

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

REGULAR MEETING OF NOVEMBER 22, 2002
Recessed from regular meeting conducted on November 15, 2002

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on the 22nd day of November, 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 that day:

Present:

Absent:

Supervisor Karl M. Banks
Supervisor Marc Sharpe
Supervisor W. T. "Bill" Banks
Supervisor David H. Richardson
Supervisor Paul Griffin
Sheriff Toby Trowbridge
Veronica Naylor, 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 Acceptance of Easements and Deeds on
North Livingston Road and the Payment of Compensation**

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented an executed warranty deed for right-of-way on the North Livingston Road project from Eunice E. Phillips and recommended the Board of Supervisors authorize the payment of \$2,108.00 as just compensation for this right-of-way, and that a copy of said deed is found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to accept the right-of-way and that a copy of the warranty deed conveying said right-of-way is found in the miscellaneous file to these minutes and to further authorize the Clerk to pay the sum of \$2,108.00 to Eunice E. Phillips as just compensation for the right-of-way so obtained. 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 22nd day of November, 2002

In the Matter of Establishing Just Compensation for Right-of-Way on North Livingston Road

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented memorandums requesting the establishment of just compensation for right-of-way on property owned by the following:

Lena Marshall	\$906.90
Woodmen of the World (Minnie Jones)	\$6,027.40
Johnnie Lee McDonald, Jr.	\$1,050.00
Robert McDonald	\$1,693.00

Following additional discussion of this matter, Supervisor W.T. “Bill” Banks moved and Supervisor Marc Sharpe seconded a motion to accept the just compensation as recommended by Mr. Sample in the amounts referenced above for property on North Livingston Road owned by the above referenced property owners, and that copies of the memorandums from Mr. Sample 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 22nd day of November, 2002

In the Matter of Naming a Private Road – Lazy Oak Lane

WHEREAS, Mr. Bill Weisenberger, Director of E-911, submitted a requested from Mr. Bradley K. Pierce to name a private road, “Lazy Oak Lane” and informed the Board of Supervisors that said road is located in Section 34, Township 8 North, Range 2 East in Madison County, Mississippi running north off Green Oak Lane between North Oak Drive and Dogwood lane, and that a copy of the request of Mr. Weisenberger setting forth the location of said road 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 naming of the private road as “Lazy Oak Lane, Pvt.” as requested by Mr. Weisenberger and that a copy of his memorandum is found in the miscellaneous file to these minutes and further that the Madison County Road Map and the Madison County Road Registry be amended to reflect this change. 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 22nd day of November, 2002.

**In the Matter of Creating a Public Improvement
District known as the Parkway East**

**ORDINANCE OF THE MADISON COUNTY BOARD OF SUPERVISORS
CREATING A PUBLIC IMPROVEMENT DISTRICT TO BE KNOWN AS
PARKWAY EAST AND OTHER MATTERS GERMANE THERETO**

WHEREAS, pursuant to House Bill 1558, Mississippi Legislature 2002, all the landowners of property lying in a proposed public improvement district filed a petition to establish a public improvement district to be known as "Parkway East" before the Madison County Board on Supervisors on August 16, 2002; and

WHEREAS, the Board of Supervisors of Madison County, Mississippi, did cause a Notice of Public Hearing to run for the time and manner required by law four times in the Madison County Herald and further a hearing on the creation of the public improvement district was held at 10:00 A.M. on September 13, 2002, before the Madison County Board of Supervisors; and

WHEREAS, a copy of the description of the public improvement district "Parkway East" is attached to the Ordinance which is found in the miscellaneous file to these minutes and incorporated herein by reference; and

WHEREAS, the initial Board of Directors of the Public Improvement District "Parkway East" shall be Brad Sellers, Todd Cameron, Ken Wilbanks, Barry Parker and Helen Keller.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, that the Public Improvement District "Parkway East" is hereby created and the initial Board of Directors shall be Brad Sellers, Todd Cameron, Ken Wilbanks, Barry Parker and Helen Keller with the description of Parkway East being as follows, to-wit:

Commence at the SW corner of the NE ¼ of Section 6, Township 7 North, Range 2 East, Madison County, Mississippi and run S 89°40'53" E for a distance of 633.62 feet to an iron pin on the easterly right of way of Interstate Highway #55 as per Federal Aid Project # 1-55-2 (17)105, said iron pin is the Point of Beginning of the parcel herein described. From the Point of Beginning run thence Northerly along the East right of way of Interstate Highway #55 to the Northeast corner of property owned by Patricia Ann Crotwell, as recorded in Deed Book 204, Page 90, run thence S 0°22'31" E along the East boundary of Section 29, to the Northwest corner of the Northwest ¼ of the Southwest ¼, thence run East along the ½ Section line, of Section 28, to the Northeast corner of the Northeast ¼ of the Southwest ¼, run thence Northerly to the Northwest corner of the Southwest ¼ of the Northeast ¼, run thence Easterly along the ¼ Section line of the Northeast ¼ of Section 28 for 424.64 feet, run thence North 1375.00 feet to the South right of way line of Gluckstadt road, run thence Easterly along the South right of way line of Gluckstadt road to the intersecting right of ways of Gluckstadt road and Weisenberger road, run thence along the Southwest right of way line of Weisenberger road to the intersection of the Southwest right of way line of Weisenberger road and the Illinois Central Gulf Railroad, as it was laid out on December 17, 1984, run thence Southwest along the West right of way line of the Illinois Central Gulf Railroad to the intersection of North line of Section 28 and the Illinois Central Gulf Railroad right of way, run thence N 89°11' W along the North line of Sections 32 and 33 for a distance of 678.2 feet, run thence S 06°51' E for a distance of 1255.77 feet to the West right of way line of the above mentioned railroad, run thence S 23°46' W along said railroad for a distance of 1527.8 feet; run thence N 89°55' W for a distance of 2670.06 feet, run thence 89°55' W along an old fence 999.10 feet, run thence S 00°20' W along the East line of Block 17, Gluckstadt Colony for a distance of 225.69 feet to the centerline of Bear Creek, thence run South-westerly along the centerline of Bear Creek to the East line of the James Thorne property, run thence N 00°20' E along said East line 1177.69 feet to the Northeast corner thereof, run thence N 89°40' W along the North line of said James Thorne property 1320.0 feet to the Northwest

corner thereof, run thence S 00°20' W along the West line of the said James Thorne property 1475.45 feet to the centerline of the aforementioned Bear Creek, run thence Westerly along the centerline of said Bear Creek to the West line of said Section 32, run thence South along the section line dividing Sections 31 and 32 to the Section corner of Sections 31,32,6 and 5, run thence East along the South section line of Section 32 to the centerline of aforementioned Bear Creek, run thence South-easterly along the centerline of Bear Creek to the Northeast corner of the Sunnybrook Children's Home, Inc., run thence East along the half (1/2) section line of sections 5 and 6 to the intersection of the West right of way line of Locust Lane, a 50-foot wide roadway (formerly Cemetery Road), run thence S 30°15'42" W leaving the West right of way line of the last reference roadway for a distance of 483.709 feet, run thence counterclockwise along the arc of a curve for a distance of 753.531 feet, said curve having a central angle of 45°17'50", a radius of 953.130 feet, a cord bearing and distance of S 07°36'47" W for a distance of 734.060 feet, run thence S 15°02'08" E for a distance of 939.711 feet, run thence clockwise along the arc of a curve for a distance of 721.797 feet, said curve having a central angle of 27°53'29", a radius of 1482.750 feet, a cord bearing and distance of S 01°05'24" E for a distance of 714.691 feet, run thence S 02°41'47" E for a distance of 300.735 feet, run thence S 26°56'46" W for a distance of 394.429 feet, run thence counterclockwise along the arc of a curve for a distance of 403.594 feet, said curve having a central angle of 52°33'18", a radius of 440.00 feet, a cord bearing and distance of S 00°40'07" W for a distance of 389.593 feet, run thence clockwise along the arc of a curve for a distance of 297.923 feet, said curve having a central angle of 47°24'57", a radius of 360.000 feet, a cord bearing and distance of S 01°54'04" E for a distance of 289.494 feet, run thence S 21°48'25" W for a distance of 334.181 feet to a point on the North right of way line of Mississippi State Highway Number 463 as was found to exist on October 28, 1999, run thence along the last reference right of way line as follows: N 63°03'49" W for a distance of 78.489 feet, run thence N 57°17'04" W for a distance of 88.132 feet to a point referenced as per drawing titled 'Property to be Acquired from Sunnybrook Properties, LLC, 008-0-01-W on Federal Aid Project No. 59-0055-02-177-10, MS 463 over I-55 Madison County, Mississippi by "Mississippi Transportation Commission" as being located 10.150 meters (33.30 feet) northerly of Station 2+866.526 (metric) as shown on the last reference drawing, run thence N 23°36'40" E for a distance of 113.270 feet to a point located 44.261 meters (145.21 feet) northerly of Station 2+871.774 (metric) as shown on the last referenced drawing, run thence N 64°27'28" W for a distance of 379.410 feet to a point located 33.233 meters (109.03 feet) northerly of Station 2+985.467 (metric) as shown on the last referenced drawing, run thence N 67°49'59" W for a distance of 56.810 feet, leaving the last referenced right of way line, run thence N 28°24'04" E for a distance of 188.230 feet, run thence N 61°35'56" W for a distance of 5.000 feet, run thence S 28°24'04" W for a distance of 20.000 feet to the Northeast corner of Lot No. 2 of the Subdivision plat of record known as Northeast Quadrant – Subdivision Part One on file in the office of the Chancery Clerk of Madison County at Canton, Mississippi, run thence N 61°35'56" W along the north line of Lot No. 2 for a distance of 200.000 feet to the Northwest corner of Lot No. 2 and being a point on the east right of way line of a paved public roadway known as Eastgate Drive, run thence N 28°24'04" E along the East along the last referenced roadway for a distance of 8.270 feet, run thence N 61°35'56" W along the North line of the last referenced roadway for a distance of 88.820 feet to the Southeast corner of that certain parcel of land conveyed to Three W, a Mississippi General Partnership as per Deed Book 436 at Page 632 of the Madison County Land Records, run thence N 28°24'04" E along the east line of the last referenced parcel of land for a distance of 30.501 feet to the Northeast corner of the last referenced parcel, run thence N 61°35'56" W along the north line of the last referenced parcel of land for a distance of 291.300 feet to the Northwest corner of the last referenced parcel, run thence S 28°24'07" W along the west line of the last referenced parcel of land for a distance of 30.501 feet to a point on the west line of Lot 1 of the subdivision plat of record know as Quadrant Subdivision Part One on file in the office of the Chancery Clerk of Madison County at Canton, Mississippi, run thence N 61°35'56" W for a distance of 210.000 feet, run thence S 28°24'04" W for a distance of 88.678 feet to a point on the relocated right of way line of Interstate 55 as per drawing titled "Property to be Acquired from Sunnbrook Properties, LLC,

008-0-01-W on Federal Aid Project No. 59-0055-02-177-10, MS 463 over I-55 Madison County, Mississippi by Mississippi Transportation Commission”, run thence along the relocated right of way line as follows: N 04°03’13” W for a distance of 521.897 feet to a point located 80.500 meters (264.11 feet) easterly of Station 9+370(metric) as shown on the last referenced drawing, run thence N 16°24’55” E for a distance of 318.855 feet to a point located 60.000 meters (196.85 feet) easterly of Station 9+465 (metric) as shown on the last referenced drawing, run thence N 06°18’26” E for a distance of 120.090 feet to a point located 45.704 meters (149.95 feet) easterly of Station 9+500 (metric) as shown on the last referenced drawing, run thence N 28°40’31” E along right of way as established by existing monumented evidence for a distance of 224.104 feet, run thence N 27°36’00” E for a distance of 205.200 feet, run thence counterclockwise along the arc of a curve for a distance of 1471.878 feet, said curve having a central angle of 27°19’36”, a radius of 3086.090 feet, a cord bearing and distance of N 12°45’10” E for a distance of 1457.967 feet, run thence N 03°03’00” W for a distance of 205.200 feet to a right of way monument found in place on January 5, 2000, run thence N 03°44’00” W for a distance of 179.419 feet to the Point of Beginning, containing 1369.141 Acres, more or less, and being located as indicated on Exhibit “B”.

Less and Except:

All that part of the above described property lying South of the Northerly boundary of Section 6, T7N-R2E, Madison County, being a part of the S.L. Sethi property as described in Deed Book 464 at Page 731 of the Records of the Chancery Clerk of said Madison County at Canton, Mississippi.

BE IT FURTHER ORDAINED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, that the Board of Directors of the Public Improvement District “Parkway East” be and is hereby granted the powers as outlined in House Bill 1558, Mississippi Legislature 2002.

SO ORDAINED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, on this the 22nd day of November, 2002.

Said Ordinance having been first reduced to writing and after discussion on the matter, full and complete, Supervisor W.T. “Bill” Banks moved for the adoption of the above and foregoing Ordinance and Supervisor Marc Sharpe seconded the motion to adopt said Ordinance and to accept a letter from S.L. Sethi, a copy of which is found in the miscellaneous file to these minutes, and the question being put to a roll call vote, the result 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 a majority of the Board of Supervisors present, the President declared the Motion carried, and the Ordinance duly adopted at a regular meeting of the Board of Supervisors of Madison County, Mississippi, on this the 22nd day of November, 2002.

In the Matter of Amending the Budget for the Adolescent Offender Program and Approving the Request of the Director

WHEREAS, Dr. Sara Beard and the Honorable William S. Agin appeared before the Board of Supervisors and presented a request to amend the current budget for the Adolescent Offender Program and to approve the hiring of certain personnel and other budget expenditures and that a copy of said letter and said budget amendments are found in the miscellaneous file to these minutes; and

WHEREAS, Dr. Beard further informed the Board of Supervisors that Tammy Wells, who the Board had previously approved as an AOP Counselor, had decided against accepting the employment position as offered and that a replacement should be found for Ms. Wells.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to amend the current fiscal year budget to a total amount of \$185,454.00 to be funded by a 100% reimbursement from the State of Mississippi and that a copy of said budget narrative is found in the miscellaneous file to these minutes and to further approve the hiring of personnel to administer said program as follows:

Kim Hampton-Clark, AOP Counselor	\$24,500/year
AOP Counselor (un-filled position)	\$23,000/year
De'Andre Jones	\$9,000/year (part-time)
John Scott (security)	\$9,000/year (part-time)
Willie McKinney (security & transportation)	\$9,000/year (part-time)

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 22nd day of November, 2002.

In the Matter of Authorizing the Board Attorney to Prepare an Easement for Stribling Road

WHEREAS, Mr. Rudy Warnock, County Engineer, appeared before the Board of Supervisors and presented a request to repair a culvert on Stribling Road and informed the Board of Supervisors that an easement for temporary construction purposes and drainage purposes was necessary to repair the drainage on said road.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. “Bill” Banks seconded a motion to authorize the Board Attorney to prepare an easement to repair a culvert on Stribling Road 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 22nd day of November, 2002.

In the Matter of Accepting Three Easements on Joe Hall Road

WHEREAS, Mr. Rudy Warnock, County Engineer, appeared before the Board of Supervisors and presented three easements for right-of-way purposes on Joe Hall Road and that copies of said easements are found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to acknowledge easements from the following:

Richard E. McCraw and wife, Linda McCraw
Darrell D. Scott and wife, Bettie P. Scott
William H. Vaughn, Jr.

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 22nd day of November, 2002.

In the Matter of the Adoption of a Final Resolution for a Tax Exemption for Parker Hannifin Corporation

WHEREAS, Veronica Peppers, with the Madison County Economic Development Authority, appeared before the Board of Supervisors and presented an October 18, 2002 letter from the Mississippi State Tax Commission approving a ten (10) year ad valorem tax exemption for Parker Hannifin Corporation commencing on January 1, 2002, with a total true value \$403,214.00; and

WHEREAS, the Board of Supervisors desire to adopt a final order acknowledging receipt of the approval from the MS State Tax Commission in granting the tax exemption as requested by Parker Hannifin Corporation.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Karl M. Banks seconded a motion to adopt a final order granting the tax exemption to Parker Hannifin Corporation for a period of ten (10) years from and after January 1, 2002 with a total true value of \$403,214.00 as approved by the MS State Tax Commission and to further authorize the Clerk to record the application, a copy of which is found in the miscellaneous file to these minutes, and this Order approving said exemption and to further send a copy of said Final Order to the Mississippi State Tax Commission and to the State Auditor. 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 22nd day of November, 2002.

In the Matter of Approval of a Request for the Use of the Historic Courthouse by the Rembert Washington Memorial Chorale

WHEREAS, the Board of Supervisors has received a request from the Rembert Washington Memorial Chorale group requesting to use the south side of the Courthouse steps for the singing of Christmas carols on Thursday, December 5, 2002 following the Canton Christmas parade.

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to authorize the use of the southside of the Madison County Historic Courthouse steps for the purposes of singing Christmas carols by the Rembert Washington Memorial Chorale on Thursday, December 5, 2002. 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 22nd day of November, 2002

In the Matter of Approval of a General Service Agreement between Dean & Dean Associates/Architects and Madison County

WHEREAS, Ms. Kathy Mangialardi, Senior Associate with Dean & Dean Associates/Architects appeared before the Board of Supervisors and presented a General Services Contract for professional architectural services; and

WHEREAS, the Board of Supervisors after reviewing said matter determined that it would be in the best interest of the citizens of Madison County, Mississippi to enter into an agreement for professional services with Dean & Dean Associates/Architects for these professional services.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the Board President to execute the General Services Contract for professional services with Dean & Dean Associates/Architects having determined that said professional services were necessary and in the best interest of the citizens of Madison County, Mississippi, 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 22nd day of November, 2002.

In the Matter of Authorizing the Notice to Proceed on a Contract for Emergency Repairs to the Historic Madison County Courthouse

WHEREAS, Ms. Kathy Mangialardi, Architect, appeared before the Board of Supervisors and recommended authorize the issuance of a notice-to-proceed to Independent Roofing Systems, Inc. to begin emergency repairs to the roof of the Historic Madison County Courthouse.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the Board President and Architect to issue the notice-to-proceed to the contractor, Independent Roofing Systems, Inc., to make emergency repairs to the Historic Madison County Courthouse roof, and that a copy of said notice-to-proceed 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 22nd day of November, 2002

In the Matter of Authorizing the Board President to Execute a Letter to the MS Development Authority

WHEREAS, the Board of Supervisors next reviewed obtaining a proposed a CDBG Economic Development loan for up to \$675,000 to assist IMS Autrans, LLC with the purchase of equipment and working capital to establish operations at the Nissan Suppliers Logistics Center near Canton, Mississippi; and

WHEREAS, the Board of Supervisors determined that it would be in best interest of the citizens of Madison County to authorize the Board President to execute a letter to the MS Development Authority determining that the proposed CDBG activities will not physically alter operations at the proposed Logistics Center and further determining that the proposed project has been determined to be “Categorically Excluded” under 24 CFR Par 58.75 and is further “Exempt” under 24 CFR Part 58.34 of the National Environmental Policy Act of 1969. The Board of Supervisors further authorized the Board President to execute a Memorandum of Agreement with IMS Autrans, LLC. for a CDBG Economic Development Loan.

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 execute a letter outlining the matters and facts determined by the Board of Supervisors as set forth above and that copies of said letter and Memorandum of Agreement are found in the miscellaneous file to these minutes. The vote on said matter was as follows, to-wit:

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

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 22nd day of November, 2002.

In the Matter of the Approval of April and May Monthly Reports, Compensatory Time Report of the Department of Road Management

WHEREAS, Ms. Helen Keller with the Road Department did present to the Board of Supervisors the April Monthly Report, May Monthly Report and a Compensatory Time Report (Copies of said reports are found in the miscellaneous file to these minutes.)

Following review and discussion of this matter, Supervisor W.T. “Bill” Banks moved and Supervisor Paul Griffin seconded a motion to accept and approve the foregoing reports as set forth above as submitted by the Road Manager and acknowledge the copies of same 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 22nd day of November, 2002.

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

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

Lessee – Canton Municipal Utilities
located in Section 16, T9N, R1E,
Madison County, Mississippi
Term of Lease - 25 years

<u>Year</u>	<u>Annual Rent</u>
1-25	\$580.80

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. “Bill” Banks seconded a motion to approve the 16th Section Lease, 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 22nd day of November, 2002.

**In the Matter of Acknowledging Receipt of Proposals for
Professional Services for Re-Districting Process**

WHEREAS, the Board of Supervisors previously requested proposals be submitted for consulting services to Madison County for the purposes of considering redistricting said county after the last decennial census; and

WHEREAS, the Board of Supervisors did receive proposals for consulting services in regard to redistricting of Madison County from the following entities:

Central Mississippi Planning & Development District
Joseph A. Lusteck & Associates, Inc.
Holland & Rigby
R.M.B. Enterprises

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. “Bill” Banks seconded a motion to acknowledge receipt of said proposals and to that them under advisement and that copies of said proposals 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: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 22nd day of November, 2002

In the Matter of Approval of Notice to the Madison County Human Resource Agency

WHEREAS, the Board of Supervisor had previously sent notice to all department heads regarding the increase in rates for health and life insurance for participants in the plan of Madison County; and

WHEREAS, the Human Resource Agency has contacted Madison County and did not receive notification of such increase and the Board now desires to forward said copy of said increase to said agency.

Following additional discussion of this matter, Supervisor Paul Griffin moved and Supervisor W.T. "Bill" Banks seconded a motion to forward a notice of increase in health insurance rates to the Human Resource Agency and that a copy of said notice 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: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 22nd day of November, 2002.

In the Matter of the Approval to Transfer Money from the State Drug Seizure Fund to the Madison County Sheriff's Office PIPE Fund

RESOLUTION

WHEREAS, Sheriff Toby Trowbridge requested the Board to approve a transfer from the State Drug Seizure Fund in the amount of \$1,585.00 to the Madison County Sheriff's PIPE Fund to allow Narcotics Investigators to use in the performance of their duties; and

WHEREAS, the Board of Supervisors does hereby desire to approve this transfer of funds from the Sheriff's State Drug Seizure fund to the Madison County Sheriff's Office PIPE fund.

NOW BE IT THEREFORE RESOLVED BY THE SUPERVISORS OF MADISON COUNTY, MISSISSIPPI the Clerk is hereby authorized to transfer the amount of \$1,585.00 to the Madison County Sheriff's Office PIPE fund from the Sheriff's State Drug Seizure fund for the purpose of allowing Narcotics Investigators to use in the performance of their duties.

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

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: 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 22nd day of November, 2002.

**In the Matter of the Approval of Travel for Deputies to
Pick-up a Prisoner and Return the Prisoner to Madison County**

RESOLUTION

WHEREAS, Chief Eddie Belvedresi has requested the Board to approve travel in the amount of \$200.00 to be used by Deputy Watts Johnson and Deputy Wayne Wells to travel to Tallahassee, Florida to pick up a prisoner and return said prisoner to Madison County, and that a copy of a memorandum from Chief Eddie Belvedresi is found in the miscellaneous file to these minutes.

NOW BE IT THEREFORE RESOLVED BY THE SUPERVISORS OF MADISON COUNTY, MISSISSIPPI the Clerk is hereby authorized to issue a check in the amount of \$200.00 to Watts Johnson, Deputy Sheriff, for travel to Tallahassee, Florida to pick up a prisoner and return to Madison County.

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

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: 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 22nd day of November, 2002.

In the matter of the Authorization of the Clerk to Issue a check for Supply Services Rendered to Metro Rock, Inc.

RESOLUTION

WHEREAS, Metro Rock, Inc. is requesting payment in the amounts of \$526.96, \$5,420.24 and \$1,411.40 for the supply and delivery of gravel for the Madison County Road Department; and

WHEREAS, the Board of Supervisors finds said claim is valid and desires to submit payment due to Metro Rock, Inc. in the amounts of \$526.96, \$5,420.24 and \$1,411.40.

NOW BE IT THEREFORE RESOLVED BY THE SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that the Clerk of this Board is hereby directed to pay the sums of \$526.96, \$5,420.24 and \$1,411.40 to Metro Rock, Inc. for supply and delivery of gravel for use by the Madison County Road Department.

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

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Absent
Supervisor Paul Griffin - District V	Voted: 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 22nd day of November, 2002.

In the Matter of Authorizing the Board Attorney to Respond to an Inquiry by TransAm Financial Group Regarding the Madison County Tax Sale

WHEREAS, the Board of Supervisors received correspondence from TransAm Financial Group concerning the most recent tax sale conducted in Madison County and desire for the Board Attorney to review said matter and to respond on behalf of Madison County, Mississippi to the allegations raised concerning the most recent tax sale.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion for the Board Attorney to investigate the allegations of TransAm Financial Group regarding the most recent Madison County tax sale having 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: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 22nd day of November, 2002

In the Matter of Accepting an Easement from Robert H. Canizaro and Jean Canizaro Enochs

WHEREAS, the Board of Supervisors has received an easement from Robert H. Canizaro and Jean Canizaro Enochs clarifying right-of-way owned by Madison County in Section 33, T7N, R1E on property located along the Mary Myles Subdivision in Madison County, Mississippi and that a copy of said deed is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. “Bill” Banks seconded a motion to acknowledge receipt of the easement and to accept easement in favor of Madison County, Mississippi and that a copy of said easement 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: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 22nd day of November, 2002.

In the Matter of Acknowledging Receipt of Correspondence from Hinds County, Mississippi Regarding the Madison County Solid Waste Plan Amendment

WHEREAS, the Board of Supervisors had previously notified adjoining counties of its intent to amend the Solid Waste Management Plan for Madison County to provide for additional site for Subtitle D Landfill; and

WHEREAS, in response to said notification the Board of Supervisors received correspondence from the Hinds County Board of Supervisors via certified mail and that a copy of said correspondence and supporting documentation are found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor W.T. “Bill” Banks moved and Supervisor Paul Griffin seconded a motion to acknowledge receipt of the correspondence and information from the Hinds County Board of Supervisors regarding the proposal for an additional site for Subtitle D Landfill in 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: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 22nd day of November, 2002.

In the Matter of Approval of a Pay Request McMillan-Pitts Construction Co., LLC for Services Provided on New Flora Public Library

WHEREAS, the Board of Supervisors has been presented an application and certificate for payment submitted for and on behalf of McMillan-Pitts Construction Co., LLC for construction work performed on that contract regarding the New Flora Public Library in the amount of \$41,474.72.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. “Bill” Banks seconded a motion to approve the application for certificate of payment to Millan-Pitts Construction Co., LLC in the amount of \$41,474.72 for construction work on the New Flora Public Library and to further authorize the request to the MS Development Bank under the \$13 million bond issue for funds necessary to pay the above referenced amounts and to further amend the budget for the current fiscal year to reflect this transaction, 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: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 22nd day of November, 2002.

In the Matter of Acknowledging Receipt of a Letter from the City of Madison Public Works Director

WHEREAS, the Board of Supervisors received a request from the City of Madison Public Works Director to clear right-of-way and to make additional road improvement along existing and proposed Tisdale Road in Madison County, and that a copy of said letter is found in the miscellaneous file to these minutes.

Following additional discussion of this matter, Supervisor W.T. “Bill” Banks moved and Supervisor Marc Sharpe seconded a motion to acknowledge receipt of correspondence from the City of Madison and that a copy of said letter 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: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 22nd day of November, 2002.

In the Matter of Advertising County Resources

WHEREAS, the Board of Supervisors has received a request from the City of Ridgeland Chamber of Commerce requesting the Board of Supervisors help sponsor the annual 2003 Banquet for said Chamber of Commerce and advertise the County’s resources at said event; and

WHEREAS, the Board of Supervisors also received a request from the Madison County Chamber of Commerce requesting the County to assist in sponsoring its annual banquet; and

WHEREAS, the Board of Supervisors does hereby find that it is in the best interest of Madison County to advertise its resources via sponsorship of the City of Ridgeland Chamber of Commerce banquet and sponsorship of the Madison County Chamber of Commerce banquet.

Following additional discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. “Bill” Banks seconded a motion to advertise Madison County’s resources by assisting in sponsoring the City of Ridgeland Chamber of Commerce annual banquet by purchasing a banquet sponsorship in the amount of \$600 and to further advertise Madison County’s resources by assisting in the sponsorship of the Madison County Chamber of Commerce banquet in the amount of \$600 for its upcoming banquet. 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: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 22nd day of November, 2002.

In the Matter of Entering into “Closed Session” to Determine Whether or not the Board should declare an Executive Session

WHEREAS, the Board of Supervisors after beginning the meeting in open session, determined that it was necessary to enter into closed session for a brief discussion.

Following this discussion and pursuant to terms of Mississippi Code Annotated Section 25-41-7, as Amended, Supervisor Paul Griffin offered and Supervisor W.T. “Bill” Banks seconded the motion to make a closed determination upon the issue of whether or not to declare an executive session for the purpose of discussing a pending legal matter with the following persons deemed necessary for discussions, deliberations and recording of such executive session, to-wit: members of the Board, Sheriff Toby Trowbridge, and the Board Attorney. 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: Absent
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 22nd day of November, 2002.

In the Matter of Entering into Executive Session

WHEREAS, a discussion of the nature of the matters requiring executive session was had and Supervisor David H. Richardson, informed the Board that he wished to discuss a pending legal matter.

Following a brief discussion, Supervisor Karl M. Banks offered and Supervisor Paul Griffin seconded a motion to enter into "Executive Session" to discuss personnel matters as provided 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 and he then declared the Board of Supervisors to be in "Executive Session" for the consideration of such matters on this the 22nd day of November, 2002.

President Richardson then reopened the meeting and informed the public of the reason for the Executive Session being taken.

In the Matter of Authorizing the Board Attorney to Respond to a Request from the Equal Employment Opportunity Commission

WHEREAS, the Board of Supervisors has received a letter of inquiry from the Equal Employment Opportunity Commission concerning certain confidential employee matters within Madison County, Mississippi and desires to authorize the Board Attorney to assist in responding to this request for information.

Following a discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to authorize the Board Attorney to respond to the request for information concerning County employees to the Equal Employment Opportunity Commission having 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 22nd day of November, 2002.

The Board of Supervisors concluded the Executive Session and upon a unanimous vote of the Board members present the President declared the Board of Supervisors to again be in open session to consider all county business.

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 Karl M. Banks and seconded by Supervisor Marc Sharpe and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Tuesday, November 26, 2002 at 9:30 a.m.

David H. Richardson, President
Madison County Board of Supervisors