10,410.00	§27-35-143(11)
Bertha Lee Jobe – Life Estate-	115A-01-002	\$4,520.00	§27-35-143(4)
Rice Road LLC	072E-22D-001	\$8,310.00	§27-35-143(11)
Fairway Homes Inc	072E-16B-112	\$18,430.00	§27-35-143(7)
Underwood Homes Inc	071F-23A-008	\$3,120.00	§27-35-143(2)
Southern Traditional Homes Inc	071A-11-159	\$15,770.00	§27-35-143(7)
James & Angela Smith	072B-10D-040/02.18	\$36,930.00	§27-35-143(7)
Hollis Shoemaker Inc	072C-05A-091	\$13,860.00	§27-35-143(7)
James Jr & Tabatha Ragland	051C-08D-065	\$1,720.00	§27-35-143(11)
James & Carolyn Singleton	061I-29C-124	\$3,010.00	§27-35-143(11)
Gurbachan & Amarjit Rekhi	071A-01C-022	\$9,230.00	§27-35-143(11)
Fletcher Harris	071B-10-001/01.04	\$9,470.00	§27-35-143(11)
Mostafa & Mufeda Elkhatib	071A-11-229	\$7,500.00	§27-35-143(11)
JD & Leigh Richardson	072B-04D-021	\$15,290.00	§27-35-143(11)
Howard & Carolyn Neiswender	071F-23C-023	\$13,970.00	§27-35-143(11)
Brent Cryer	072B-04D-021	\$4,580.00	§27-35-143(11)
John Barry	072C-05D-003/02.10	\$3,850.00	§27-35-143(11)
Emad Alaeetawi	072C-05D-003/02.18	\$3,770.00	§27-35-143(11)
Kevin Mitchell	072C-05C-003/01.50	\$4,040.00	§27-35-143(11)
Fred & Eileen Moore	072C-06C-054	\$5,910.00	§27-35-143(11)

Timothy Rigby	072C-08A-020	\$3,070.00	§27-35-143(11)
Brain Furgler	072C-08B-132	\$4,530.00	§27-35-143(11)
Haywood & Deborah Ellis	072B-09C-022/12	\$3,850.00	§27-35-143(11)
James S Nutt Jr	072B-10B-001/01.44	\$3,950.00	§27-35-143(11)
Sara McClain	072B-10B-001/01.53	\$4,040.00	§27-35-143(11)
Evertt Jr & Cindy Norris	072A-11C-006/12	\$5,330.00	§27-35-143(11)
Thomas & Rebecca Holder	072A-12B-040	\$2,350.00	§27-35-143(11)
Kelly & David Wood	072E-15A-001/66	\$6,400.00	§27-35-143(11)
Charles & Lori Stevens	072E-15A-090	\$8,340.00	§27-35-143(11)
Lillian Bell	072D-19A-051/38	\$2,940.00	§27-35-143(11)
Michael & Janet Quayle	072D-20C-065	\$4,320.00	§27-35-143(11)
Emily Hudspeth	072H-28A-077	\$5,880.00	§27-35-143(11)
Steven Sampson	072I-29A-125	\$5,110.00	§27-35-143(11)
Kirk & Kristie Cameron	072I-29A-155	\$5,350.00	§27-35-143(11)
David & Marsha Stott	072I-29C-021	\$5,550.00	§27-35-143(11)
Tom & Daphne Olinyk	072I-29D-067	\$3,930.00	§27-35-143(11)
Johnny Hutchinson	072I-30A-044/13	\$3,950.00	§27-35-143(11)
Johnie & Tabatha Dozier	072I-30D-116	\$2,230.00	§27-35-143(11)
Lee Williams	072H-33B-034/02	\$2,690.00	§27-35-143(11)
Glennis & Pamala Anglin	072H-33B-116/01	\$2,680.00	§27-35-143(11)
Gwendolyn Miller	081G-25-040	\$8,340.00	§27-35-143(11)
Lionel & Eden Sullivan	081H-34-066	\$8,840.00	§27-35-143(11)
Linda Bennett	082D-18-047/02	\$8,210.00	§27-35-143(11)
Stanley & Judy Schultz	082H-34-001/02.01	\$10,910.00	§27-35-143(11)
Scott & Deborah White	083D-19C-072	\$6,650.00	§27-35-143(11)
RCT LLC	093D-19A-187/01	\$8,160.00	§27-35-143(11)
James A Herndon	093D-19B-243	\$1,700.00	§27-35-143(11)
Douglas Middleton	094H-33-006/05	\$1,670.00	§27-35-143(11)
Lonnie & Beverly Nixon	113E-15-011	\$1,040.00	§27-35-143(11)
John & Cerissa Ashford	072D-17D-001/01.15	\$4,150.00	§27-35-143(11)
Rochelle Smith	071E-15-019/11	\$2,880.00	§27-35-143(11)
William & Vera Pierce	072C-08A-047/07	\$3,610.00	§27-35-143(11)
Gloria White	072B-10C-049	\$7,300.00	§27-35-143(11)
Clifton & Amy Bates	072I-29B-146	\$4,870.00	§27-35-143(11)
Chris Sample	072I-29D-130	\$5,910.00	§27-35-143(11)
Richard Denson	072I-31B-194	\$3,340.00	§27-35-143(11)
Teenena Lewis	072H-33B-131/02	\$2,860.00	§27-35-143(11)
John B Brown Sr	103H-27-008	\$11,130.00	§27-35-143(11)
Leroy Jennings	105H-28-024/03	\$2,910.00	§27-35-143(11)

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to approve the reductions in tax assessments as requested by the taxpayers in the amounts and for the reasons as set forth above and that copies of the petitions 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 6th day of May, 2002.

**In the Matter of Authorizing the Clerk of the Board to Notify Parties by Certified Mail of a Proposed Increase in Assessment for**

## Ad Valorem Taxes for Both Real and Personal Property

WHEREAS, Mr. Todd Cameron did present unto the Board of Supervisors a petition requesting that certain tax assessments for ad valorem taxes be increased for personal and real property owners within Madison County, Mississippi and further requesting that these parties being given notice by the Clerk by certified mail as required by law of the proposed increase in assessment for both real and personal property as found on the petition in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion for the Clerk to notify the owners of both the real and personal property by certified mail as set forth in the petition which is on file in the miscellaneous file to these minutes of a pending increase in their ad valorem taxes and further notifying said owners that the Board would conduct a hearing on June 3, 2002 in the Board of Supervisors Meeting Room of the Chancery/Administrative Building at 10:00 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 6th day of May, 2002.

## In the Matter of Authorization of the Data Processing Department to Enter Into a Maintenance Agreement with Benecom Technologies, Inc.

WHEREAS, Mr. Todd Cameron, the Director of Data Processing, appeared before the Board of Supervisors and requested the Board to approve his department entering a maintenance agreement with Benecom Technologies, Inc. to provide maintenance services on the following items:

<u>Quantity</u>	<u>Model</u>	<u>Monthly Unit Price</u>	<u>Total</u>
3	4230 IBM Printers	\$39.60	\$118.80
2	4230 4s3 IBM Printers	\$37.80	\$75.60
1	6252 IBM Band Printer	\$117.90	\$117.90
	<b>Total Monthly Payment</b>		<b>\$312.50</b>

A copy of a memorandum from Mr. Cameron is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to authorize the maintenance agreement with Benecom Technologies, Inc. and Madison County to provide for maintenance services for the computer machinery as set forth above at the prices stated therein. 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 6th day of May, 2002.

**In the Matter of Setting a Public Hearing on the Petition of Bear Creek Water Association**

WHEREAS, Mr. Brad Sellers, Zoning Administrator, appeared before the Board of Supervisors and presented a petition of Bear Creek Water Association seeking a special exception to place a water well on property owned by said association in Madison County.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to set a public hearing for consideration of said petition of Bear Creek Water Association for 10:00 a.m. on June 7, 2002 before the Board of Supervisors. 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 6th day of May, 2002.

**In the Matter of Setting a Public Hearing on the Cleaning of Private Property and placement of a lien on said property as allowed by 19-5-105, Mississippi Code Annotated**

WHEREAS, Mr. Brad Sellers, Zoning Administrator, appeared before the Board of Supervisors and requested to set public hearings on the cleaning of private property on two locations in Madison County, which have been alleged to be a menace to the surrounding property.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to set a public hearing for consideration of cleaning the private property located at 190-A Rankin Road for 10:00 a.m. on June 7, 2002 before the Board of Supervisors and to direct Zoning Administrator to begin the process of cleaning property, being parcel number 071C-082-001 located on Lake Cavalier 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 6th day of May, 2002.

**In the Matter of the Amending of a Contract with Cintas Floor Mat Company**

WHEREAS, Mr. Brad Sellers, Director of Building & Grounds, appeared before the Board of Supervisors and presented an amendment to the contract with Cintas Floor Mats, requesting that said mats be changed twice a month as opposed to once a month.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the amendment to the contract with Cintas Floor Mat Company to provide for changing out the floor mats at the county owned buildings two times a month and a copy of this amendment is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 6th day of May, 2002.

**In the Matter of Approving the Re-zoning of Certain Property  
to be known as Parkside Subdivision**

**ORDINANCE BY THE BOARD OF SUPERVISORS  
OF MADISON COUNTY, MISSISSIPPI,  
AMENDING THE MADISON COUNTY ZONING ORDINANCE**

WHEREAS, Community Development Group, LLC, did file an Application to rezone certain property from its present R-1A Residential Use District Classification to a R-2 Residential Use District Classification; and

WHEREAS, by Resolution properly adopted by the Board of Supervisors on the 15<sup>th</sup> day of March, 2002, a hearing was set for the 19<sup>th</sup> day of April, 2002, at 10:00 o'clock a.m., and the Clerk did cause Notice of said hearing to be published in the Madison County Herald, a newspaper published and of general circulation in Madison County, Mississippi, in the manner and for the time required by law; and

WHEREAS, the hour of 10:00 o'clock a.m. on the 19<sup>th</sup> day of April, 2002, did arrive and there were no objections and the Board continued the public hearing until 10:00 a.m. on May 6, 2002; and

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

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

1. That the following described tract of real property be, and the same is hereby, rezoned from its present R-1A Residential Use District Classification to R-2 Residential Use District Classification, to wit:

A parcel of land containing 49.60 acres (2,160,545.83 square fee), more or less, being situated in the North ½ of the North ½ of Section 14, Township 8 North, Range 2 East, Madison County, Mississippi, and being more particularly described by metes and bound as follows:

Commence at a concrete monument marking the Northwest corner of Section 14; run thence along the Northern line of Section 14 North 89 degrees 51 minutes 18 seconds East for a distance of 1398.49 feet to a ferrous metal rod on the eastern right-of-way of Highway 51, said rod being the POINT OF BEGINNING for the parcel herein described; thence run along said right-of-way South 23 degrees 36 minutes 05 seconds West for a distance of 200.93 feet; thence leave said right-of-way and run South 00 degrees 40 minutes 39 seconds East for a distance of 633.03 feet; thence South 89 degrees 58 minutes 10 seconds East for a distance of 2640.00 feet; thence North 00 degrees 31 minutes 46 seconds West for a distance of 825.00 feet to the Northern line of Section 14; thence run along said Section line South 89 degrees 51 minutes 18 seconds West for a distance of 2559.42 feet to the Point of Beginning



That the Madison County Zoning Ordinance be and the Zoning District Map be and the same are hereby amended so as to reflect the foregoing change in the zoning of the above described real property.

ORDAINED, ADOPTED AND APPROVED by the Board of Supervisors of Madison County, Mississippi, at a meeting thereof held on the 6<sup>th</sup> day of May, 2002.

The above for adoption was seconded by Supervisor Marc Sharpe, and the foregoing Ordinance having been first 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 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 6th day of May, 2002.

**In the Matter of the Authorization of the Board Attorney to Request an Opinion from the Attorney General Regarding The Bids on the Church Road Construction Project**

WHEREAS, Mr. Joe Johnson, Engineer, appeared before the Board of Supervisors and discussed the bids received in connection with the Church Road construction project; and

WHEREAS, the Board of Supervisors after consulting with the Board Attorney and reviewing the various issues presented decided to request an opinion from the Attorney General's office seeking the appropriate course to follow in the awarding of the lowest and best bid.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion authorizing the Board Attorney, Dewey Hembree, to request an official Attorney General's opinion concerning the award to the lowest and best bidder on the Church Road construction project. 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 6th day of May, 2002.

**In the Matter of Acknowledging Receipt of the Record Plat for Wildwood Subdivision**

WHEREAS, Mr. Rudy Warnock, appeared before the Board of Supervisors and presented the plat for Wildwood Subdivision and requested the Board to acknowledge receipt of the bond for the infrastructure improvements to be made in said subdivision as recommended by the engineer.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor

Karl M. Banks seconded a motion to acknowledge receipt of the bond posted in conjunction with Wildwood Subdivision for the infrastructure improvements to be made therein and to further acknowledge that said bond was posted to the recommendations of the Engineer as requested by the Board of Supervisors. 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 6th day of May, 2002.

**In the Matter of Authorization for Mr. Rudy Warnock to Perform Professional Services on King Ranch Road**

WHEREAS, Mr. Rudy Warnock, with Warnock & Associates appeared before the Board of Supervisors and discussed extending the King Ranch Road project further north along said roadway.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to authorize Rudy Warnock to perform surveying and engineering services regarding the extension of the King Ranch Road Project further north along said roadway pursuant to the terms and conditions of his general service agreement with Madison County after first having determined that said professional services are necessary and in the best interest of Madison County. 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 6th day of May, 2002

**In the Matter of Authorization for Mr. Rudy Warnock to Perform Professional Services Regarding a Drainage Ditch At Ridgeland Elementary**

WHEREAS, Mr. Mike Kent, Superintendent of the Madison County School District has requested that the Board of Supervisors assist said school district by performing certain improvements to a drainage ditch near the Ridgeland Elementary School parking areas.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to authorize Warnock & Associates, LLC to survey the drainage ditch located near Ridgeland Elementary School and prepare a plan for improvements to the existing drainage ditch to assist in the draining of the school parking areas, pursuant to the terms and conditions of his general services agreement with Madison County after having first determined that said professional services are necessary and in the best interest of Madison County. 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 6th day of May, 2002

**In the Matter of Authorization for Mr. Rudy Warnock to Perform Professional Services on the Annandale Road Construction Project**

WHEREAS, Mr. Rudy Warnock, with Warnock & Associates, LLC appeared before the Board of Supervisors and presented a letter proposal to provide construction engineering services in conjunction with the Annandale Road improvement project.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize Warnock & Associates, LLC to perform professional engineering services under the terms and conditions of the General Services Contract between said company and Madison County, Mississippi regarding improvements to the Annandale Road 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 6th day of May, 2002

**In the Matter of Rejecting Bids for County-wide Reseal Project**

WHEREAS, the Board of Supervisors previously received bids for construction services for the resealing of county roads; and

WHEREAS, Mr. Rudy Warnock informed the Board of Supervisors that the bids as received were higher than normal due to the fact that the County did not advertise any specific road plans for said reseal projects.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to reject all bids received in connection with the county-wide road reseal project and to authorize the Board Secretary to re-advertise for bids for reseal projects with specific plans for specific roads as recommended by the County Engineer. 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 6th day of May, 2002.

**In the Matter of Receipt of Bids on Phase II at the**

## **Madison County Detention Facility**

WHEREAS, Ms. Kathy Mangialardi and Mr. David England, both with Dean & Dean Architects, appeared before the Board of Supervisors and made recommendations to the Board for awarding the bid on Phase II for the Madison County Detention Facility; and

WHEREAS, the following bids were received:

<b><u>Contractor</u></b>	<b><u>Base Bid</u></b>	<b><u>Alternate Bid</u></b>
C.E. Frazier Construction	\$3,385,000	\$60,000
Harrell Construction	\$3,524,000	\$122,000
Evan Johnson & Sons	\$3,613,000	\$120,000
Flag Star Construction Co., Inc.	\$4,900,000	\$145,000

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to award the construction job for Phase II to the Madison County Detention Facility to C.E. Frazier Construction, being the low bidder at a base bid price of \$3,385,000 plus \$60,000 for the alternates and to fund said project from the \$13 million revolving loan with the Mississippi Development Bank. 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 6th day of May, 2002.

### **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 And In the Matter of the Approval of the Work Order Update, the Hauling Report of the Department of Road Management And In the Matter of the Approval of the Permanent Hire and Termination Report of the Department of Road Management**

WHEREAS, the Board of Supervisors has received requests from the Road Department for the installation of culverts as follows:

Pearl Wales – 164 Tithelo Road  
Terry White – 586 Stump Bridge Road  
Bobbie Tucker – 1661 Highway 17  
Mack Ferguson – 139 Beaufort Circle  
Old South Builders – Lot 10, Beaver Bend

WHEREAS, Mr. Lawrence Morris, Road Manager, did present to the Board of Supervisors the current Work Order Update and the Hauling Report for the Department of Road Management (Copies of said reports are found in the miscellaneous file to these minutes.); and

WHEREAS, Mr. Lawrence Morris did present unto the Board of Supervisors a request for the termination of Robert Lawson due to unacceptable job performance and requesting the reinstatement of Willie Ball to replace Robert Lawson at \$1,575.00/monthly (\$9.08/hour) as set forth in the memorandum which is found in the miscellaneous file to these minutes.

Following review and discussion of this matter, Supervisor Paul Griffin moved and Supervisor W.T. "Bill" Banks seconded a motion 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, and also to accept and approve the foregoing work order reports and hauling report as submitted by the Road Manager and acknowledge that copies of same are found in the miscellaneous file to these minutes, and to approve the termination of Robert Lawson and the reinstatement of Willie Ball as set forth in the memorandum as 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 6th day of May, 2002.

### **In the Matter of Approving Development Lease Contract for 16th Section Property**

WHEREAS, the Madison County School Board has approved the following 16th Section Developmental Lease Contract and forwarded it to the Board for review and approval (Copy of said Developmental Lease Contract can be found in the Miscellaneous File to these Minutes):

Lessee – Education Properties, Inc.  
 located as 48.16± acres in Section 16, T7N, R2E  
 Madison County, Mississippi  
 Term of Developmental Lease - 10 years

<u>Year</u>	<u>Annual Rent</u>
1-10	\$4,816.00

Following discussion of this matter, Supervisor Marc Sharpe did move and Supervisor W.T. "Bill" Banks did second a motion to approve the 16th Section Developmental Lease Contract, as set forth above, as submitted by the Madison County School 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 6th day of May, 2002.

### **In the Matter of Approving the Hiring of Two Employees under the Adolescent Offender Program**

WHEREAS, Billy Stewart, with the Adolescent Offender Program requested that the Board of Supervisors approve the hiring of Jason Sargeant as a Trainer/Instructor at the hourly rate of \$15.00/hour and to hire Mary Wells as a Trainer/Instructor at the hourly rate of \$15.00/hour for said Adolescent Offender Program.

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor W.T.

“Bill” Banks seconded a motion to use the grant received for the Adolescent Offender Program to hire Jason Sargeant as a Trainer/Instructor at the rate of \$15.00/hour and to hire Mary Wells as a Trainer/Instructor at the rate of \$15.00/hour as requested by the Director of said program. 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 6th day of May, 2002.

**In the Matter of Approval of a Pay Request to Harrell Construction Co., LLC for Services Provided on Phase One To the Madison County Detention Facility**

WHEREAS, Board of Supervisors has been presented an application and certificate for payment submitted for and on behalf of Harrell Construction Co., LLC for construction work performed on that contract regarding Phase One for the Madison County Housing Unit A and Sheriff’s Complex in the amount of \$357,563.13.

Following discussion of this matter, Supervisor W.T. “Bill” Banks moved and Supervisor Karl M. Banks seconded a motion to authorize the approval of the application and certificate for payment and to request the funds from the MS Development Bank under the \$13 million bond issue for said payment in the amount of \$357,563.13 and that a copy of said application and certificate for payment is found in the miscellaneous file to these minutes. The vote on said matter was 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 6th day of May, 2002.

**In the Matter of Approving the Homestead Exemption Corrections and Deletions**

WHEREAS, Mr. Todd Cameron presented several petitions to adjust the exemption on the homestead exemption supplemental roll and that copies of said petition are found in the miscellaneous file to these minutes and that said petitions concern deletions and/or corrections to the following property owner:

**Deletions**

Seymour Robert Pooley, III  
Amy L. & Bryce G. Lemmons  
Willie Cook  
Seymour R. Pooley, Jr.  
William S. & Martha Arnett  
Jan Traylor

**Corrections**

Pauline Williams  
Grace McCool Lockett  
Joe Bennett Burton  
Betty H. & Joseph M Gannim  
Gladys Sims

Following review and discussion of this matter Supervisor Paul Griffin moved and

Supervisor Karl M. Banks seconded a motion to accept and approve the foregoing homestead deletions and corrections as set forth in the petitions which are on file in the miscellaneous file to these minutes. The vote on said matter was 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 6th day of May, 2002.

### **In the Matter of the Approval of the Use of the Courthouse Grounds and Gazebo for a Campaign to Elect Bennie Thompson**

WHEREAS, John E. Brown did request permission to use the lawn and Gazebo at the Madison County Courthouse for a political rally for the re-election of Bennie Thompson on Saturday, May 25, 2002 from noon until 7:00 p.m.

Following a discussion of this matter Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to permit the use of the gazebo and courthouse lawn to hold a political rally for the re-election campaign of Bennie Thompson. 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 6th day of May, 2002.

### **In the Matter of a Proclamation for the Friends of Children Investment in the Flora Community**

WHEREAS, Supervisor Karl M. Banks presented to the Board of Supervisors a proposal to acknowledge and thank the Friends of Children for investing over \$1.2 million for a headstart facility in the Town of Flora, Mississippi.

Following discussion of this matter, Supervisor Karl M. Banks did moved and Supervisor Paul Griffin seconded a motion to commend the Friends of Children for the investment of \$1.2 million for a headstart facility in the Town of Flora, 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	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 6th day of May, 2002.

**In the Matter of Funding for the Flora Chamber of Commerce**

WHEREAS, Mr. Karl M. Banks discussed with the Board the need for funding for the Flora Chamber of Commerce.

Following a discussion of this matter Supervisor Karl M. Banks moved to fund the Flora Chamber per their annual request for funding from the Board of Supervisors. The motion died for a lack of second.

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

WHEREAS, Mr. Wallace Collins with Collins & Corbin CPA's appeared before the Board of Supervisors and presented the budget update and requested to the Board of Supervisors to amend the current fiscal year budget as follows:

<u>Fund</u>	<u>Category</u>	<u>Department</u>	<u>Amount Increased</u>
001-121-603	Consumable Supplies	Comptroller	\$672
001-152-804	Lease Purchase Payments	Data Processing	\$1,213
001-160-581	Contractual Services	Chancery Court	\$1,036
001-160-935	Capital Outlay	Chancery Court	\$766
001-162-603	Consumable Supplies	County Court	\$353
001-166-603	Consumable Supplies	Justice Court	\$2,132
001-168-603	Consumable Supplies	County Attorney	\$1,801
001-200-570	Contractual Services	District Attorney	\$475
001-100-998	Unallocated Surplus	Board of Supervisors	(\$8,448)
002-690-804	Lease Purchase Payments	Planning & Zoning	\$8
021-200-613	Consumable Supplies	D.A. Drug Seizure	\$10,740
027-420-581	Contractual Services	MCMC	\$7,882
027-420-701	Grants and Subsidies	MCMC	\$58,642
110-300-426	Personal Services	Solid Waste	\$30,775
122-251-570	Contractual Services	¼ Mill Fire District	\$3,947
122-251-615	Consumable Services	¼ Mill Fire District	\$606
133-251-570	Contractual Services	Farmhaven Fire District	\$50
134-251-701	Grants and Subsidies	Southwest Mad Fire District	\$8,478
231-800-801	Debt Service	District 2 I & S Fund	\$1,945
301-532-910	Construction	Flora Library	\$47,701
301-533-910	Construction	Camden Library	\$4,541
303-703-259	Revenue – CDBG Grant	CDBG Nissan Suppliers	(\$4,000,000)
303-703-910	Construction	CDBG Nissan Suppliers	\$4,000,000
304-704-259	Revenue – CDBG Grant	CDBG Tintop	(\$325,000)
304-704-910	Construction	CDBG Tintop	\$325,000

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to amend the budget by increasing the items 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 6<sup>th</sup> day of May, 2002.



**In the Matter of the Approval of the Claims Docket**

WHEREAS, the Supervisors reviewed the docket of claims dated May, 2002 (copies of which are found in the miscellaneous files to these minutes); and

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

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

			<u>Total Amount</u>
Fund 001	Claims 2038 & 3259	No. of Checks-291	371,114.65
	Claims 3311 to 3601		
Fund 002	Claims 158 to 176	No. of Checks – 19	15,185.73
Fund 027	Claims 19 to 23	No. of Checks – 5	69,604.11
Fund 028	Claims 33 to 34	No. of Checks – 2	3,955.00
Fund 060	Claims 31 to 38	No. of Checks – 8	1,930.45
Fund 100	Claims 172 to 190	No. of Checks – 19	9,936.94
Fund 103	Claims 36 to 36	No. of Checks – 1	41,124.40
Fund 110	Claims 189 to 200	No. of Checks – 12	62,444.30
Fund 116	Claims 15 to 16	No. of Checks – 2	11,671.96
Fund 117	Claims 15 to 16	No. of Checks – 2	9,773.12
Fund 129	Claims 134 to 146	No. of Checks – 13	20,922.43
Fund 130	Claims 21 to 24	No. of Checks – 4	138.12
Fund 133	Claims 31 to 33	No. of Checks – 3	99.09
Fund 134	Claims 29 to 29	No. of Checks – 1	14.23
Fund 150	Claims 1092 to 1169	No. of Checks – 78	173,369.62
Fund 160	Claims 64 to 67	No. of Checks – 4	3,334.36
Fund 170	Claims 10 to 10	No. of Checks – 1	777.96
Fund 220	Claims 2 to 2	No. of Checks – 1	221,444.45
Fund 280	Claims 16 to 16	No. of Checks – 1	45,000.00
Fund 290	Claims 9 to 9	No. of Checks – 1	35,855.43
Fund 301	Claims 27 to 33	No. of Checks – 7	251,166.54
Fund 303	Claims 5 to 10	No of Checks – 6	70,826.50
Fund 400	Claims 69 to 77	No. of Checks – 9	8,730.63
Total for all Funds		No. of Checks-490	<u>\$1,428,420.02</u>

Following review of these claims Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to pay the claims as set forth above with the exception of the following held claims:

<u>Fund</u>	<u>Claim No.</u>	<u>Claimant</u>	<u>Amount Held</u>
001	3467	Neel-Schaffer, Inc.	\$53.34
001	3467	Neel-Schaffer, Inc.	\$17,981.57
001	3467	Neel-Schaffer, Inc.	\$14,699.01
001	3467	Neel-Schaffer, Inc.	\$300.25
001	3368	Phillips Lumber & Home Center	\$12.20
001	3369	Phillips Lumber & Home Center	\$273.25
001	3370	Phillips Lumber & Home Center	\$28.27
001	3364	Venture Technologies	\$831.00
001	3522	Xerox Corporation	\$1,484.00
001	3462	Weatherford/McDade Ltd	\$8,800.00
002	176	MCEDA	\$302.04
002	176	MCEDA	\$54.57
002	176	MCEDA	\$143.29
002	176	MCEDA	\$6.46
002	176	MCEDA	\$231.03

002	176	MCEDA	\$55.00
002	176	MCEDA	\$498.50
002	176	MCEDA	\$182.45
002	176	MCEDA	\$492.81
002	176	MCEDA	\$272.85
002	181	MCEDA	\$736.66
002	181	MCEDA	\$267.00
002	181	MCEDA	\$634.91
002	181	MCEDA	\$1,000.00
002	181	MCEDA	\$142.77
002	181	MCEDA	\$444.70
110	191	City of Canton	\$45,308.73
301	29	Burris/Wagnon Architects	\$3,504.41
301	29	Burris/Wagnon Architects	\$4,540.05

The following claims were rejected:

303	5	Williford, Gearhart & Knight	\$1,802.50
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Said motion further directed that invoice numbers should be attached to each claim on the claims docket and further directed the Chancery Clerk to publish the Summary of Claims as required by law and to authorize the President to sign and approve the Claims Docket, a copy of which is found in the miscellaneous file to these minutes. 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 6th day of May, 2002.

**In the Matter of Awarding the Low Bid for Construction Work on the Old Camden School Project**

WHEREAS, Mr. Brad Sellers, appeared before the Board of Supervisors and requested that Barnett Mechanical & Electrical be awarded the construction work for the low bids of \$18,250.00 and \$8,950.00 for heating/cooling work and electrical work, respectively.

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to accept the low bids of Barnett Mechanical & Electrical for the heating/cooling work and the electrical work on the construction for the Old Camden School project 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 6th day of May, 2002.

**In the Matter of Acknowledging Receipt of a List of Full-Time Law Enforcement Officers**

WHEREAS, Sheriff Toby Trowbridge presented unto the Board of Supervisors a list of full-time law enforcement officers from his department and requested that said Board acknowledge receipt of same.

Following discussion of this matter Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to acknowledge receipt of a list of full-time law enforcement officers and that a copy of said list can be found in the miscellaneous file to these minutes 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 6th day of May, 2002.

### **In the Matter of Acknowledging Receipt of a List of Vehicles to Add to the Insurance Policy of the County**

WHEREAS, Sheriff Toby Trowbridge presented a list of undercover cars to be added to the County insurance policy and requested the Board to acknowledge receipt of said list for the minutes.

Following discussion of this matter Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to acknowledge receipt of a list of un-marked cars currently owned by the Sheriff's Department as allowed by law and that a copy of said list is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 6th day of May, 2002.

### **In the Matter of Authorizing 10 Un-marked Vehicles for Use By the Madison County Sheriff's Department**

WHEREAS, Mississippi law requires that the Sheriff seek approval for use of un-marked cars by his office for law enforcement purposes if the number of vehicles exceed ten.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to allow the Sheriff of Madison County, Mississippi to use up to 25 un-marked cars for law enforcement purposes as provided for by law. 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 6th day of May, 2002.

**In the Matter of the Authorization of the Board Attorney to Assist the Sheriff in Setting up a Petty Cash Account**

WHEREAS, Sheriff Toby Trowbridge requested the Board of Supervisors to authorize the Board Attorney to assist him in implementing a petty cash account for use by his offices with the drug money confiscated from time to time by his office.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the Board Attorney to assist the Sheriff of Madison County, Mississippi in setting up a petty cash account for use by his department. 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 6th day of May, 2002.

**In the Matter of the Receipt of Annual Forms from the Justice Department on Federal Seizure Funds**

WHEREAS, Sheriff Toby Trowbridge presented unto the Board of Supervisors a group of annual forms on the financial aspect of the federal drug seizure funds and requested that he be allowed to turn said forms over to Wallace Collins for completion and submission to the Justice Department.

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to authorize the Sheriff to turn the annual financial disclosure forms over to Wallace Collins for completion for and on behalf of the Sheriff's Office and submit it to the Justice Department as required by law having first determined that the services of Wallace Collins were necessary and in the best interest of Madison County. 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 6th day of May, 2002.

**In the Matter of Requesting the 14<sup>th</sup> Advance Under an Existing Loan Agreement dated March 6, 2001**

The Board of Supervisors of Madison County, Mississippi (the "County") acting for and

on behalf of the County, took up for consideration the matter of requesting and authorizing a fourteenth advance under the loan between the Mississippi Development Bank and the County dated March 6, 2001. After a discussion of the subject, Supervisor Karl M. Banks offered and moved for the adoption of the following resolution:

**RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI (THE "COUNTY") AUTHORIZING A FOURTEENTH ADVANCE UNDER THAT CERTAIN LOAN AGREEMENT, DATED MARCH 6, 2001, BY AND BETWEEN THE MISSISSIPPI DEVELOPMENT BANK AND THE COUNTY.**

**WHEREAS**, through its Resolution dated February 23, 2001, the Board of Supervisors of the County approved a loan from the Mississippi Development Bank to the County in an amount not to exceed \$13,000,000 (the "Loan") pursuant to the terms and conditions of that certain Loan Agreement (the "Loan Agreement"), dated March 6, 2001, by and between the Mississippi Development Bank and the County;

**WHEREAS**, the Board of Supervisors of the County now finds it necessary to approve the fourteenth advance under the Loan for the purpose of paying construction fees and expenses incurred in connection with the construction of the new County jail/Sheriff complex, the new Flora Public Library and renovation work at Madison County Medical Center (the "Project");

**WHEREAS**, pursuant to Mississippi Code §31-25-27, the County is authorized to request an advance under the Loan to raise money for the Project;

**WHEREAS**, pursuant to Section 3.02 of the Loan Agreement, the minimum Request for Advance shall be in the amount of \$100,000;

**WHEREAS**, on April 13, 2001, the County received the first advance under the Loan in the amount of \$308,541;

**WHEREAS**, on June 15, 2001, the County received the second advance under the Loan in the amount of \$273,988;

**WHEREAS**, on July 18, 2001, the County received the third advance under the Loan in the amount of \$733,431.34;

**WHEREAS**, on July 25, 2001, the County received the fourth advance under the Loan in the amount of \$800,000;

**WHEREAS**, on September 5, 2001, the County received the fifth advance under the Loan in the amount of \$396,890.71;

**WHEREAS**, on September 12, 2001, the County received the sixth advance under the Loan in the amount of \$522,574.12;

**WHEREAS**, on October 29, 2001, the County received the seventh advance under the Loan in the amount of \$374,670.43;

**WHEREAS**, on November 21, 2001, the County received the eighth advance under the Loan in the amount of \$356,998.69;

**WHEREAS**, on January 7, 2002, the County received the ninth advance under the Loan in the amount of \$262,926.02;

**WHEREAS**, on January 24, 2002, the County received the tenth advance under the Loan in the amount of \$460,822.84.

**WHEREAS**, on February 25, 2002, the County received the eleventh advance under the Loan in the amount of \$546,739.07.

**WHEREAS**, on April 1, 2002, the County received the twelfth advance under the Loan in the amount of \$518,006.58.

**WHEREAS**, on April 23, 2002, the County received the thirteenth advance under the IOan in the amount of Two Hundred Ninety-Seven Thousand Three Hundred Seventy-Seven and 68/100 Dollars (\$297,377.68).

**WHEREAS**, through its Resolution dated February 23, 2001, the Board of Supervisors of the County approved the substantial form of the Request for Advance to be used with each advance under the Loan.

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

**Section 1.** The Board of Supervisors of the County hereby finds that it is necessary and in the public interest to request an advance in the amount of Three Hundred Fifty-Five Thousand Three Hundred Ninety-Eight and 99/100 Dollars (\$355,398.99) from the Loan to raise money for the Project.

**Section 2.** The Board of Supervisors of the County hereby authorizes and approves the fourteenth advance under the Loan in the amount of Three Hundred Fifty-Five Thousand Three Hundred Ninety-Eight and 99/100 Dollars (\$355,398.99) for the Project.

**Section 3.** The President of the Board of Supervisors and the Chancery Clerk are hereby authorized and directed to execute the Request for Fourteenth Advance on behalf of the County with such changes, completions, insertions and modifications as shall be approved by the officers executing same.

**Section 4.** The disbursement by the Trustee of the Fourteenth Advance to the County shall be noted on Schedule I of the Promissory Note. The repayment of the principal amount of the Fourteenth Advance shall be payable in monthly installments which shall be set forth on Schedule II of the Promissory Note. The term for repayment of amounts advanced hereunder shall not exceed twenty-five (25) years.

**Section 5.** The Board of Supervisors hereby directs the Chancery Clerk to deposit and/or credit the proceeds of this advance into the 2001 Mississippi Development Bank Pool Loan Fund created in connection with the Loan.

**Section 6.** The Board of Supervisors authorizes and directs the Chancery Clerk to pay the invoice(s), submitted with the Request for Fourteenth Advance, within five (5) business days of receipt of the funds.

**Section 7.** The President of the Board of Supervisors and Chancery Clerk are hereby authorized and directed for and on behalf of the County to take any and all action as may be required by the County to carry out and give effect to the aforesaid documents authorized pursuant to this Resolution and to execute all papers, documents, certificates and other instruments that may be required for the carrying out of the authority conferred by this Resolution in order to evidence the authority.

**Section 8.** The Board of Supervisors hereby approves the Schedule of Principal Installments, as set forth in **Exhibit A**, for the fourteenth advance under the Loan to be attached to the Promissory Note entered into by the County on March 6, 2001.

Supervisor Marc Sharpe seconded the motion to adopt the foregoing Resolution and, the question being put to a roll call vote, the result 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 6th day of May, 2002, a copy of a signed resolution is found in the miscellaneous file to these minutes.

**EXHIBIT A**

**SCHEDULE OF PRINCIPAL INSTALLMENTS**

**SCHEDULE II**

**SCHEDULE OF PRINCIPAL INSTALLMENTS**

Draw #14 - monthly principal payments of \$1242.65 for first 285 months with monthly principal payments of \$1243.74 for remaining 1 month.

**In the Matter of a Contract for Professional Services with Copeland, Cook, Taylor & Bush to Represent Madison County, Mississippi**

WHEREAS, Copeland, Cook, Taylor & Bush has presented the Board with a contract for professional services regarding the disposal services for solid waste from the County to a Municipal Solid Waste Landfill and/or a host agreement for certain solid waste disposed of in the County, and in the preparation of a Request for Proposals on the referenced landfill;

WHEREAS, the Board did find that said professional services in regard to soliciting for written proposals on behalf of the County to provide disposal services for solid waste 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, Supervisor W. T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion for the Board to enter into a contract for professional services with Copeland, Cook, Taylor & Bush and to authorize the Board President to sign the contract (A copy of which can be found in the Miscellaneous File to these minutes), regarding the disposal services for solid waste from the County, and for the preparation of a Request for Proposals for the same (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 6th day of May, 2001.

**In the Matter of the Appointment of Robert Martin to the Madison County Medical Center Hospital Board**

WHEREAS, Mr. Paul Griffin discussed with the Board of Supervisors the appointment to the Board of Trustees of the Madison County Medical Center of a representative of District Five.

Following this discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion appointing Robert Martin to the Board of Trustees of the Madison County Medical Center to serve out the unfinished term of Dwight Luckett who resigned because of employment reasons. 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 6th day of May, 2002.

### **In the Matter of Naming of a Private Road, Oakwood Place**

WHEREAS, Mr. Bill Weisenberger, Director of E-911 appeared before the Board of Supervisors and requested that a new private road located in Section 14, Township 9 North, Range 3 East, Madison County, Mississippi be named as Oakwood Place and that a copy of the map showing the location of said private road can be found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to name a new private road as shown on the map found in the miscellaneous file to these minutes as Oakwood Place per the recommendation of the E-911 Director. 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 6th day of May, 2002.

There being no further business to come before the meeting of the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor W.T. "Bill" Banks and seconded by Supervisor Karl M. Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Friday, May 10, 2002 at 9:30 a.m.

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David H. Richardson, President  
Madison County Board of Supervisors