

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

REGULAR MEETING OF NOVEMBER 28, 2005
Recessed from regular meeting conducted on November 21, 2005

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on November 28, 2005, in the Law Library 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 Karl M. Banks
Supervisor Paul Griffin
Chancery Clerk Arthur Johnston

Absent:

Also in attendance:

Ms. Peggy Runnels (for County Administrator Donnie Caughman)
County Comptroller Mark Houston
County Purchase Clerk Hardy Crunk
Board Secretary Cynthia Parker
Board Attorney Edmund Brunini, Jr.
Deputy Sheriff Billy Myers
County Engineer Rudy M. Warnock
State Aid and LSBP Engineer Keith O'Keefe

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

In re: Approval of Consent Agenda Items

WHEREAS, the Board President did report that he and County Administrator Donnie Caughman had conferred in advance of the meeting as to certain matters denominated "Consent Items" on the Agenda and that the same appeared to be routine, non-controversial items with which all Supervisors were likely to agree, and

WHEREAS, Mr. Caughman 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, Chancery Clerk Arthur Johnston did request that the Board add the matter of acknowledging the Clerk of the Board Report for the month of October 2005, a true and correct copy of which was presented to each Board member and made available to the public,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Tim Johnson did second a motion to approve, adopt and authorize each of the following matters, the same being numbered items (1), (2), (3) and (4), to-wit:

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1. **Approval of Maintenance Contract on Generator**
(Collective Exhibit A)
2. **Authorization to Purchase Pickup Truck on State Contract for Fire Coordinator**
(Collective Exhibit B)
3. **Issuance of Check in the Amount of \$4.00 Payable to the State Tax Commission for Duplicate Vehicle Title for a 2000 Chevrolet Z71 Pickup Truck VIN number 2GCEK19T2Y1179385**
(Miscellaneous Appendix)
4. **Clerk of the Board Report for October, 2005**
(Miscellaneous Appendix)

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

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

SO ORDERED this the 28th day of November, 2005.

In re: Ratification of Subdivision Plat of Bridgewater Part Eight

WHEREAS, County Engineer Rudy Warnock did appear before the Board and presented a Ratification instrument and reported that he and his staff had reviewed the same, together with said plat which is on record in the office of the Chancery Clerk of Madison County, Mississippi in Plat Cabinet E at Slides 2A and 2B, and

WHEREAS, Mr. Warnock reported that he and his staff agreed that said plat was in conformity with the rules and regulations of Madison County, met with all appropriate and applicable county requirements, and recommended the Board's adoption and approval thereof,

Following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to adopt and approve said Ratification instrument, the same to be modified so as to reflect, on its face, certification by the County Engineer in the form and to the extent required to be reflected on the face of subdivision plats themselves. 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 ¹
Supervisor Paul Griffin	Aye

the matter carried unanimously and said Ratification was and is hereby approved subject to the aforesaid proviso.

SO ORDERED this the 28th day of November, 2005.

¹Mr. Banks arrived prior to the call of the question.

President's Initials: _____

Date Signed: _____

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In re: Approval of Final Plat of St. John’s Way Subdivision, Phase A

WHEREAS, County Engineer Rudy Warnock appeared before the Board of Supervisors and presented the final plat for St. John’s Way Subdivision, Phase A 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 also present a Letter of Credit and advised the Board that the road listed on said plat, Brown Road, was already a dedicated public road,

Following discussion of this matter, the Board President did offer and Mr. Andy Taggart did second a motion to approve said final plat, subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to said plat and/or the accompanying covenants until such time as fifty percent (50%) of the lots in the subdivision are sold to individuals and subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future. 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 final plat of St. John’s Way Subdivision, Phase A was and is hereby approved with the aforesaid proviso.

SO ORDERED this the 28th day of November, 2005.

In re: Adoption of Resolution in Support of the Establishment of New, and the Relocation of Existing, Hospital Beds in Madison County

RESOLUTION SUPPORTING THE ESTABLISHMENT OF NEW, OR THE RELOCATION OF EXISTING, HOSPITAL BEDS IN MADISON COUNTY

WHEREAS, since 1999, in excess of 200 new residential subdivisions have been established in Madison County, swelling the county’s population from 74,674 to 81,973, a 38.8% increase, and

WHEREAS, according to U.S. Census Bureau projections, by 2010, the county’s population is estimated to be 89,525, reflecting a minimum annual growth rate of at least 2.7 %, and

WHEREAS, since 1999, a total of **5,167** new building permits for single family dwellings have been issued by the county and the various municipalities within the county; an additional 421 permits have been issued for multi-family residences; and a total of 604 commercial building permits have been issued, for an average of **1,034** new building permits issued each year, and

WHEREAS, Madison County is the home of the newest and largest Nissan manufacturing facility in the country, and the county now boasts an ad valorem tax base of in excess of \$1 billion, and

WHEREAS, the population within a fifteen (15) mile radius of the Nissan facility has grown from 68,693 in 2000 to 78,398 in 2005, a 14.55 % increase, and

President’s Initials: _____

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WHEREAS, each of the above factors, as well as numerous others, unequivocally demonstrates that Madison County is one of the fastest, if not the fastest, growing counties in Mississippi, and compels the conclusion that medical services, particularly hospital beds, are needed within the geographical confines of the county, and

WHEREAS, despite this tremendous growth and the projected growth in both population and development, the county is home to just one hospital with only 67 beds, while neighboring Hinds and Rankin Counties house numerous hospitals with hundreds, if not thousands, of beds, and

WHEREAS, as a consequence of the growth experienced by Madison County, and with the expansion of residential development into the far reaches of the county, traffic congestion and other related issues make it difficult for Madison County residents to secure hospital services, particularly in an acute or emergency situation, and

WHEREAS, citizens in northern and western Madison County would also be well served by hospital facilities centrally located along the Interstate 55 corridor in Madison County, and

WHEREAS, the Board has been advised that on October 27, 2005, Madison HMA, Inc., d/b/a Madison Regional Medical Center was granted a CON from the Department to relocate its 67 beds from its current location east of Canton to a new location to be constructed on Nissan Parkway 0.4 miles west of Interstate 55, but that the issuance of this CON has been challenged on appeal by St. Dominic – Jackson Memorial Hospital, which appeal is presently pending on the docket of the Chancery Court of Hinds County, Mississippi, and

WHEREAS, the Board deems it to be in the best interest of Madison County and the citizens of Madison County that the relocation of such beds – as well as any others which may be under consideration by any other entities whether public or private – proceed forthwith,

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

1. The Board supports and encourages any and all hospitals to consider locating or relocating beds and facilities to Madison County, such actions being in the ultimate best interest of all citizens of the county.
2. All appeals involving such relocations should be expedited and resolved as quickly as possible.
3. This Resolution be spread upon the Minutes of this Board and thereby forever preserved as the firm and fixed position of the Board on this most important matter.
4. The Clerk of this Board post a true, correct, and certified copy hereof at the entrances to the Chancery and Administrative Building and the Madison County Circuit Courthouse, there to remain for a period of thirty days from the date hereof.
5. The Clerk of this Board deliver true, correct, and certified copies hereof to members of the county's delegation to the state legislature; the chairpersons of the respective committees of the state legislature having jurisdiction over the Mississippi Department of Health and the certificate of need process; the Mississippi Department of Health in care of the Chief Health Officer, Dr. Brian W. Amy; and members of the press and news media.

Following a discussion prior to which Supervisor Andy Taggart had stated that he represented a competing hospital and for that reason would not be participating in the Board's discussions or deliberations of this matter whatsoever and recused himself entirely from the discussion and debate hereof and absented himself from the meeting room, Mr. Karl M. Banks did offer and Mr.

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Douglas L. Jones did second a motion to adopt the above and foregoing resolution. The vote on the matter being as follows:

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

the matter carried by unanimous vote of those present and said Resolution was and is hereby adopted.

SO ORDERED this the 28th day of November, 2005.

In re: Set Date for Certain Public Hearings

WHEREAS, County Zoning Administrator Brad Sellers did appear before the Board and requested that the Board re-set the following matters for public hearing on Tuesday, January 24, 2006 at 9:00 a.m. in the Law Library on the 2nd Floor of the Madison County Circuit Courthouse, to-wit: (1) Petition of Paula Mathis to Re-zone From R-1 to C-2 Certain Property on the East Side of Highway 51 North of Yandell Road; and (2) Petition of Ann Washington for Mobile Home in Residential District,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to set each of said matters for public hearing on said date and direct County Zoning Administrator Brad Sellers to prepare and cause to be published an appropriate notice thereof. 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 matters were and are hereby so scheduled and Mr Sellers was and is so authorized and directed.

SO ORDERED this the 28th day of November, 2005.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Tim Johnson did offer and seconded by Supervisor Karl M. Banks and approved by the unanimous vote of those present, the November 2005 term of Board of Supervisors was adjourned.

Paul Griffin, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____

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