

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

REGULAR MEETING OF SEPTEMBER 7, 2004
Being the first day of the September 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 September 7, 2004, at the Madison County Chancery/Administrative Building in Canton, Mississippi, as follows, to-wit:

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

Present:

Absent:

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

Also in attendance:

- County Administrator Donnie Caughman
- County Comptroller Mark Houston
- County Engineer Mike McKenzie
- State Aid and LSBP Engineer Rudy Warnock
- County Zoning Administrator Brad Sellers
- Deputy Tax Assessor Kent Hawkins
- Board Secretary Cynthia Parker
- Board Attorney Edmund L. Brunini, Jr.

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Veterans Affairs Officer Brig. Gen. Tom Logue opened the meeting with a prayer and Chief Deputy Tax Assessor Kent Hawkins 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 August, 2004 Term

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the August 2004 term, said meetings having been conducted on August 2, 6, 13, 20, and 27, 2004,

Following discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks 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 | 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 minutes for the August 2004

President's Initials: _____

Date Signed: _____

term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 7th day of September, 2004.

In re: Conducting a Hearing on the Budget for FY 2005 for Madison County, Mississippi and the Adoption of Said Budget

WHEREAS, the Board of Supervisors previously advertised its intent to conduct a budget hearing on September 7, 2004 at 9:00 a.m.; and

WHEREAS, the date and hour did arrive and the Board of Supervisors convened and opened the public hearing to consider the adoption of the budget for the upcoming 2004-2005 fiscal year (FY 2005); and

WHEREAS, the Board received comments and reviewed the budget with County Administrator Donnie Caughman and also reviewed the proposed tax levies for adoption in connection with said budget.

Following additional discussion of this matter, Supervisor Karl M. Banks did offer and Supervisor Andy Taggart did second a motion to close the public hearing on the FY 2005 budget. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye ¹
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and public hearing was and is hereby closed.

SO ORDERED this the 7th day of September, 2004.

Thereafter, Mr. Karl M. Banks did move and Mr. Andy Taggart did second a motion to adopt the budget as submitted at said hearing, a true and correct copy of which is attached hereto as Exhibit A, spread hereupon, and incorporated herein by reference. Said motion did further direct that the Clerk shall publish the form of the budget as required by the State Department of Audit and by state law. 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 budget was and is hereby approved and adopted and the Chancery Clerk was and is hereby so instructed.

SO ORDERED this the 7th day of September, 2004.

In re: Authorization of Department Heads to Grant Pay Raises up to Four Percent (4%)

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

President's Initials: _____

Date Signed: _____

WHEREAS, the Board does desire to grant each department head discretion to award pay raises to employees within his or her department as he or she deems appropriate, provided, however, that funds representing a total of four percent (4%) of the total of personnel salaries for each department will be budgeted therefor and no department head may exceed in raises the total amount allocated within his or her budget for such, and

Following discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to grant each department head discretion to award pay raises to employees within his or her department as he or she deems appropriate, provided, however, that funds representing a total of four percent (4%) of the total of personnel salaries for each department will be budgeted therefor and no department head may exceed in raises the total amount allocated within his or her budget for such. 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 county department heads and elected officials were and are hereby granted such authority.

SO ORDERED this the 7th day of September, 2004.

In re: Conducting a Hearing on the Proposed Tax Levy for FY 2005 for Madison County, Mississippi

WHEREAS, the County Administrator Donnie Caughman appeared before the Board and reported that he had undertaken an extensive study and analysis of the fiscal year 2004-2005 budget for Madison County, Mississippi and has presented a proposed tax levy for FY 2005 under the direct and/or indirect supervision of the Board of Supervisors of Madison County, Mississippi; and

WHEREAS, the Board of Supervisors previously advertised its intent to conduct a hearing on the tax levy to be assessed to property owners in Madison County, said hearing to be conducted on September 7, 2004 at 9:00 a.m.; and

WHEREAS, the date and hour did arrive and the Board of Supervisors convened and opened the public hearing to consider the setting of the aforesaid tax levy for the upcoming 2004-2005 fiscal year (FY 2005); and

WHEREAS, the Board of Supervisors has established the total cost of financing said budget as set forth herein above; therefore, it did then consider levying of the appropriate millage to generate the capital necessary to fund said budget; and

WHEREAS, the County Administrator has determined that the tax levy of 33.8 mills in effect for the current fiscal year would be appropriate and sufficient to meet county needs for FY 2005 and that no increase in millage would be necessary,

Following discussion, Mr. Karl M. Banks did move and Mr. Andy Taggart did second a motion to close public hearing and approve a tax levy of 33.8 mills and to authorize the Chancery Clerk to publish notice of said levy, together with all special levies applicable in Madison County, in the local newspaper, *The Madison County Herald*. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye

President's Initials: _____

Date Signed: _____

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

the matter carried unanimously and the public hearing was and is closed and a tax levy for FY 2005 of 33.8 mills was and is approved and the Chancery Clerk was and is hereby directed to give public notice of said levy.

SO ORDERED this the 7th day of September, 2004.

In re: Petition of Foshee Construction Co. for a Special Exception to Conduct a Surface Mining Operation

WHEREAS, the Board of Supervisors had previously advertised its intent to conduct a public hearing concerning the request of Foshee Construction Co. for a Special Exception to Conduct a Surface Mining Operation on property zoned A-1 Agricultural, lying and being situated in Madison County, Mississippi, and being more particularly described as:

40 acres situated in Section 8, T8N, R1E, Madison County, Mississippi, being contained within Parcel No. 81C-08-01/01

WHEREAS, the Board authorized the publication of notice in the *Madison County Herald*, a newspaper of general circulation in Madison County, the same having been accomplished on August 19, 2004, and

WHEREAS, a true and correct copy of said Notice is attached hereto as Exhibit B, spread hereupon, and incorporated herein by reference, and

WHEREAS, the date and hour as advertised did arrive and the Board President declared open the public hearing to consider the request of Foshee Construction Co. for Special Exception to conduct surface mining in A-1 Agricultural, and

WHEREAS, the Planning and Zoning Commission did recommend approval of the request, and

WHEREAS, no one appeared in opposition thereto, despite the giving of full and proper notice hereof,

Following discussion, Mr. Karl M. Banks did move and Mr. Andy Taggart second a motion to close the public hearing. 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 by the unanimous vote of those present and the public hearing was and is hereby closed.

SO ORDERED this the 7th day of September, 2004.

Thereafter, and following additional discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to grant approval of Special Exception for a period of one (1) year only to Foshee Construction Co. The vote on the matter being as follows:

President's Initials: _____

Date Signed: _____

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 request was and is granted for a period of one (1) year.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Consent Agenda Items

WHEREAS, President Jones 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 matters on 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, Item “B” was requested by Mr. Taggart to be removed from the Consent Agenda and addressed separately, and

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

(A) Approval of Professional Services Contract for September School Bond Issue Election

WHEREAS, County Administrator Donnie Caughman appeared before the Board of Supervisors and requested approval of a professional services contract between William F. Lester and the Madison County Election Commission as set forth in that certain quotation dated August 17, 2004 received from Mr. Lester, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, Mr. Lester proposes to perform computer and professional services for the Election Commission on the night of the School Bond Issue Election, including, but not limited to scanning of ballots, running test decks, and assisting with certification efforts the following morning, and

WHEREAS, the Election Commission has recommended the services of Mr. Lester at a cost of \$2,000, and

WHEREAS, the Board does desire to and does hereby approve said contract and authorize the Election Commission to enter into the same, and

(C) Authorization of Request to State Tax Commission to Expend the Avails of One Mill Reappraisal Trust Fund

WHEREAS, County Administrator Donnie Caughman appeared before the Board of Supervisors and requested approval of that certain “Application for Certification to Expend the Avails of One Mill Reappraisal Trust Fund,” pursuant to Miss. Code Ann. §27-39-329(b), and

WHEREAS, a true and correct copy of said Application is attached hereto as Exhibit C, spread hereupon, and incorporated herein by reference, and

(D) Acceptance of Uniform Bids for the Road and Building & Grounds Departments

President’s Initials: _____

Date Signed: _____

WHEREAS, Purchase Clerk Hardy Chunk did appear before the Board of Supervisors and requested approval of the low bid submitted by GO Services for uniform rental for personnel in the Road and Building and Grounds departments, and

WHEREAS, a true and correct copy of said bid may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, the Board does desire to and does hereby approve the low bid of GO Services for such uniform rental, finding that said bid was and lowest and best bid received, and

Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve, adopt and authorize each of the above and foregoing matters, the same being numbered items (A), © and (D) herein above. 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 by the unanimous vote of those present, and each item was and is hereby approved, adopted and authorized.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Final Order Authorizing Ad Valorem Tax Exemption to Hederman Brothers, LLC

WHEREAS, Chancery Clerk Arthur Johnston did appear before the Board and advised that he had received notification of final approval from the State Tax Commission of a tax exemption previously awarded by Madison County to Hederman Brothers, LLC, on certain property in Madison County, Mississippi, said notification certifying that the Hedeoma Brothers, LLC was and is entitled to an *ad valorem* tax exemption for a period of 10 years from December 31, 2003, with a true value of \$2,957,760 thereafter, and

WHEREAS, Mr. Johnston presented and recommended the adoption of that certain “Final Order of the Board of Supervisors of Madison County, Mississippi, Granting to Hederman Brothers, LLC, as a Manufacturer/Processor, an Additions Exemption From Ad Valorem Property Taxes for its 2003 Additions, as Authorized by § 27-31-105, *Inter Alia*, of the Mississippi Code of 1972, as Amended,” a true and correct copy of which is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference, and

Following discussion, Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to adopt the aforesaid final order. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	No
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority (4-1) vote of those present and said final order was and is hereby adopted.

SO ORDERED this the 7th day of September, 2004.

President’s Initials: _____

Date Signed: _____

In re: Authorization for Early Partial Payment on Mississippi Development Bank \$12,000,000 Taxable Special Obligation Bonds, Series 2002 (Madison County Hospital Refunding Project)

WHEREAS, Chancery Clerk Arthur Johnston did appear before the Board and informed the Board that the Madison County Nursing Home desired to tender an early partial payment in the amount of \$1 million toward those certain Taxable Special Obligation Bonds, Series 2002 (Madison County Hospital Refunding Project) through the Mississippi Development Bank, and

WHEREAS, Mr. Johnston did present the Board with that certain “Signature Identification Certificate” and requested that the Board authorize the Board President to execute the same on behalf of the county in order to allow said payment to be made, which document would by its terms authorize the Board President to execute any and all other documents necessary to effectuate said early partial payment, and

WHEREAS, a true and correct copy of said “Signature of Identification Certificate” is attached hereto as Exhibit E, spread hereupon, and incorporated herein by reference, and

Following discussion, Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve the request for early partial payment of said bonded indebtedness and authorize the Board President to execute said “Signature Identification Certificate” and any and all other documents as necessary to effectuate the payment aforesaid. 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 request was and is approved, and the Board President was and is so authorized.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Resolution for Third Party Audit for Madison County Nursing Home

WHEREAS, the Board finds that the Madison County Nursing Home has undergone no independent audit since the lease of the Madison County Medical Center to HMA, Inc., and

WHEREAS, such an audit is essential to the health of the nursing home and to the long-term viability of the nursing home as a going concern, and

WHEREAS, Madison County has invested substantial sums of taxpayer funds in the nursing home for which account should be made, together with all other receipts and expenditures of funds,

Following discussion, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to direct the Board of Trustees of the Madison County Nursing Home to retain the services of a qualified CPA or CPA firm to undertake a professional independent third party audit for each year of operation since the effective date of the lease of the Madison County Medical Center to HMA, Inc.. The vote on the matter being as follows:

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

President’s Initials: _____

Date Signed: _____

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

the matter carried unanimously and the Board of Trustees of the Madison County Nursing Home was and is hereby so directed.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Homestead Exemption Tax Loss Allowances

WHEREAS, Chancery Clerk Arthur Johnston did appear before the Board and presented certain Notices of Adjustment in Homestead Exemption Tax Loss Allowances which had been received from the Mississippi State Tax Commission and did report that in accordance with Miss. Code Ann. § 27-33-37(j), a hearing was in order on said disallowance so as to entertain any protests or complaints as to the propriety and validity of the same, and

WHEREAS, Mr. Johnston did inform the Board that, pursuant to Miss. Code Ann. § 27-33-41, as amended, he had properly and promptly notified all property owners *via* certified mail of the decision of the State Tax Commission disallowing said exemptions and did direct the Board's attention to a spreadsheet listing property owners, parcel numbers and reasons given by the Tax Commission for each disallowance, and

WHEREAS, a copy of such spreadsheet, together with a copy of each such disallowance notice, may be found in the Miscellaneous Appendix to these Minutes,

WHEREAS, Mr. Johnston did further report that certain proper objections or protests had been received which warrant reconsideration or further contest by the Board as noted on said spreadsheet and that others were expected on or before the Tax Commission's deadline of September 15, 2004, and

WHEREAS, Mr. Johnston did request that the Board continue this matter as provided for by said code section and grant unto the Chancery Clerk the authority to act on the Board's behalf and submit to the State Tax Commission any objections that he may receive on or before the deadline aforesaid and to otherwise approve the disallowance at that time,

Mr. Tim Johnson did move and Mr. Karl M. Banks did second a motion (1) to continue the matter as provided for in said code section, (2) to grant the objections noted on the aforesaid spreadsheet and any others which might be received by the Chancery Clerk on or before September 15, 2004 and which might appear to him to be legitimate and thus warranting reinstatement, and (3) to authorize and direct the Chancery Clerk to forward same, together with such disallowances as to him appear proper, to Mississippi State Tax Commission by the close of business on September 15, 2004. 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 matter is continued as provided for by law, said objections were and are accepted, and the Chancery Clerk was and is hereby so authorized and instructed.

SO ORDERED this the 7th day of September, 2004.

President's Initials: _____

Date Signed: _____

**In re: Approval of Claims Docket
for September 7, 2004**

WHEREAS, the Board reviewed the claims docket for September 7, 2004; 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:

Fund	Claim Nos.	No. of Checks	Amount
001	24449 to 24581, 24583 to 24647	198	305,168.79
012	429 to 437	9	19,025.33
013	183 to 183	1	391,567.67
095	46 to 47	2	28,300.60
096	22 to 24	1	5,180.00
097	495 to 510	16	46,336.30
105	392 to 396	5	2,909.68
115	37 to 42	6	1,960.88
116	89 to 91	3	162.45
119	34 to 34	1	75.00
120	56 to 58	3	108.91
137	377 to 428, 429 to 437	11	23,421.29
150	6728 to 6762	35	185,431.35
160	726 to 727	2	33,552.52
190	297 to 305, 24582	10	5,634.35
682	39 to 39	1	76,597.46
690	47 to 48	2	10,888.37
691	46 to 47	2	8,895.37
TOTAL ALL FUNDS		308	1,145,216.32

Following discussion, Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve the claims docket with the exception of the following held claims:

HELD

Fund	Claim No.	Payee	Amount
137	429	MCEDA	\$1,117.56

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 is 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 F, 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

President's Initials: _____

Date Signed: _____

Supervisor Paul Griffin

Aye

the matter carried by the unanimous vote of those present and said Claims Docket was and is hereby approved with the exception of the above noted held items, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 7th day of September, 2004.

In re: Authorization of Payment of Transaction # 184495 (Claim # 183) to First Continental Leasing

WHEREAS, County Comptroller Mark Houston did present unto the Board a request to pay transaction # 184495 (claim # 183) in the amount of \$ 391,567.67 representing the amount of the payoff of the lease purchase balance as to Solid Waste Department garbage trucks,

Following discussion, Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve the payment of transaction # 184495 (claim # 183) in the amount of \$391,567.67 representing the amount of the payoff of the lease purchase balance as to Solid Waste Department garbage trucks. 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 claim was and is approved and the Chancery Clerk was and is instructed to pay the claim of First Continental Leasing transaction # 184495 (and claim # 183) in the amount of \$391,567.67 accordingly .²

SO ORDERED this the 7th day of September, 2004.

In re: Authorization of Payment of Claim of Copeland, Cook, Taylor & Bush

WHEREAS, the Board again reviewed the claims docket for September 7, 2004 and took up the matter of claim # 24452 in the amount of \$84.69 submitted by the law firm of Copeland Cook Taylor and Bush, and

WHEREAS, Board President Douglas Jones stated that he had a possible conflict of interest with respect to said claim arising from the fact that his son-in-law was a principal in said firm, and therefore vacated the chair, recused himself from any and all consideration of the matter, and departed the meeting room,

Following a discussion over which Vice President Paul Griffin presided, Mr. Karl M. Banks did move and Mr. Tim Johnson did second a motion to pay the previously held claim of Copeland, Cook, Taylor and Bush, bearing claim number 24452 and transaction # 184179 on the Claims Docket of September 7, 2004 in the amount of \$84.69. The vote on the matter being as follows:

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

²The payment of this claim is reflected in the summary set forth in the order on the prior item.

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 the Chancery Clerk was and is instructed to pay the claim of Copeland, Cook, Taylor and Bush in the amount of \$84.69³.

SO ORDERED this the 7th day of September, 2004.

In re: Authorization of Payment of Claim of Canton Farm Equipment Co., Inc.

WHEREAS, the Board again reviewed the claims docket for September 7, 2004 and took up the matter of transaction # 184436 (claim # 500) in the amount of \$8,399.00 submitted by Canton Farm Equipment Co., Inc., and

Following a discussion, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to pay the previously held claim of Canton Farm Equipment Co., Inc., bearing transaction # 184436 on the Claims Docket of September 7, 2004 in the amount of \$8,399.00. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Not Present Not Voting ⁴
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 Chancery Clerk was and is instructed to pay Canton Farm Equipment Co., Inc. claim in the amount of \$8,399.00⁵.

SO ORDERED this the 7th day of September, 2004.

In re: Authorization of Letter to Church at Bethel Cemetery

WHEREAS, a Mr. Edwards did appear before the Board and advised the Board as to the condition of Bethel Cemetery, and that no buffer zone had been erected to separate said cemetery from residential areas as required by previous agreements, and

WHEREAS, following such presentation, the Board does desire that County Administrator Donnie Caughman correspond with Bethel Cemetery directing the cemetery to cease burial in new portion thereof, until such time as an adequate buffer zone is established,

Following discussion, Mr. Karl M. Banks did move and Mr. Andy Taggart did second a motion to authorize County Administrator Donnie Caughman to so correspond with Bethel Cemetery. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye

³The payment of this claim is reflected in the summary referred to in footnote 2, above.

⁴Prior to the call of the question, Mr. Johnson briefly excused himself from the meeting and returned immediately thereafter.

⁵The payment of this claim is reflected in the summary referred to in footnote 2, above.

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 the county administrator was and is directed to prepare and send such correspondence to Bethel Cemetery.

SO ORDERED this the 7th day of September, 2004.

In re: Authorization of Board Members to Travel to Mississippi Association of Supervisors County Government Workshop

WHEREAS, County Administrator Donnie Caughman informed the Board that the Mississippi Association of Supervisors County Government Workshop is being held October 11-13, 2004 in Lauderdale County, and

WHEREAS, the Board does desire to approve the payment of travel and related expenses for any Board member or county official to attend said conference, the Board finding that such expenses are in the best interest of the county and will further educational and governmental purposes,

Following discussion, Mr. Paul Griffin did move and Mr. Karl M. Banks did second a motion to authorize the payment of travel, lodging and food expenses of any Board member or county official to attend said conference. 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 such approval was and is hereby granted.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Parkway East Public Improvement District Agreement/Dr. S. L. Seth Covenants

WHEREAS, the Board of Supervisors desires to acknowledge receipt of that certain correspondence dated December 2, 2002 addressed to Mr. Jim Martin from C. R. "Bob" Montgomery relative to certain covenants pertaining to Parkway East Public Improvement District and Ashton Park, as well as the items attached to such correspondence, and

WHEREAS, a true and correct copy of such correspondence and the purported enclosures therewith are attached hereto as Collective Exhibit G, spread hereupon, and incorporated herein by reference,

Following discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to acknowledge receipt of the aforesaid letter from C. R. "Bob" Montgomery. 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

President's Initials: _____

Date Signed: _____

the matter carried unanimously and receipt of said letter was and is hereby acknowledged.

SO ORDERED this the 7th day of September, 2004.

***In re: Calhoun Station Parkway:
Approval of Professional Engineering Services Agreement
Between Madison County and Rudy Warnock***

WHEREAS, State Aid Engineer Rudy Warnock did present an agreement to the Board of Supervisors for design phase services only as to the Calhoun Station Parkway project, and

WHEREAS, Board Attorney Edmund L. Brunini, Jr. did report to the Board that he had reviewed and revised said agreement and found the provisions thereof to be in order,

Following discussion, Mr. Karl M. Banks did move and Mr. Andy Taggart did second a motion to authorize the Board President to execute the Professional Engineering Service Agreement with Rudy Warnock on behalf of the county, which agreement 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 agreement was and is hereby approved, and the Board President was and is hereby authorized to execute the same.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Ridgeland TIF Lowe's Project

WHEREAS, Mr. Sam Keys of the law firm of Butler, Snow, O'MARA, Stevens & Cannada did appear before the Board and presented the following Resolution:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDED AND RESTATED REGIONAL ECONOMIC DEVELOPMENT ACT AGREEMENT BY AND BETWEEN MADISON COUNTY, MISSISSIPPI AND THE CITY OF RIDGELAND, MISSISSIPPI.

WHEREAS, the Board of Supervisors of Madison County, Mississippi (the "Board" of the "County"), acting for and on behalf of the County, hereby finds, determines, adjudicates and declares as follows:

1. On the 7th day of June, 2004, the Board approved and adopted the following resolution, to-wit:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI APPROVING AND AUTHORIZING THE SIGNING OF THE REGIONAL ECONOMIC DEVELOPMENT ACT AGREEMENT.

2. The County and the Mayor and Board of Aldermen of the City of Ridgeland, Mississippi (the "Governing Body" of the "City") have determined that it is in the best interests of the County and City to amend and restate the Regional Economic Development Agreement (the "Agreement") in

President's Initials: _____

Date Signed: _____

order to more accurately reflect the respective responsibilities of each with regard to the financing of the Improvements and payment of Bonds as same are defined and described in the Agreement.

3. It is in the public interest and in the interest of the citizens of the County to enter into the amended and restated agreement (the "Amended Agreement") with the City attached as Attachment "A" to this Resolution (Exhibit I to these Minutes).

4. The County is authorized to enter into the Amended Agreement by Sections 2145-1 through 21-45-21, and Sections 57-64-1 through 57-64-27, Mississippi Code of 1972, and should enter into the Amended Agreement for the reasons and to accomplish the purposes set forth in the Amended Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:

SECTION 1. The Board hereby approves and adopts the Amended Agreement in substantially the form attached hereto.

SECTION 2. The Board hereby authorizes and approves the signing by the President and the Clerk of the Board of such Amended Agreement for and on behalf of the County.

SECTION 3. The President and the Clerk of the Board are hereby authorized and directed to cooperate with the City in making application to the Mississippi Development Authority for approval of the alliance described in the Amended Agreement and to submit such agreements and other documents and to take necessary or appropriate actions for accomplishing the purposes set forth in the Amended Agreement.

SECTION 4. All ordinances, resolutions or orders of the Board in conflict with this Resolution shall be, and the same are hereby repealed, rescinded and set aside, but only to the extent of such conflict.

Following discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion (1) to adopt the above and foregoing Resolution, with the acknowledgment and express understanding that the county and the City of Ridgeland will be contributing an equal percentage of *ad valorem* and sales tax revenue toward project, and (2) to authorize the Board President and the Chancery Clerk to execute any and all instruments to effectuate the project consistent with said Resolution. The vote on the matter was 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 motion having received the affirmative vote of a majority of the members present, the President of the Board declared the motion carried and the resolution adopted this the 7th day of September, 2004.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Extension for Clean Up of Property Owned by Betty Black Mitchell

WHEREAS, Zoning Administrator Brad Sellers did appear before the Board of Supervisors and requested an extension of thirty (30) days to allow Ms. Betty Black Mitchell extra time to clean up certain property located at 1505 Highway 51, Madison, Mississippi, and

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 14 of 22 (9/07/04)

WHEREAS, Mr. Sellers did present the Board with certain photographs which graphically illustrated the woeful condition of said property, and

WHEREAS, Mr. Sellers advised that this property was the subject of prior actions of the Madison County Board of Supervisors and that while Ms. Mitchell had been given several previous extensions by the prior Board, another brief extension was warranted,

Following discussion, Mr. Paul Griffin did move and Mr. Karl M. Banks did second a motion to authorize Mr. Sellers to correspond with Ms. Mitchell advising her of the necessity that said property be cleaned, cleared and debris removed within the next thirty (30) days and directing that Mr. Sellers take appropriate action in the event the situation is not rectified within said time period. 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 Mr. Sellers was and is so instructed.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Pearl River Valley Water Supply District Joint Resolution

WHEREAS, the Board of Supervisors does desire to join in with the Board of Supervisors of Hinds, Leake, Rankin, and Scott Counties in the adoption of a that certain "Joint Resolution of the Boards of Supervisors of Hinds, Leake, Madison, Rankin and Scott Counties," a true and correct copy of which is attached hereto as Exhibit J, and

WHEREAS, said Resolution respectfully requests, *inter alia*, that said counties be included in any plans pertaining to the use and development of lands with the Pearl River Valley Water Supply District, which also lie within or adjacent to county lands,

Following discussion, Mr. Andy Taggart did move and Mr. Tim Johnson did second a motion to authorize the Board President to execute said Resolution on behalf of the county, and which said Resolution is attached hereto as Exhibit J, 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 resolution was and is hereby approved.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Final Subdivision Plat on Hartfield, Part Four Subdivision

WHEREAS, County Engineer Mike McKenzie did appear before the Board, presenting the final plat on Hartfield, Part Four Subdivision, and

WHEREAS, Mr. McKenzie did advise the Board that said plat was in compliance with

President's Initials: _____

Date Signed: _____

county ordinances and requirements and was complete and therefore requested that the Board approve same, and

WHEREAS, Mr. McKenzie did also advise the Board that all streets in said subdivision are to be accepted as public roads and added to the County Road Register, said roads being Hartfield Drive and Hallmark Place,

Following discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to approve the final plat on Hartfield, Part Four Subdivision, to accept the aforesaid streets as public roads, to amend the County Road Register accordingly, and to authorize the Board President to execute the same. 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 by the unanimous vote of those present and the final plat on the aforesaid subdivision was and is hereby approved, the aforesaid roads so adopted, and the Board President was and is so authorized.

SO ORDERED this the 7th day of September, 2004

***In re: Resolution of Support for Federal Projects
in Madison County***

RESOLUTION

WHEREAS, members of the Madison County Board of Supervisors, together with the Madison County Foundation and the Madison County Economic Development Authority are working with various state and federal agencies in support of each of the projects listed herein below, and

WHEREAS, members of this Board, together with representatives of the aforesaid Foundation and Authority, are traveling to the nation’s capital September 14 through 16, 2004 to promote and urge financial and other support therefor, and

WHEREAS, Madison County is one of the fastest, if not the fastest, growing counties in Mississippi, home of the newest and largest Nissan manufacturing facility in the country, and

WHEREAS, the Board deems it to be in the best interest of Madison County and the citizens of Madison County for each of these projects to proceed forthwith, and

WHEREAS, the Board does desire to sincerely thank each member of Mississippi’s Congressional Delegation, including, U. S. Senators Thad Cochran and Trent Lott, U. S. Representatives Chip Pickering, Bennie Thompson, Roger Wicker and Gene Taylor for their previous support of many of these projects, and

WHEREAS, the Board supports and desires citizens, businesses and public officials – particularly members of Mississippi’s Congressional Delegation – to support each of said projects, and

WHEREAS, the projects are as follows, to-wit:

- (1) ***U.S. Highway 51 to MS Highway 43 Connector Road (City of Canton, Mississippi)***

President’s Initials: _____

Date Signed: _____

The project will build a new four-lane road beginning at the intersection of U.S. Highway 51 with Nissan Parkway and extend to the east and north to connect to MS Highway 43 southeast of Canton, Mississippi. The new roadway will provide critical access to and from the Nissan North America plant site for employees and suppliers using MS Highway 16 from the east and MS Highway 43 from the north and south. Of equal importance, the new roadway will significantly reduce east-west truck traffic that currently travels through the Canton central business district. The truck traffic is creating significant congestion resulting in traffic delays, noise, and lost fuel economy. This project will be identified as an immediate project on the Jackson Urban Area's Year 2030 Transportation Plan.

The project includes approximately 3 miles of new roadway construction and bridges across waterways. The roadway will have a four-lane depressed median section.

The City of Canton has previously received a federal appropriation for planning, environmental and design phases of the project, and the city has begun these project efforts. Additional funds are needed through a special appropriation in this year's budget to fund right-of-way acquisition and project construction.

(2) *Lake Harbor Drive Extension – U.S. Highway 51 to Highland Colony Parkway (City of Ridgeland, Mississippi)*

The City of Ridgeland's population has quadrupled in the past 20 years thanks to tremendous residential and commercial development. This population growth continues as new residential and commercial developments are in various stages of project development.

Ridgeland's roadway network and thus the ability to move people east-west across the city is severely hampered by the Canadian National/Illinois Central Railway and Interstate 55. These two transportation elements essentially bisect the city by paralleling each other and extending north-south through the city. None of the city's five streets that currently cross the railroad are grade separated which, in itself, poses serious safety concerns given the high volume of east-west traffic in Ridgeland. The ability to provide vehicular access and emergency vehicle response could be severely impaired by a train blocking the intersections or a train crash not to mention potential vehicle/train conflicts and general delays experienced by the motoring public during track use. Train traffic has increased significantly in the last few years and will continue to increase with continued industrial growth in Madison County and increased port growth on the Gulf of Mexico.

Only two local streets cross Interstate 55: Jackson Street, a three-lane roadway, has access to the interstate via an interchange while Steed Road crosses underneath the interstate without access to it. Thus east-west access across the interstate is severely impaired.

The City of Ridgeland has developed the project known as Lake Harbour Drive Extension to provide additional east-west corridor access traversing CNIC Railroad and Interstate 55. The project begins at the intersection of Lake Harbour Drive with U.S. Highway 51 and extends west over the railroad and interstate to Highland Colony Parkway. The project has been incorporated into the City of Ridgeland Comprehensive Master Plan and the Jackson Urbanized Area Transportation Plan prepared by the Central Mississippi Planning and Development District (MPO). The Opinion of Probable Project Cost is \$23 million. The city has already committed substantial financial resources for pre-project planning and acquisition of portions of the rights-of-way for the new corridor. The city is seeking funds in the amount of \$500,000 in the HUD/Economic Development Initiative (EDI) section of the VA-HUD Independent Agencies Appropriations Bill or the re-authorization of the TEA-21. These funds will be used to complete route evaluation, environmental assessment and conceptual design for the project.

(3) *Madison Ridgeland I-55 Interchange (South Madison County Municipal Transportation Commission)*

Tremendous residential and commercial growth in the Madison-Ridgeland vicinity is expected

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 17 of 22 (9/07/04)

for many years as plans for numerous large scale developments continue to move forward. These new developments which generate significant volumes of traffic place a heavy burden on traffic capacity and pavement of streets throughout the two cities.

In the past two years alone, a new high school, new elementary and middle schools, and a commercial development containing an upscale Wal-Mart all opened near the corporate limits of Madison and Ridgeland. A new interchange with connecting roadways on Interstate 55 near the corporate limits is needed now more than ever.

In the early 1990s, the U.S. Congress appropriated \$225,000 for use by the MDOT to determine the feasibility of a new interchange on Interstate 55 and connecting roadways in the vicinity of the common corporate line between the Cities of Madison and Ridgeland. The two cities formed, by interlocal agreement, the South Madison County Municipal Transportation Commission (SMCTMC) to administer the project. The Mississippi Legislature then passed legislation authorizing the MDOT to enter into an agreement with the SMCTMC for project implementation. In 1998, The U.S. Congress earmarked \$2.25 million in the TEA-21 for planning, preliminary engineering, environmental clearances and right-of-way acquisition. Since 1998, the MDOT has conducted an environmental assessment; Project No. 19-9204-00-001-10, entitled "Madison-Ridgeland Connector/I-55 Interchange."

The MDOT and FHWA have allowed the cities of Madison and Ridgeland to spend the \$2.25 million previously allocated on connector roadways for this project to accommodate the increased traffic volumes generated by residential, commercial and educational facilities developments in the area. MDOT environmental assessment efforts have yielded an interchange and connector road concept that is supported by both cities. The Opinion of Probable Project Cost for the interchange and connecting roads is \$70 million. The South Madison County Municipal Transportation Commission desperately needs continued funding for the proposed interchange and connector roads.

(4) *MS Highway 22 Reconstruction from Canton to Flora (City of Flora, Mississippi)*

Heavy truck traffic on Mississippi highways doubled during the 1990s. The Latin American Trade and Transportation Study and the Federal Highway Administration National Freight Study have projected that freight movement demand will double and possibly triple over the next 20 years. Since each heavy truck is equivalent to 2 passenger cars in terms of highway capacity, diversion of heavy trucks from urban highway segments extends the period of acceptable service of the urban roadways.

MS Highway 22 is currently an east-west, two-lane roadway connecting Interstate 55 in the City of Canton in Madison County to Interstate 20 in the City of Edwards in Hinds County, Mississippi. MS 22 is a natural "short cut" for interstate traffic traveling between Memphis and points north and Louisiana and destinations west. However, the current roadway cross sectional and alignment elements do not meet current highway design criteria. As a result, interstate traffic tends to use the interstate corridor of I-20/220/55 instead of MS 22 resulting in more interstate truck traffic in the urban traffic stream of Jackson thus reducing capacity and service periods for interstates through Jackson. An improved MS 22 will shorten the travel distance from Edwards to Canton by eleven miles and thus provide more direct access to the ongoing industrial and commercial explosion in the Canton area including the Nissan Motor Company and its suppliers. The reduced distance created by the MS 22 improvements will result in tremendous road user savings.

The current average daily traffic volume is about 7000 vehicles per day west of Canton. Recently completed traffic studies indicate that this volume will increase to about 10,000 by Year 2012 and approximately 19,000 vehicles per day by Year 2025.

The MS Highway 22 project is on the MDOT Vision 21 plan. An environmental assessment needs to be done to determine impacts and address alignment considerations. The MDOT has requested \$5 million beyond its normal allocation of federal funds from the U.S. Congress to

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 18 of 22 (9/07/04)

conduct an environmental evaluation of a Jackson Metro Area Loop of which MS Highway 22 is a segment. The Opinion of Probable Project Cost for the approximate 35 mile MS 22 project is \$230 million.

(5) *Reunion Parkway from U.S. Highway 51 at Green Oak Lane to MS Highway 463 (City of Madison, Mississippi)*

Reunion Parkway will be a new urban arterial roadway for east-west traffic between U.S. Highway 51, Interstate 55 and MS Highway 463 north of the current corporate limits of the City of Madison. This corridor will offer access to “ground zero” of the ongoing explosion of residential and commercial development in and north of the City of Madison. West of Interstate 55 the road will provide access to more than 4500 new homes that are planned for construction in ongoing signature developments. East of the interstate, the road will connect to the planned Madison to Gluckstadt Parkway, a new four-lane, divided median, north-south road currently in design and planned for construction in 2004. Reunion Parkway will then extend eastward to U.S. Highway 51 opposite its intersection with Green Oak Lane. The project includes an interchange with Interstate 55 and thus will reduce traffic congestion at the I-55 interchanges with MS 463 in Madison and Gluckstadt Road.

The new roadway will have four lanes with a divided median and curbs and gutters. The 5 mile project has an Opinion of Probable Project Cost of \$40 million including the Interstate 55 interchange.

(6) *Madison County Wastewater Authority*

Madison County, Mississippi is one of the fastest growing counties in the United States. This growth is the result of intense economic development including construction of the Nissan Motor Company plant near Canton. The resultant increases in population associated with the economic expansion create a much greater demand on existing and planned sanitary sewer infrastructure.

In 1998, the Madison County Board of Supervisors commissioned a county-wide study to develop a master plan for sanitary sewer infrastructure to meet the long term demands expected. The plan was later revised to incorporate the impacts of Nissan and its suppliers as well as other development initiatives. The plan was adopted by the Board of Supervisors in 2001 and the Madison County Wastewater Authority was formed as recommended in the master plan. The Authority is comprised of the following entities: Madison County Board of Supervisors, City of Ridgeland, City of Madison, Canton Municipal Utilities, Pearl River Valley Water Supply District, Town of Flora, Bear Creek Water Association, West Madison Utility District and Lake Lorman Utility District.

Improvements recommended in the master plan are well underway. Construction of a regional wastewater treatment plant, the anchor for long term county-wide sewer infrastructure, was completed in 2003 in time to serve the Nissan automotive plant. Construction is ongoing on force mains along Catlett Road to serve rapidly developing commercial, residential and industrial areas in the Madison and Gluckstadt areas. The Authority has developed a five year implementation plan of projects that are vital to ongoing economic development. Federal assistance is critical in meeting sanitary sewer demands in Madison County and thus sustaining the momentum of ongoing economic expansion.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby endorses each project and encourages the citizens, public officials and businesses of Madison County to support the projects and participate in the same as they deem appropriate.

BE IT FURTHER RESOLVED that the Board urges each member of Mississippi’s Congressional delegation to endorse, co-sponsor and otherwise support each of said projects at every opportunity.

BE IT FURTHER RESOLVED that the Board hereby extends its sincere thanks and deep

President’s Initials: _____

Date Signed: _____

For Searching Reference Only: Page 19 of 22 (9/07/04)

appreciation to each member of the Mississippi Congressional Delegation for past support of these and other Madison County projects.

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin 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	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said Resolution was and is hereby adopted.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Salary for County Fire Coordinator

WHEREAS, the Board of Supervisors does desire to continue to pay the same salary to County Fire Coordinator Tom Lariviere as was paid to former County Fire Coordinator Kerry Minninger effective September 1, 2004 and allow reimbursement of any expenses incurred by Chief Lariviere associated with his service in such capacity from February 20, 2004 forward,

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to continue to pay the same salary to County Fire Coordinator Tom Lariviere as was paid to former County Fire Coordinator Kerry Minninger effective September 1, 2004 and allow reimbursement of any expenses incurred by Chief Lariviere from February 20, 2004 forward. 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 Mr. Lariviere's salary was and is hereby approved and he was and is authorized to be reimbursed for any and all such expenses.

SO ORDERED this the 7th day of September, 2004.

President's Initials: _____

Date Signed: _____

In re: Approval of Supplemental Claims Docket for September 7, 2004

WHEREAS, the Board reviewed a Supplemental Claims Docket for September 7, 2004, a true and correct copy of which is attached hereto as Exhibit K, spread hereupon and incorporated herein by reference, 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

Following discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to approve the aforesaid supplemental claims docket as presented. 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 of said supplemental docket as a part of and within the summary of claims reference in footnote 2, above and to authorize the Board President to sign and approve the Supplemental Claims Docket, a copy of which is 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 L, 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 Supplemental Claims Docket⁶ was and is hereby approved, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Contract Between Madison County Sheriff and Ozborn Communications

WHEREAS, Sheriff Toby Trowbridge did appear before the Board of Supervisors and requested the Board approve his entering into a contract with Ozborn Communications to install radios in each new automobile recently received by his department, the cost of which installation will be in the amount of \$725.00 per auto, and

WHEREAS, the contract is attached hereto as Exhibit M, spread hereupon, and incorporated herein by reference,

Following discussion, Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve said contract and to authorize Sheriff Trowbridge to execute same. 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

⁶The claims paid pursuant to the Supplemental Claims Docket approved hereby are reflected in the summary referred to in footnote 2, above.

President's Initials: _____

Date Signed: _____

the matter carried unanimously and said contract was and is hereby approved and the Sheriff was and is so authorized.

SO ORDERED this the 7th day of September, 2004.

In re: Approval of Contract Between Madison County Sheriff and Auto Trim Designs

WHEREAS, Sheriff Toby Trowbridge did appear before the Board of Supervisors and requested the Board approve his entering into a contract with Auto Trim Designs to furnish and install graphics on each new automobile recently received by his department, the cost of which installation will be in the amount of \$175.00 per car, and

WHEREAS, the contact is attached hereto as Exhibit N, spread hereupon, and incorporated herein by reference.

Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve said contract and for Sheriff Trowbridge to execute same. 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 contract was and is hereby approved and the Sheriff was and is so authorized.

SO ORDERED this the 7th day of September, 2004.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Paul Griffin and seconded by Supervisor Karl Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Friday, September 17, 2004 for the purposes of the considering certain 16th section leases and any other business which may properly come before the Board.

Douglas L. Jones, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____