

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

REGULAR MEETING OF OCTOBER 3, 2005
Being the first day of the October 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 October 3, 2005, in the County Law Library located on the second floor of the Madison County Circuit Courthouse in Canton, Mississippi, as follows, to-wit:

The President of the Board, Paul Griffin, presided and called the meeting to order. The following members were present that day:

Present:

Supervisor Douglas L. Jones
Supervisor Tim Johnson
Supervisor Andy Taggart
Supervisor Paul Griffin
Supervisor Karl M. Banks
Sheriff Toby Trowbridge
Chancery Clerk Arthur Johnston

Absent:

Also in attendance:

County Administrator Donnie Caughman
County Comptroller Mark Houston
County Road Manager Prentiss Guyton
Board Secretary Cynthia Parker
Board Attorney Edmund L. Brunini, Jr.
County Purchase Clerk Hardy Crunk
Emergency Management Director Butch Hammack

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Emergency Management Director Butch Hammack opened the meeting with a prayer and Supervisor Douglas L. Jones led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

In re: Approval of Minutes From September, 2005 Term

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the September 2005 term, said meetings having been conducted on September 6, September 14, September 15, September 19, and September 30, 2005,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to approve the Minutes as presented with certain amendments which were read in open session, and to authorize the President to sign said Minutes after said corrections have been made. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Not Present and Not Voting
Supervisor Paul Griffin	Aye

President's Initials: _____

Date Signed: _____

the matter carried by the unanimous vote of those present and the Minutes for the September 2005 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 3rd day of October, 2005.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President did announce that he and County Administrator Donnie Caughman had conferred in advance of the meeting as to certain matters denominated "Consent Items" which bear Item numbers (2) through (12) on the Agenda and that the same appeared to be routine, non-controversial matters on which all Supervisors were likely to agree, and

WHEREAS, the Board President did explain that any Supervisor could, in advance of the call of the question, request that any item be removed from the Consent Agenda, and

WHEREAS, Board President Paul Griffin did request that Item (3) be removed from the consent agenda and addressed separately, and

WHEREAS, Supervisor Andy Taggart did request that Items (4) and (8) be removed from the consent agenda and addressed separately, and

WHEREAS, the following items were taken up as "Consent Items," to-wit:

(2) Approve Payments for Damages to Vehicle Windshield – Billy Endris

The claim of Billy Endris in the amount of \$661.33 was and is hereby accepted and approved for the reasons set forth in that certain "Incident Report" a copy of which, together with its attachments, may be found in the Miscellaneous Appendix to these Minutes. The Chancery Clerk was and is hereby directed to issue payment accordingly.

(5) Approval of Quote for Legal Descriptions of Voting Precincts

The firm of Holland and Rigby was and is hereby authorized to prepare legal descriptions of county voting precincts as set forth in that certain estimate dated August 31, 2005, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, payment of the sum of \$3,220.00 unto said firm was and is hereby authorized to be made upon completion of the scope of work outlined therein.

(6) Authorize New Mileage Reimbursement Rate

The mileage reimbursement rate set forth in that certain memorandum dated September 13, 2005 was and is hereby established and decreed to be in force and effect from and after September 1, 2005.

(7) Approval of Emergency Purchases

Those certain purchases made pursuant to the Declaration of Emergency issued by the Chancery Clerk on August 27, 2005 due to the impending effects of Hurricane Katrina, the same having been acknowledged, affirmed, and ratified herein above, were and are hereby approved, true and correct copy of invoices reflecting such purchases may be found in the Miscellaneous Appendix to these Minutes. To the extent not done so previously, the Chancery Clerk was and is hereby authorized and directed to issue pay warrants as to each invoice.

(9) Consideration of *En Masse* Petitions for Reduction of Assessments – Real Property 2005

The *en masse* petitions for the reduction of assessment of real property taxes in the total amounts

President's Initials: _____

Date Signed: _____

of (1) \$198,317; (2) \$211,738; (3) \$221,246; (4) \$250 which petitions, together with their spreadsheet attachments are attached hereto as Collective Exhibit A, B, C, and D spread hereupon, and incorporated herein by reference were and are hereby approved.

(10) Set Public Hearing on Approval of Increase in Real Property Assessment 2004

Public hearings as to the proposed increase in real property assessment pertaining to parcel # 72H-33B-143 assessed to Brico Properties, LLC; parcel #72B-9A-294 assessed to William Jason Robertson; parcel #72C-5D-043 assessed to Brett & Jennifer Garrett; parcel #81A-02-099 assessed to Barbara Burke Stockett; parcel #82A-1-54 assessed to Lorraine Levy; parcel #81I-31-2/06 assessed to Dianne F. & Gary T. Anderson; parcel #93D-18D-54 assessed to Walter B. Stephens; parcel #92H-27-30/7 assessed to Canton Logistics & Warehouse; parcel #92F-13C-119 assessed to Harrison & Earnestine Miles; parcel #82E-22-9/02 assessed to Crown Enterprises, Inc.; parcel #82D-18-53/04 assessed to Derrick & Janice Rainey; parcel #82A-2-4/03 assessed to Mahesh Mehta, et al; parcel #94C-8-10 assessed to Lonnie H. Harris; parcel #105F-24-4/01 assessed to BellSouth Mobility, LLC; parcel #102A-11-1 assessed to James Michael Williams were and are hereby set for October 24, 2005 at 9:00 am in the Law Library of the Madison County Circuit Courthouse, and a true and correct copy of the notice of which together with its spreadsheet attachment is attached hereto as Collective Exhibit E spread hereupon, and incorporated herein by reference. The Chancery Clerk was and is hereby instructed to issue proper notice as required by law.

(11) Consideration of Petition for Reduction of Assessment – Personal Property 2005

The petition for the reduction of assessment of personal property taxes in the total amount of \$96,280 which petition, together with its spreadsheet attachment is attached hereto as Collective Exhibit F spread hereupon, and incorporated herein by reference was and is hereby approved.

(12) Approval of Amended Homestead Applications

The following amended homestead applications and/or homestead corrections on property in Madison County, Mississippi for the following individuals and parcel numbers and for the reasons set forth below were and are hereby approved:

<u>Name</u>	<u>Parcel Number</u>	<u>Reason</u>
Gary T. Anderson	81I-31-002/06	Reverse Parcel #
Gary T. Anderson	81I-31-002/05	2 nd Parcel on Account
Mary E. Hawkins	81D-18-003/03.16	Amended Application - Over 65
Travis Earl Franklin	94I-31-014	Amended Application - SSD
Henry Carson	92F-13C-094	Amended Application - SSD
Therman Cunningham, Jr.	93C-07A-003/02	Correct Account
Bessie Mae Rogers	093D-19C-018	Amended Application - Over 65
Kenneth D. Hall	72E-22C-005/31	Correct SS#
Mary J. Northway	72D-19A-014/13	Amended Application - Over 65
Therman Cunningham, Jr.	93C-07A-003/02.01	Remove 2 nd Parcel #
Walter B. Stephens	93D-18D-054	Owner Deceased in 1999
Brett Garrett	072C-05D-043	Filing on Other Property
Fredrick E. Gee	51C-08D-075	Amended Application - Over 65

Thereafter, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to approve, adopt, and authorize each of the above and foregoing matters, the same being numbered Items (2), (5) through (7), and (9) through (12). The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Not Present and Not Voting
Supervisor Paul Griffin	Aye

President's Initials: _____

Date Signed: _____

the matter carried by the unanimous vote of those present and each item was and is hereby approved, adopted and authorized.

SO ORDERED this the 3rd day of October, 2005.

In re: Settlement of Claim of Jimmy Wedgeable for Damage to Vehicle Sustained Due to Actions of Road Department Equipment

WHEREAS, County Safety Officer Butch Hammack did appear before the Board and presented the request of Jimmy Wedgeable to reimburse to him the amount of \$333.32 representing the lowest estimate of damages sustained by him to his vehicle windshield as the result of a County Road Department mower having thrown a rock onto his vehicle, and

WHEREAS, Mr. Hammack reported that his investigation revealed Mr. Wedgeable's vehicle's windshield was broken by a rock thrown from a County Road Department mower on Highway 22 ,

Following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to settle the claim of Jimmy Wedgeable in exchange for the payment by the county of \$333.32 and the execution of a release by Mr. Wedgeable in favor of the county, the same to be prepared by Board Attorney Edmund L. Brunini, Jr. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Not Present and Not Voting
Supervisor Paul Griffin	No

the matter carried by a majority vote (3-1) of the Board and said settlement was and is hereby approved and the Chancery Clerk was and is hereby authorized and directed to issue a pay warrant accordingly.

SO ORDERED this the 3rd day of October, 2005.

In re: Approval of Utility Permits

WHEREAS, County Engineer Rudy Warnock did appear before the Board and presented utility permits allowing use and occupancy for the construction or adjustment of a utility within a certain road or highway right of way, to wit:

- (1) Bear Creek - seeking to bore and jack Old Canton Road at two locations for the purpose of providing water service to Hartford Subdivision.
- (2) Bear Creek - seeking to bore and jack Old Canton Road at two locations for the purpose of providing water service to Hartford Subdivision.
- (3) Bear Creek - seeking to bore and jack 60 l.f. of 16" steel casing under Yandell Road approximately 2200' southwest of its intersection with Old Canton Road.
- (4) Bear Creek - seeking to bore and jack 60 l.f. of 16" steel casing under Yandell Road approximately 2200' southwest of its intersection with Old Canton Road.
- (5) BellSouth - seeking to place cable for service on Green Oak Lane.
- (6) BellSouth - seeking to place cable for service on Market Ridge Drive.

President's Initials: _____

Date Signed: _____

Following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to authorize and approve said permits, direct the Board President to execute the same and direct the issuance of a permit in accordance with said request. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said utility permits were and are hereby approved.

SO ORDERED this the 3rd day of October, 2005.

In re: Resignation of J. Kevin Broughton, Election Commission

Following discussion, and upon receiving Mr. J. Kevin Broughton's letter of resignation from the position of Election Commissioner of District 2, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to accept said resignation. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said resignation was and is hereby accepted.

SO ORDERED this the 3rd day of October 2005.

In re: Resignation of Kakey Chaney, Election Commission

Following discussion, and upon receiving Ms. Kakey Chaney's letter of resignation as Election Commissioner of District 3, Mr. Tim Johnson did offer and Mr. Andy Taggart did second a motion to accept said resignation. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said resignation was and is hereby accepted.

SO ORDERED this the 3rd day of October 2005.

In re: Appointment of Kakey Chaney and Pat Truesdale as Election Commissioners and Setting Special Election for November 7, 2006

Following discussion, Mr. Tim Johnson did offer and Mr. Andy Taggart did second a motion to (1) appoint Ms. Kakey Chaney as Election Commissioner of District 2; (2) appoint Ms. Pat Truesdale as Election Commissioner of District 3; and (3) to set special election date for November 7, 2006, to fill the unexpired terms created by the resignations set forth above. The

President's Initials: _____

Date Signed: _____

vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said appointments were and are hereby made and a special election for November 7, 2006, to fill said unexpired terms was and is hereby set.

SO ORDERED this the 3rd day of October 2005.

In re: Proposal for Inmate Healthcare

WHEREAS, Mr. John Hill of First Choice did appear before the Board and presented a proposal from First Choice for inmate health care services, and

WHEREAS, Mr. Hill did inform the Board that First Choice would provide significant savings to the County for physician, hospital and ancillary medical services for inmates,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to (1) accept and approve the First Choice proposal and contract subject to review and modifications by the Board Attorney and the Sheriff, and (2) to cancel the current contract with United Healthcare for inmate health services. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting ¹
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the proposal and contract with First Choice was and is hereby approved and the contract with United Healthcare was and is hereby cancelled.

SO ORDERED this the 3rd day of October 2005.

In re: Report on Proposed Lake Caroline Fire Station

WHEREAS, Mr. Joseph Orr did appear before the Board and gave an update on the progress of the proposed Lake Caroline Fire Station,

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to authorize Mr. Orr to proceed with the final phase of said project and prepare technical drawings of Lake Caroline Fire Station. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and Mr. Orr was and is hereby directed

¹Prior to the call of the question, Mr. Johnson excused himself from the meeting.

President's Initials: _____

Date Signed: _____

to proceed accordingly.

SO ORDERED this the 3rd day of October, 2005.

In re: Consideration of Preliminary Plat - Parkview Subdivision, Part II

WHEREAS, County Zoning Administrator Brad Sellers did appear before the Board and presented a preliminary plat for Parkview Subdivision, Part II, and

Following discussion, Mr. Karl Banks did offer and Mr. Andy Taggart did second a motion to approve said preliminary plat. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the preliminary plat of Parkview Subdivision, Part II was and is hereby approved.

SO ORDERED this the 3rd day of October, 2005.

In re: Approval of Final Plat of Wind Dance Subdivision, Phase I

WHEREAS, County Engineer Rudy Warnock did appear before the Board and presented the final plat for Wind Dance Subdivision, Phase I and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Warnock did inform the Board that all roads in said subdivision were private, and were not to be accepted as public,

Following discussion of this matter, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to approve said final plat. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the final plat of Wind Dance Subdivision, Phase I was and is hereby approved.

SO ORDERED this the 3rd day of October, 2005.

In re: Approval of Culvert Installations on Public Rights of Way

WHEREAS, County Road Manager Prentiss Guyton did appear before the Board and requested approval of certain work orders pertaining to the installation of culverts along public rights of way and not on private property at the locations set forth in that certain spreadsheet attachment, a true and correct copy of which is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference, and

WHEREAS, the Board hereby finds that the installation of each such culvert is needed on

President's Initials: _____

Date Signed: _____

the road listed to protect, preserve, and maintain the road and the county right of way thereon,

WHEREAS, the Board does desire to and does hereby approve the same on the dates and at the locations listed on the aforesaid Exhibit G,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to approve the installations of culverts at the locations set forth on said Exhibit G. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	No
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (3-1) of the Board and said culvert installation requests were and are hereby approved.

SO ORDERED this the 3rd day of October, 2005.

In re: Approval for Payment of Emergency Overtime for Road Department Employees - Hurricane Katrina

WHEREAS, County Road Manager Prentiss Guyton did appear before the Board and requested approval for payment of emergency overtime due to Hurricane Katrina for certain employees of the Road Department, a copy of each employee and hours worked may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to approve the request of Road Department to pay overtime unto said employees due to Hurricane Katrina. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said request was and is hereby approved.

SO ORDERED this the 3rd day of October, 2005.

In re: Request to Appoint Committee to Inspect Pineview Circle

WHEREAS, County Road Manager Prentiss Guyton did appear before the Board and requested the Board consider accepting Pineview Circle as a public road for road maintenance,

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to appoint a committee comprised of Mr. Douglas L. Jones and the Board President to inspect Pineview Circle, located in District 4, and report to the Board at their earliest opportunity their assessment of its suitability to become a public road in accordance with statute and county standards. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye

President's Initials: _____

Date Signed: _____

Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said committee was and is hereby so appointed.

SO ORDERED this the 3rd day of October, 2005.

In re: Request to Rescind Promax/DeBeukelar CDBG Bids

WHEREAS, MR. Mike McKenzie an engineer with the firm of Williford, Gearhart & Knight, Inc. did appear before the Board and requested the Board rescind its order of September 19, 2005 accepting bids for CDBG Project No. 1122-05-045-ED-01, the DeBeukelaer/Promax Roadway and Drainage Improvement Project,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson² did second a motion to rescind this Board's order of September 19, 2005 accepting bids and awarding a contract to Southern Rock, Inc. with the addition of a change order for CDBG Project No. 1122-05-045-ED-01, the DeBeukelaer/Promax Roadway and Drainage Improvement Project. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said order was and is hereby rescinded.

SO ORDERED this the 3rd day of October, 2005.

Thereafter, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to accept the bid of Southern Rock as the lowest and best bid received in response to the advertisement for CDBG Project No. 1122-05-045-ED-01, the DeBeukelaer/Promax Roadway and Drainage Improvement Project, contingent upon the Madison County Economic Development Authority's financial participation in said project in an amount representing the difference between the amount of the bid and the amount of the grant funds to be received from the Mississippi Development Authority. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said bid was and is hereby accepted, said contract awarded subject to the proviso aforesaid.

SO ORDERED this the 3rd day of October, 2005.

In re: Refunding of Mississippi Development Bank Special Obligation Bonds, Series 2001, Nissan Project

The Board of Supervisors of Madison County, Mississippi (the "County"), took up for

²Prior to offering a second to the motion, Mr. Johnson returned to the meeting.

President's Initials: _____

Date Signed: _____

consideration the matter of authorizing an analysis of the outstanding indebtedness of the County to determine the feasibility of issuing general obligation refunding bonds for the purpose of providing debt service savings for the County, including authorizing to use of financing through the Mississippi Development Bank to achieve such purposes. After a discussion of the subject, Supervisor Tim Johnson offered and moved the adoption of the following resolution:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI (THE "COUNTY"), TO AUTHORIZE THE ANALYSIS OF THE OUTSTANDING INDEBTEDNESS OF THE COUNTY TO DETERMINE THE FEASIBILITY OF REFUNDING OR RESTRUCTURING ALL OR ANY PORTION OF SUCH INDEBTEDNESS TO PROVIDE DEBT SERVICE SAVINGS TO THE COUNTY; TO APPROVE THE USE OF THE MISSISSIPPI DEVELOPMENT BANK IN CONNECTION WITH SAID REFUNDING; TO ALLOW CERTAIN PROFESSIONALS TO PERFORM SAID ANALYSIS AND TO PREPARE THE NECESSARY DOCUMENTS NECESSARY IN CONNECTION WITH THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS OF THE COUNTY TO RAISE MONEY FOR THE PURPOSE OF REFUNDING ALL OR ANY PORTION OF SUCH INDEBTEDNESS OF THE COUNTY; AND FOR RELATED PURPOSES.

WHEREAS, the Board of Supervisors of Madison County, Mississippi (the "Governing Body" of the "County"), hereby finds, determines, adjudicates and declares as follows:

On February 18, 2005, the Governing Body of the County considered and adopted a resolution (the "February Resolution") which resolution provided for the employment of certain professionals and authorized such professionals to analyze the outstanding indebtedness of the County to determine the feasibility of refunding certain portions or all of the outstanding indebtedness of the County to provide debt service savings to the County, and which authorized the issuance of general obligation refunding bonds of the County to provide funds to effectuate such refunding.

During analysis of the outstanding indebtedness of the County, it has been determined that use of financing programs offered through the Mississippi Development Bank (the "Bank") may be advantageous to the County to achieve debt service savings for the County.

To finance the cost of the refunding project, it is necessary and in the public interest for the County to issue General Obligation Refunding Bonds, Series 2005, to the Bank through the MS Bond Program of the Bank pursuant to the authority provided by Sections 31-25-1 et seq., of the Mississippi Code of 1972, as amended, including, but not limited to, Sections 31-25-27 and 31-25-28 thereof (the "Bank Act").

It is necessary and in the public interest to approve the preparation and distribution of all necessary documents and to do all things required in order to sell the County's general obligation refunding bonds to the Bank and to authorize the Bank to consider and approve the purchase of the County's general obligation refunding bonds, provided that any such approval by the Bank to purchase the County's general obligation refunding Bonds is further subject to the approval of the Governing Body of the County at a subsequent date.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY, ACTING FOR AND ON BEHALF OF THE COUNTY, AS FOLLOWS:

a. As part of the continuing analysis of the County's outstanding indebtedness and the issuance of general obligation refunding bonds to effectuate the refunding of such indebtedness, the Governing Body of the County, acting for and on behalf of the County, does hereby declare its intention to issue General Obligation Refunding Bonds, Series 2005, of the County in an aggregate principal amount of not to exceed \$21,000,000 to the Bank pursuant to Sections 31-15-1 et seq., Sections 31-27-1 et seq., and/or 31-25-1 et seq., of the Mississippi Code of 1972, as amended, the Bank Act and the MS Bond Program of the Bank, to raise money for the purpose of providing funds for the refunding project to provide debt service savings for the

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 10 of 16 (10/03/05)

County.1. The Governing Body authorizes the professionals employed in the February Resolution to prepare and distribute all necessary documents and to do all things required for the sale of general obligation refunding bonds of the County to the Bank, including, without limitation, the consideration and adoption by the Bank of any documents necessary in connection with the County's issuance of such general obligation refunding bonds; provided, however, that any action of the Board of Directors of the Bank approving (a) the Bank's purchase of the County's general obligation refunding bonds, and (b) the form of the documents associated with the Bank's purchase of the County's general obligation refunding bonds, are all subject to final approval by the Governing Body of the County at a subsequent date.

Supervisor Karl M. Banks seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Supervisor Doug Jones	voted: Aye
Supervisor Tim Johnson	voted: Aye
Supervisor Andrew Taggart	voted: Aye
Supervisor Karl M. Banks	voted: Aye
Supervisor Paul Griffin	voted: Aye

The motion having received the affirmative vote of a majority of the members present, the President declared the motion carried and the resolution adopted, on this the 3rd day of October, 2005.

SO ORDERED this the 3rd day of October, 2005.

In re: Acknowledge Receipt of 2005 Audit

WHEREAS, County Comptroller Mark Houston did appear before the Board and presented a document entitled "Management Discussion and Analysis for Fiscal Year October 1, 2003 through September 23, 2004," a copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to approve and adopt said document. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the "Management Discussion and Analysis for Fiscal Year October 1, 2003 through September 23, 2004," was and is hereby approved and adopted.

SO ORDERED this the 3rd day of October, 2005.

In re: Approval of Claims Docket for October 3, 2005

WHEREAS, the Board reviewed the claims docket for October 3, 2005; 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:

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 11 of 16 (10/03/05)

Fund	Claim Nos.	No. of Claims	Amount
001	4581 to 4701	121	366,395.36
012	264 to 269	6	14,146.53
013	19 to 20	2	269,757.12
095	23 to 24	2	41,061.78
096	13 to 13	1	1,230.00
097	326 to 342	17	188,104.24
105	81 to 81	1	200.00
113	47 to 49	3	2,926.47
115	34 to 35	2	211.48
116	36 to 36	1	35.94
120	97 to 97	1	107.88
137	162 to 163	2	75,227.65
150	1312 to 1356	45	110,808.32
160	167 to 173	7	42,639.46
170	8 to 8	1	11,507.64
190	246 to 256	11	7,834.55
280	5 to 5	1	3,595.00
302	40 to 40	1	245.00
401	34 to 34	1	5,656.29
682	1 to 1	1	123,557.85
690	23 to 24	2	25,769.84
691	23 to 23	2	12,863.59
TOTAL ALL FUNDS		231	1,303,881.99

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to approve the aforesaid claims docket as presented, together with the claim of Fox Everett for health insurance premium in the amount of \$120,892.83. Said motion 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 Board President to sign and approve the Claims Docket, a copy of which may be found in the Miscellaneous Appendix to these Minutes together with a separate Resolution approving payment of said claims, which resolution is attached hereto as Exhibit H, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said Claims Docket was and is hereby approved and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 3rd day of October, 2005.

***In re: Acknowledge Receipt of Division of Responsibilities -
County Administrator and Chancery Clerk***

WHEREAS, Chancery Clerk Arthur Johnston did appear before the Board and presented a memorandum dated September 27, 2005 enumerating a division of responsibilities between County Administrator and Chancery Clerk concerning matters associated with the Board of Supervisors,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to acknowledge receipt of said memorandum. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
-----------------------------	-----

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 12 of 16 (10/03/05)

Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said memorandum was and is hereby acknowledged.

SO ORDERED this the 3rd day of October, 2005.

***In re: Approve Harvey Crossing Drainage Ditch
Preliminary Construction Estimate***

WHEREAS, County Engineer Rudy Warnock did appear before the Board and presented a spreadsheet of alternates for the preliminary construction estimate of Harvey Crossing Drainage Ditch, and

WHEREAS, Mr. Warnock did request the Board accept Alternate # 3 in the amount of \$38, 400 plus gas and labor,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to proceed with Alternate # 3 contingent upon the contractor, J. C. Cheek, accepting the use of certain material and subject to advertisements for bid in accordance with law. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting ³
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and alternate #3 was and is hereby approved.

SO ORDERED this the 3rd day of October, 2005.

***In re: Approve Closing of South End of
North Livingston Road***

WHEREAS, County Engineer Rudy Warnock did appear before the Board and requested the Board authorize closing the south end of North Livingston Road to through traffic,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to close the south end of North Livingston Road to through traffic for the earlier of eight (8) weeks or until completion of the hard surface on said road. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the south end of North Livingston Road was and is hereby closed to through traffic.

³ Prior to the call of the question, Mr. Johnson excused himself from the meeting.

President's Initials: _____

Date Signed: _____

SO ORDERED this the 3rd day of October, 2005.

In re: Animal Control Ordinance

WHEREAS, County Administrator Donnie Caughman did appear before the Board and presented a proposed Animal Control Ordinance, a copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to adopt said Animal Control Ordinance. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	No
Supervisor Paul Griffin	No

the matter did not garner a majority of votes and therefore failed.

SO ORDERED this the 3rd day of October, 2005.

Thereafter, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to authorize County Administrator Donnie Caughman to recommend a contact point within county government and to investigate availability and interest regarding enforcement of such ordinance county-wide and within municipalities. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and Mr. Caughman was and is so instructed.

SO ORDERED this the 3rd day of October, 2005.

In re: Authorization of 2nd Installment Payment to Foshee Construction for Hurrican Katrina Debris Removal

WHEREAS, County Administrator Donnie Caughman did appear before the Board and presented a request for payment unto Foshee Construction Company for a 2nd installment under and pursuant to said company's contract with the county for debris removal due to Hurricane Katrina in the amount of \$353,043.07, a true and correct copy of the invoice for which is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to authorize the 2nd installment payment to Foshee Construction Company in the amount of \$353,043.07. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

President's Initials: _____

Date Signed: _____

the matter carried by the unanimous vote of those present and the Chancery Clerk was and is instructed to issue a pay warrant accordingly.

SO ORDERED this the 3rd day of October, 2005.

***In re: Approval of Sublease Agreement -
Central Mississippi Planning & Development District***

WHEREAS, County Administrator Donnie Caughman did appear before the Board and presented a sublease agreement between Madison County and Central Mississippi Planning & Development District pertaining to the WINJob Center, a true and correct copy of the agreement for which is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to approve the said sublease agreement and authorize the Board President to execute the same. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said sublease agreement was and is approved and the Board President was and is hereby authorized to execute the same.

SO ORDERED this the 3rd day of October, 2005.

***In re: Approval of Contract for Professional and
Technical Services with Central Mississippi Planning
& Development District***

WHEREAS, County Administrator Donnie Caughman did appear before the Board and presented a Contract for Professional and Technical Services with Central Mississippi Planning & Development District pertaining to GIS Technical Services to the Board for its consideration, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to approve said contract and authorize the Board President to execute the same. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said contract was and is approved and the Board President was and is hereby authorized to execute the same.

SO ORDERED this the 3rd day of October, 2005.

***In re: Authorize Reimbursement to Kirby Edgar for
Damage to Vehicle Sustained Due to Mowing Incident***

WHEREAS, Sheriff Toby Trowbridge did appear before the Board and presented two

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 15 of 16 (10/03/05)

quotes for damage to a personal vehicle owned by Kirby Edgar, a Deputy in his Department, occurring when a rock thrown by a county mower destroyed one of his windows,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to authorize reimbursement in the amount of \$224.76 to Kirby Edgar for such damage in exchange for a release executed by Mr. Edgar in favor of the County. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said reimbursement to Mr. Edgar was and is hereby approved and the Chancery Clerk was and is directed to issue a pay warrant accordingly.

SO ORDERED this the 3rd day of October, 2005.

In re: Request to Authorize County Administrator to Contact Canton, Madison, and Ridgeland Regarding "First Responder" Status

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to authorize County Administrator Donnie Caughman to approach the cities of Canton, Ridgeland, and Madison, and ascertain their interest in entering into a Memorandum of Understanding to provide services on a cash basis as a "First Responder" to areas in the county adjacent to said cities. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present and Not Voting
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and Mr. Caughman was and is hereby authorized to approach Canton, Madison, and Ridgeland about "First Responder" status.

SO ORDERED this the 3rd day of October, 2005.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Douglas L. Jones 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 Monday, October 17, 2005 for the purpose of consideration of a Claims Docket and any other business which may properly come before the Board.

Paul Griffin, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 16 of 16 (10/3/05)

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 16 of 16 (10/3/05)