

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

REGULAR MEETING OF FEBRUARY 26, 2007
Recessed from regular meeting conducted on February 20, 2007

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on February 26, 2007, in the Law Library of the Madison County Circuit Courthouse in Canton, Mississippi, and thereafter recessed to the meeting room of the Old Post Office on the Square in Canton to accommodate citizens appearing for certain public hearings as follows, to-wit:

The President of the Board, Mr. Andy Taggart, 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
Sheriff Toby Trowbridge
Chancery Clerk Arthur Johnston

Absent:

None

Also in attendance:

County Administrator Donnie Caughman
County Comptroller and Deputy Chancery Clerk Mark Houston
County Zoning Administrator Brad Sellers
Emergency Management Director Butch Hammack
County Purchase Clerk Hardy Crunk
Board Secretary and Deputy Chancery Clerk Cynthia Parker
Board Attorney Edmund L. Brunini, Jr.
County Road Manager Lawrence Morris
Buildings and Grounds Supervisor Barry Parker
Deputy Sheriff Billy Myers
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. Deputy Sheriff Billy Myers led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

Thereafter, Mr. Douglas L. Jones did offer and Mr. Tim Johnson did second a motion to recess to the meeting room at the Old Post Office, formerly the Madison County Justice Court Building, in order to accommodate citizens appearing for certain public hearings. 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	Not Present and Not Voting

the matter carried by the unanimous vote of those present and the meeting was so recessed and reconvened at said location shortly thereafter. At which time and location, Supervisor Douglas L. Jones led the members and the audience in prayer.

President's Initials: _____

Date Signed: _____

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SO ORDERED this the 26th day of February, 2007.

In re: Petition of Christopher Snopek, Joshua Properties LLC, and Performance Sports Academy, LLC for a Special Exception to Construct and Operate a Quasi-public Recreational Facility in an SU-1 Special Use District and to Rezone a Portion of the Subject Property from SU-1 Special Use to C-1A Commercial

WHEREAS, Christopher Snopek, Joshua Properties LLC, and Performance Sports Academy filed an Application with the Madison County Planning and Zoning Commission (“Commission”) seeking a Special Exception (Conditional Use) and for Re-Zoning From SU-1 Special Use District to C-1A Restricted Commercial District to construct and operate a quasi-public recreational facility in an SU-1 Special Use district on certain property located on Reunion Boulevard in Madison, Mississippi, the same being further described by legal description as follows:

LEGAL DESCRIPTION OF PARCEL
TO BE UTILIZED AS A SPECIAL EXCEPTION
USE IN A SPECIAL USE DISTRICT

A parcel of land lying and situated in the Northwest Quarter (NW 1/4) and the Northeast Quarter (NE 1/4) of Section 36, Township 8 North, Range 1 East, Madison County, Mississippi, more particularly described as follows:

For a POINT OF BEGINNING, commence at the northwest corner of the said Section 36, Township 8 North, Range 1 East, said point also being the northwest corner of that parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, and thence run South 89 degrees 54 minutes 41 seconds East, along the southerly line of Lot 10 of Cherry Hill Plantation Phase 3-A, for a distance of 274.40 feet to a point; thence run South 89 degrees 54 minutes 00 seconds East, along the southerly line of Lot 9 of Cherry Hill Plantation Phase 3-A, for a distance of 441.40 feet to a point; thence run South 89 degrees 50 minutes 15 seconds East, along the southerly line of Lot 8 of Cherry Hill Plantation Phase 3-A, for a distance of 135.04 feet to a point, being the northeast corner of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run easterly, along the southerly line of Cherry Hill Plantation Phase 3-A and Cherry Hill Plantation Phase I, and along the northerly line of that parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 1,084.21 feet to a point; thence run South for a distance of 359.60 feet to a point; thence run East for a distance of 330.93 feet to a point; thence run southeasterly along

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the arc of a curve to the right having a radius of 530.00 feet, a delta angle of 116 degrees 28 minutes 59 seconds, a chord bearing of South 31 degrees 45 minutes 30 seconds East, a chord length of 901.29 feet, and an arc length of 1,077.50 feet, for a distance of 1,077.50 feet to a point; thence run South 26 degrees 28 minutes 59 seconds West for a distance of 183.11 feet to a point; thence run southerly along the arc of a curve to the left having a radius of 450.00 feet, a delta angle of 39 degrees 36 minutes 10 seconds, a chord bearing of South 06 degrees 40 minutes 54 seconds West, a chord length of 304.89 feet, and an arc length of 311.04 feet, for a distance of 311.04 feet to a point; thence run South 13 degrees 07 minutes 11 seconds East for a distance of 120.26 feet to a point on the northerly right-of-way of Reunion Parkway; thence run southwesterly along the said northerly right-of-way of Reunion Parkway and the arc of a curve to the left having a radius of 2,779.35 feet, a chord bearing of South 76 degrees 34 minutes 35 seconds West, a chord length of 100.00 feet, and an arc length of 100.01 feet, for a distance of 100.01 feet to a point; thence leaving the said northerly right-of-way of Reunion Parkway, run North 13 degrees 07 minutes 11 seconds West for a distance of 120.79 feet to a point; thence run northerly along the arc of a curve to the right having a radius of 550.00 feet, a delta angle of 39 degrees 36 minutes 10 seconds, a chord bearing of North 06 degrees 40 minutes 54 seconds East, a chord length of 372.64 feet, and an arc length of 380.16 feet, for a distance of 380.16 feet to a point; thence run North 26 degrees 28 minutes 59 seconds East for a distance of 183.11 feet to a point; thence run northwesterly along the arc of a curve to the left having a radius of 430.00 feet, a delta angle of 116 degrees 28 minutes 59 seconds, a chord bearing of North 31 degrees 45 minutes 30 seconds West, a chord length of 731.24 feet, and an arc length of 874.20 feet, for a distance of 874.20 feet to a point; thence run West for a distance of 330.93 feet to a point; thence run South for a distance of 1,512.78 feet to a point on the southerly line of that parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run West, along the southerly line of the said parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 644.4 feet to a point; thence run North 45 degrees 00 minutes 39 seconds West for a distance of 621.9 feet to the southeast corner of that

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parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run North 45 degrees 00 minutes 39 seconds West, along the southerly line of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 660 feet to a point on the easterly line of a gasoline easement; thence run northwesterly, along the said easterly line of the said gasoline easement, for a distance of 778 feet to a point on the westerly line of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run North 00 degrees 00 minutes 57 seconds West, along the westerly line of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 390 feet to the POINT OF BEGINNING, containing 71.7 acres, more or less.

LEGAL DESCRIPTION OF NORTHERN PARCEL
TO BE REZONED TO CLASSIFICATION OF
C-1A RESTRICTED COMMERCIAL DISTRICT

A parcel of land lying and situated in the Northwest Quarter (NW 1/4) of Section 36, Township 8 North, Range 1 East, Madison County, Mississippi, more particularly described as follows:

Commence at the northwest corner of the said Section 36, Township 8 North, Range 1 East, said point also being the northwest corner of that parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, and thence run South 89 degrees 54 minutes 41 seconds East, along the southerly line of Lot 10 of Cherry Hill Plantation Phase 3-A, for a distance of 274.40 feet to a point; thence run South 89 degrees 54 minutes 00 seconds East, along the southerly line of Lot 9 of Cherry Hill Plantation Phase 3-A, for a distance of 441.40 feet to a point; thence run South 89 degrees 50 minutes 15 seconds East, along the southerly line of Lot 8 of Cherry Hill Plantation Phase 3-A, for a distance of 135.04 feet to a point, being the northeast corner of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run easterly, along the southerly line of Cherry Hill Plantation Phase 3-A and Cherry Hill Plantation Phase I, and along the northerly

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line of that parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 1,084.21 feet to the POINT OF BEGINNING of the parcel herein described. From the said POINT OF BEGINNING, thence run South for a distance of 359.60 feet to a point; thence run East for a distance of 330.93 feet to a point; thence run southeasterly along the arc of a curve to the right having a radius of 530.00 feet, a delta angle of 46 degrees 05 minutes 46 seconds, a chord bearing of South 66 degrees 57 minutes 07 seconds East, a chord length of 414.99 feet, and an arc length of 426.40 feet, for a distance of 426.40 feet to a point on that line common to those parcels described in Deed Book 349, at Page 65, and Deed Book 1865, at Page 281, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run North 00 degrees 51 minutes 35 seconds West, along the said common line, for a distance of 522.75 feet to the northeast corner of the Northwest Quarter (NW 1/4) of the said Section 36; thence run westerly, along the southerly line of Cherry Hill Plantation Phase 3-A and Cherry Hill Plantation Phase I, for a distance of 704.95 feet to the POINT OF BEGINNING, containing 6.3 acres, more or less.

LEGAL DESCRIPTION OF SOUTHERN PARCEL
TO BE REZONED TO CLASSIFICATION OF
C-1A RESTRICTED COMMERCIAL DISTRICT

A parcel of land lying and situated in the Northwest Quarter (NW 1/4) of Section 36, Township 8 North, Range 1 East, Madison County, Mississippi, more particularly described as follows:

Commence at the northwest corner of the said Section 36, Township 8 North, Range 1 East, said point also being the northwest corner of that parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, and thence run South 89 degrees 54 minutes 41 seconds East, along the southerly line of Lot 10 of Cherry Hill Plantation Phase 3-A, for a distance of 274.40 feet to a point; thence run South 89 degrees 54 minutes 00 seconds East, along the southerly line of Lot 9 of Cherry Hill Plantation Phase 3-A, for a distance of 441.40 feet to a point; thence run South 89 degrees 50 minutes 15 seconds East, along the southerly line of Lot 8 of Cherry Hill Plantation Phase 3-A, for a distance of 135.04 feet to a point, being the northeast corner of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk

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of Madison County, Mississippi; thence run easterly, along the southerly line of Cherry Hill Plantation Phase 3-A and Cherry Hill Plantation Phase I, and along the northerly line of that parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 1,084.21 feet to a point; thence run South for a distance of 359.60 feet to a point; thence run East for a distance of 330.93 feet to a point; thence run southeasterly along the arc of a curve to the right having a radius of 530.00 feet, a delta angle of 116 degrees 28 minutes 59 seconds, a chord bearing of South 31 degrees 45 minutes 30 seconds East, a chord length of 901.29 feet, and an arc length of 1,077.50 feet, for a distance of 1,077.50 feet to a point; thence run South 26 degrees 28 minutes 59 seconds West for a distance of 183.11 feet to a point; thence run southerly along the arc of a curve to the left having a radius of 450.00 feet, a delta angle of 39 degrees 36 minutes 10 seconds, a chord bearing of South 06 degrees 40 minutes 54 seconds West, a chord length of 304.89 feet, and an arc length of 311.04 feet, for a distance of 311.04 feet to a point; thence run South 13 degrees 07 minutes 11 seconds East for a distance of 120.26 feet to a point on the northerly right-of-way of Reunion Parkway; thence run southwesterly along the said northerly right-of-way of Reunion Parkway and the arc of a curve to the left having a radius of 2,779.35 feet, a chord bearing of South 76 degrees 34 minutes 35 seconds West, a chord length of 100.00 feet, and an arc length of 100.01 feet, for a distance of 100.01 feet to the POINT OF BEGINNING of the parcel herein described. From the said POINT OF BEGINNING, and leaving the said northerly right-of-way of Reunion Parkway, thence run North 13 degrees 07 minutes 11 seconds West for a distance of 120.79 feet to a point; thence run northerly along the arc of a curve to the right having a radius of 550.00 feet, a delta angle of 39 degrees 36 minutes 10 seconds, a chord bearing of North 06 degrees 40 minutes 54 seconds East, a chord length of 372.64 feet, and an arc length of 380.16 feet, for a distance of 380.16 feet to a point; thence run North 26 degrees 28 minutes 59 seconds East for a distance of 183.11 feet to a point; thence run northwesterly along the arc of a curve to the left having a radius of 430.00 feet, a delta angle of 116 degrees 28 minutes 59 seconds, a chord bearing of North 31 degrees 45 minutes 30 seconds West, a chord length of 731.24 feet, and an arc length of 874.20 feet, for a distance of 874.20 feet to a point; thence run West for a distance of 330.93 feet to a point; thence

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run South for a distance of 1,512.78 feet to a point on the southerly line of that parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run East, along the southerly line of the said parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 3.3 feet to a point on the northerly right-of-way of Reunion Parkway; thence run northeasterly, along the northerly right-of-way of Reunion Parkway and the arc of a curve to the right having a radius of 2,779.35 feet, a delta angle of 13 degrees 38 minutes 05 seconds, a chord bearing of North 68 degrees 43 minutes 42 seconds East, a chord length of 659.85 feet, and an arc length of 661.40 feet, for a distance of 661.40 feet to the POINT OF BEGINNING, containing 20.6 acres, more or less.

WHEREAS, on December 14, 2006, the Madison County Planning and Zoning Commission granted the Special Exception and the re-zoning sought by the petitioners "subject to certain amendments to the Petition [to] be included that would in fact protect area homeowners from issues including lighting and sound, with such amendments to be determined by the elected Madison County Board of Supervisors," and

WHEREAS, on December 27, 2006, certain objectors filed an appeal of said decision pursuant to section 2603 of the Madison County Zoning Ordinance, and

WHEREAS, on January 16, 2007, this Board set said appeal for hearing to begin at 9:00 a.m. Monday, February 26, 2007, and authorized the publication of notice in the *Madison County Herald*, a newspaper of general circulation in Madison County, the same having been accomplished on February 1, 2007, and

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

WHEREAS, the hour of 9:00 a.m. did arise and County Zoning Administrator Brad Sellers appeared before the Board for a public hearing concerning the Petition of Christopher Snopak, Joshua Properties LLC, and Performance Sports Academy, LLC for a Special Exception to Construct and Operate a Public/Quasi-public Recreational Facility in an SU-1 Special Use District and to Re-zone a Portion of the Subject Property from SU-1 Special Use to C-1A Commercial, and

WHEREAS, the Board President declared said public hearing to be open as previously set and noticed, and

WHEREAS, the Planning Commission did recommend approval of said petition subject to the conditions set forth herein above, and

WHEREAS, James A. Peden, Jr., an attorney representing the petitioners did appear before the Board and argued that the area in question was becoming more commercial in nature given the four-laned Reunion Boulevard recently constructed, extensions of which are underway connecting Bozeman Road to State Highway 463 and which extensions will eventually connect U. S. Highway 51, Interstate 55 and Bozeman Road to said State Highway 463; and

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WHEREAS, Mr. Peden did also point out the existence of the Madison Station Elementary School on property immediately opposite the petitioners' proposed location and argued that an athletic facility such as the one proposed by petitioners would be compatible with a school and its related facilities; and

WHEREAS, Mr. Snopek did appear before the Board and reported that his proposed facility would contain state of the art lighting which would have very little impact on adjoining landowners and, further, that his company was willing to erect a large berm to act as a sight and sound buffer in addition to the established vegetation buffer zone; and

WHEREAS, Mr. Snopek further stated that children in Madison County would benefit from his facility, particularly the athletic fields and indoor amenities he would be offering; and

WHEREAS, Mr. Phillip McDade appeared before the Board on behalf of the petitioners and discussed the various measures planned to reduce the noise and lighting issues; and

WHEREAS, Jerry Mills, Esq., an attorney representing homeowners in the area did appear before the Board in opposition to the petition and introduced a purported expert in the field, one Michael L. Bridge of Oxford, Mississippi who expounded at length on the various failures of the petitioners to comply with and satisfy county zoning requirements, ultimately rendering an opinion that both the proposed special exception and re-zoning would not be consistent with the county's Comprehensive Plan or the requirements of the Madison County Zoning Ordinance, and

WHEREAS, numerous citizens and residents of the area did appear before the Board and argued that while they had nothing against the petitioner or the facility, the proposed facility would severely reduce their property values and intrude on the quiet enjoyment of their property; and

WHEREAS, said citizens and residents also argued that the proposed location of the facility would not be compatible with the pastoral/residential character of the area and would tremendously increase the already heavy traffic flow in and around the various subdivisions and neighborhoods in the area; and

WHEREAS, citizens and residents of the area appearing and speaking in opposition to the petition were: Ken Steere, Stan Patrick, William Dulaney, Elizabeth Steere, Kathy Dulaney, Scott Kimbrough, Kim Simmonds, Richard Cox, Janet Wagner, Angela Mayfield, and David Simmonds; and

WHEREAS, citizens and residents of the area appearing and speaking in favor to the petition were Jim Raley and Cliff Axtell; and

WHEREAS, Mr. Peden, on behalf of the petitioners offered the following materials and requested that the same be admitted into evidence:

1. the Application as originally filed with the Planning and Zoning Commission together with Exhibits A through H thereof (P-1);
2. six (6) pages of drawings by the planning and landscape architect firm of Weatherford McDade, Ltd (P-2);
3. the modified drawings labeled "Sections A & B" and labeled "Sections C & D" prepared and presented by Weatherford McDade, Ltd (P-3);
4. four (4) letters from Cherry Hill homeowners in support of the application (P-4);
5. an E-mail petition signed by 270 residents of Madison County (P-5);

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6. four (4) letters from area businesses supporting the facility (P-6);
7. a certain document entitled “Noise Investigation fro Proposed Athletic Complex, Madison, Mississippi” prepared by Oxford Acoustics (P-7);
8. correspondence dated December 1, 2006 to County Zoning Administrator Brad Sellers from counsel for petitioners (P-8);
9. correspondence dated December 1, 2006 to the Madison County Planning and Zoning Commission from petitioner Performance Sports Academy, LLC (P-9);
10. a certain document entitled “Performance Sports Academy Potential Economic Impact” prepared by the firm of Gouras & Associates, LLC (P-10);
11. an additional E-mail petition signed by 26 additional residents of Madison County (P-11);
12. correspondence from Weatherford McDade, Ltd dated November 30, 2006 (P-12);
13. correspondence from Oxford Acoustics dated November 27, 2006 (P-13);
14. comparable real estate appraisal and correspondence dated December 1, 2006 from Kevin Simpson with Simpson Appraisal Group (P-14);
15. correspondence dated December 1, 2006 to County Zoning Administrator Brad Sellers from counsel for petitioners (P-15);
16. correspondence dated February 14, 2007 to County Zoning Administrator Brad Sellers from counsel for petitioners (P-16);
17. correspondence from Weatherford McDade, Ltd dated February 13, 2007 (P-17);
18. additional material from Kevin Simpson with Simpson Appraisal Group (P-18);
19. oversized display boards prepared by MUSCO Lighting (P-19); and

WHEREAS, Mr. Mills, on behalf of the objectors, requested that the following materials be admitted into evidence:

20. the Affidavit of Michael L. Bridge together with its attachments (O-1);
21. oversized copy of Madison County’s Land Use Plan (O-2);
22. oversized aerial photo from 2005 (O-3);
23. Powerpoint presentation handout (O-4);
24. numerous petitions in opposition to the proposed special exception and re-zoning together with a recap thereof (O-5);
25. two (2) sets of Objections to Re-zoning of Property signed by area land owners (O-6);
26. correspondence dated February 24, 2007 from Mayor Mary Hawkins-Butler from the City of Madison (O-7);
27. four (4) pages of color photos of current Performance Sports Academy’s location

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(O-8);

28. three (3) additional full size color photos of current Performance Sports Academy's location together with one (1) photo of tree line (O-9); and

Following discussion, Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to close the public hearing and admit each of the above referenced materials into evidence herein, true and correct copies of which may be found in the Miscellaneous Appendix to these Minutes. 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 public hearing was and is hereby closed and the aforesaid materials admitted into evidence herein.

SO ORDERED this the 26th day of February, 2007.

Thereafter, and following additional questions and discussion among the members of the Board and the parties and their representatives, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion (1) to find, declare and determine that the proof offered by the petitioners in support of the request to rezone a portion of the subject property to C-1A Commercial failed to sufficiently demonstrate the requisite change in the character of the neighborhood and failed to sufficiently show a substantial public need to support the re-zoning; and, for those reasons, (2) to reverse the decision of the Madison County Planning and Zoning Commission and deny petitioner's request for the re-zoning of the subject property to C-1A Commercial. The vote on the matter being as follows, to-wit:

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 that portion of the Petition of Christopher Snopek, Joshua Properties LLC, and Performance Sports Academy, LLC to re-zone a portion of the subject property from SU-1 Special Use District to C-1A Commercial Use District was and is hereby denied.

SO ORDERED this the 26th day of February, 2007.

Thereafter and following additional discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to (1) to find, declare and determine that the proof offered by the petitioners likewise failed to establish that the proposed special use for which the special exception was sought was in substantial conformity with or otherwise compatible with the uses to which property in the surrounding area was put, and also failed to establish that the proposed use would not adversely affect adjacent properties; and, for those reasons, (2) to reverse the decision of the Madison County Planning and Zoning Commission and deny petitioner's request for a Special Exception to construct and operate the proposed facility. The vote on the matter being as follows, to-wit:

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

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Supervisor Karl M. Banks
Supervisor Paul Griffin

Aye
Aye

the matter carried unanimously and the Petition of Christopher Snopek, Joshua Properties LLC, and Performance Sports Academy, LLC for a Special Exception to Construct and Operate a Public/Quasi-public Recreational Facility in an SU-1 Special use District was and is hereby denied.

SO ORDERED this the 26th day of February, 2007.

In re: Public Hearing on Proposed Comprehensive Subdivision Development Regulations

WHEREAS, on January 22, 2007 Chancery Clerk Arthur Johnston appeared before the Board and recommended the Board authorize the re-notice for public hearing on the proposed comprehensive subdivision development regulations, said hearing to be conducted on February 26, 2007 at 9:00 a.m., and

WHEREAS Board Attorney Edmund L. Brunini and Mr. Johnston did recommend that the Board consider the storm water discharge provisions for separate adoption by the Board on said date, the substantive portions of said regulations pertaining to subdivision plats and development needing additional review by the Board Attorney, and

WHEREAS, on January 22, 2007, this Board set the matter of the adoption of said regulations for public hearing to begin at 9:00 a.m. Monday, February 26, 2007, and authorized the publication of notice in the *Madison County Herald*, a newspaper of general circulation in Madison County, the same having been accomplished on February 15, 2007 and February 17, 2007, and

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

WHEREAS, the hour of 9:00 a.m. did arise and the Board President declared said public hearing to be open as previously set and noticed, and

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion (1) to adopt and approve as an amendment to the current Madison County Subdivision Regulations Articles IV through VI of the proposed Comprehensive Subdivision Regulations with said amendment/articles to be re-compiled as the "Madison County Storm Water Discharge and Management Ordinance," the same to take effect February 28, 2007, and (2) to request that the Mississippi Department of Environmental Quality grant the county a 30 day extension of time for the adoption of such ordinance for the purpose of allowing additional public comment thereon, and (3) to declare and decree that said Ordinance be suspended if such extension is granted. The vote on the matter being as follows:

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

Aye
Aye
Aye
Aye
Aye

the matter carried unanimously and the "Madison County Storm Water Discharge and Management Ordinance" was and is hereby adopted as set forth herein above with the aforesaid provisos.

SO ORDERED this the 26th day of February, 2007.

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Thereafter, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to take the matter of the adoption of the remainder of the proposed Comprehensive Subdivision Development Regulations under advisement and continue the public hearing thereon until March 26, 2007 at 9:00 a. m. 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 remainder of said Regulations were and are hereby taken under advisement and the public hearing thereon continued until March 26, 2007 at 9:00 a. m.

SO ORDERED this the 26th day of February, 2007.

***In re: Approval of Increase of 2006 Real Property Assessments
Pursuant to Miss. Code Ann. § 27-35-147 et seq.***

WHEREAS, on February 5, 2007, the Board determined that February 26, 2007 would be an appropriate date for a public hearing on the matter of increasing real property assessments as to certain individuals and businesses in the county and did set said date for said hearing to begin at the hour of 9:00 am, and

WHEREAS, the Chancery Clerk did prepare and serve the appropriate notices thereof by registered mail to the affected property owners, and the Board does find that said notices were sufficient, and

WHEREAS, the petitions listing the property owner(s), the parcel numbers, and amount of the proposed assessment increase as to each is attached hereto as Collective Exhibit C, spread hereupon, and incorporated herein by reference, and

WHEREAS, the hour of 9:00 am did arise and the Board President did declare the public hearing on said proposed increases to be open and directed those citizens who appeared for said hearing to consult and confer with the Tax Assessor and his staff, and

WHEREAS, no one did appear to contest or protest said assessment increases,

Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to close the public hearing and approve the assessment increases for those individuals and parcel numbers as set forth in the aforesaid petitions. 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
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Not Present and Not Voting

the matter carried by the unanimous vote of those present and said assessment increases were and are hereby approved and adopted.

SO ORDERED this the 26th day of February, 2007.

In re: Approval of Consent Agenda Items

WHEREAS, President Taggart did announce that he and County Administrator Donnie

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Caughman had conferred in advance of the meeting and did recommend that Items (5) and (6) on the Agenda appeared to be routine, non-controversial matters on which all Supervisors were likely to agree, and could be taken up as Consent Items, and

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

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

5. Approval of Utility Permits

The following permits allowing use and occupancy for the construction or adjustment of a utility within certain roads or highway rights of way were and are hereby approved, and a copy thereof may be found in the Miscellaneous Appendix to these Minutes:

(1) Denbury Onshore, LLC – Eleven (11) individual permit applications seeking to allow a directional bore for the purpose of laying a 24 inch CO2 gas pipeline under the following roads in Madison County: Cotton Blossom, Old Canton, Archie Drive, Archie Cain, Old Jackson, Stout, Hill, Cloud, Virillia, Richton, and Stokes.

(2) Bellsouth – seeking to place a 15 inch culvert for a permanent drive at 257 Robinson Springs Road.

6. Acknowledgment of New Hire – Deputy Tax Assessor

As requested by Tax Assessor Gerald Barber and as recommended by County Administrator Donnie Caughman, the Board hereby authorizes and approves the hiring of Ira Thorn as an Industrial/Commercial Property Appraiser Level III effective March 1, 2007 at a monthly salary of \$3,916.00.

Thereafter, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to approve, adopt, and authorize each of the above and foregoing matters, the same being numbered Items (5) and (6) herein above. 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
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Not Present and Not Voting

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

SO ORDERED this the 26th day of February, 2007.

In re: Consideration of Resolution in Support of Reconstruction of the Gluckstadt Interchange

WHEREAS, Ms. Elizabeth Raley with the Madison County Foundation appeared before the Board and presented that certain Resolution adopted February 13, 2007 by the Madison County Foundation, a true and correct copy of which is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference, and

WHEREAS, Ms Raley requested, on behalf of the Foundation, that the Board adopt the same as its own and thereby join with the Foundation in strong support of said project,

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 13 of 19 (02/26/07)

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to adopt said Resolution and to find, determine and declare that said interchange be made a priority of the county and state. 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 and the aforesaid findings made.

SO ORDERED this the 26th day of February, 2007.

In re: In re: Approval of Draw Down #5 from the Mississippi Development Bank Loan (2001 Pool Loan Fund)

The Board of Supervisors of Madison County, Mississippi (the "County") acting for and on behalf of the County, took up for consideration the matter of requesting and authorizing a Fourth Advance under the loan between the Mississippi Development Bank and the County dated July 27, 2004. After a discussion of the subject, Supervisor Paul Griffin offered and moved for the adoption of the following Resolution:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI (THE "COUNTY") AUTHORIZING A FOURTH ADVANCE UNDER THAT CERTAIN LOAN AGREEMENT, DATED JULY 27, 2004, BY AND BETWEEN THE MISSISSIPPI DEVELOPMENT BANK AND THE COUNTY.

WHEREAS, through its Resolution dated July 16, 2004, the Board of Supervisors of the County approved a loan from the Mississippi Development Bank to the County in an amount not to exceed \$15,000,000 (the "Loan") pursuant to the terms and conditions of that certain Loan Agreement (the "Loan Agreement"), dated July 27, 2004, by and between the Mississippi Development Bank and the County;

WHEREAS, the Board of Supervisors of the County now finds it necessary to approve the fourth Advance under the Loan for the purpose of financing certain capital projects of the County which shall consist of purchasing, erecting, equipping, repairing or remodeling County buildings and purchasing land therefor, purchasing, constructing, repairing, improving, equipping buildings for public libraries and purchasing land therefor; constructing and repairing roads, highways and bridges and acquiring land therefor; constructing or repairing boat landing ramps and wharves; purchasing machinery and equipment; purchasing fire fighting equipment and apparatus, providing housing for same and purchasing necessary land therefor; the acquisition, construction, improvement, enlargement, extension, repair, operation and maintenance of any system used for the collection, transportation and treatment of water, sewerage and wastewater; purchasing, constructing, repairing, improving and equipping recreational facilities and parks, including, without limitation baseball and softball fields and purchasing necessary land therefor (collectively, the "Project");

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

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

WHEREAS, on November 7, 2005, the County received the first advance under the Loan

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 14 of 19 (02/26/07)

in the amount of \$596,641.85.

WHEREAS, on November 10, 2005, the County received the second advance under the Loan in the amount of \$718,077.45.

WHEREAS, on February 14, 2006, the County received the third advance under the Loan in the amount of \$268,717.74.

WHEREAS, on May 19, 2006, the County Received the fourth advance under the Loan in the amount of \$6,185,000.

WHEREAS, through its Resolution dated July 16, 2004, the Board of Supervisors of the County approved the substantial form of the Request for Advance to be used with each advance under the Loan.

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

Section 1. The Board of Supervisors of the County hereby finds that it is necessary and in the public interest to request a fifth advance in the amount of Two Million Five Hundred Eighty One Thousand Sixty Two and 96/100s Dollars (\$2,581,562.96) from the Loan to raise money for the Project.

Section 2. The Board of Supervisors of the County hereby authorizes and approves the fourth Advance under the Loan in the amount of Two Million Five Hundred Eighty One Thousand Sixty Two and 96/100s Dollars (\$2,581,562.96) for the Project.

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

Section 4. The disbursement by the Trustee of the Fifth Advance to the County shall be noted on Schedule I of the Promissory Note. The repayment of the principal amount of the Fifth Advance shall be payable in monthly installments which shall be set forth on Schedule II of the Promissory Note. The term for repayment of amounts advanced hereunder shall not exceed two hundred forty (240) months.

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

Section 6. The President of the Board of Supervisors and Chancery Clerk are hereby authorized and directed for and on behalf of the County to take any and all action as may be required by the County to carry out and give effect to the aforesaid documents authorized pursuant to this Resolution and to execute all papers, documents, certificates and other instruments that may be required for the carrying out of the authority conferred by this Resolution in order to evidence the authority.

Section 8. The Board of Supervisors hereby approves the Schedule of Principal Installments, as set forth in **Exhibit A** to this Resolution (Exhibit E to these Minutes), for the Fifth Advance under the Loan to be attached to the Promissory Note entered into by the County on July 27, 2004.

Supervisor Tim Johnson seconded the motion to adopt the foregoing Resolution and, the question being put to a roll call vote, the result was as follows:

Supervisor Douglas L. Jones

voted: Aye

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 15 of 19 (02/26/07)

Supervisor Tim Johnson	voted: Aye
Supervisor Andy 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 of the Board of Supervisors declared the motion carried and the Resolution adopted, on this the 26th day of February, 2007.

EXHIBIT A
 SCHEDULE OF PRINCIPAL INSTALLMENTS
 SCHEDULE II
 SCHEDULE OF PRINCIPAL INSTALLMENTS

Draw #1 - monthly principal payments of \$2,616.85 for 227 months, and \$2,616.90 for the final month.

Draw #2 - monthly principal payments of \$2,991.99 for 239 months, and \$2,991.84 for the final month.

Draw #3 - monthly principal payments of \$1,119.65 for 239 months, and \$1,121.39 for the final month.

Draw #4 - monthly principal payments of \$25,770.83 for 239 months, and \$25,771.63 for the final month.

Draw #5 - monthly principal payments of \$10,756.51 for 239 months, and \$10,757.07 for the final month.

In re: Approval of Claims Docket for February 26, 2007

WHEREAS, the Board reviewed the claims docket for February 26, 2007; 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 Claims	Amount
001	1782 to 1819	38	90,815.28
012	106 to 108	3	12,390.00
105	25 to 25	1	200.00
190	93 to 97	5	6,129.04
TOTAL ALL FUNDS		47	109,534.32

Following discussion, Mr. Paul Griffin did offer and Mr. Douglas L. Jones did second a motion to approve said claims docket. 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 F spread hereupon, and incorporated herein by reference. 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 said Claims Docket was and is hereby approved with the exception of the above noted held claim, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 26th day of February, 2007.

In re: Approval of the Purchase of Four New Crew Cab Pickups for use by the Madison County Road Department

Following discussion, and as requested by County Purchase Clerk Hardy Crunk and County Road Manager Lawrence Morris, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to authorize the purchase of four (4) new crew cab pick-up trucks for the Road Department on state contract for the total price of \$85,275.00 as detailed in that certain memorandum from Mr. Crunk dated February 26, 2007, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, one of which to be equipped with four-wheel drive capacity. 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 purchases were and are hereby authorized and approved.

SO ORDERED this the 26th day of February, 2007.

In re: Acknowledgment of Receipt of Funds for Housing Prisoners, Approval of Submission of Invoice to State of Mississippi and Acknowledge Hires and Fires and Sheriff's Department

WHEREAS, Sheriff Toby Trowbridge did appear before the Board and presented checks representing funds received from various agencies for housing of prisoners as follows:

<u>Entity</u>	<u>Amount</u>
U. S. Treasury	\$144,440.00
MDOC	\$ 19,300.00
MDOC	\$ 38.42
City of Canton	\$ 4,746.00
City of Ridgeland	\$ 7,002.00
City of Flora	\$ 384.00
Circuit Clerk	\$ 396.07 (extradition costs reimbursement)
Circuit Clerk	\$ 1,178.00 (extradition costs reimbursement), and

WHEREAS, the Sheriff requested approval of an invoice in the amount of \$14,380.00 to be sent to the State of Mississippi for the feeding and housing of state prisoners, and

WHEREAS, the Sheriff requested acknowledgment and approval of his list of new hires and terminations as of January 31, 2007 as set forth in that certain undated memorandum, a true

President's Initials: _____

Date Signed: _____

and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Paul Griffin did offer and Mr. Tim Johnson did second a motion to acknowledge receipt of said checks, approve the submission of the aforesaid invoice and acknowledge and approve the aforesaid hires and terminations. 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 checks were and are hereby acknowledged, and said invoice and hires and terminations approved.

SO ORDERED this the 26th day of February, 2007.

In re: Entering into “Closed Session” to Determine Whether or not the Board Should Declare an Executive Session

WHEREAS, the Board of Supervisors after beginning the meeting in open session, determined that it was necessary to enter into closed session for a brief discussion to ascertain whether an Executive Session was needed as to certain right of way acquisition matters, and

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to did second a motion to make a closed determination upon the issue of whether or not to declare an Executive Session for the purpose of discussing certain right of way acquisition matters, with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Chancery Clerk Arthur Johnston, Board Secretary and Deputy Chancery Clerk Cynthia Parker, Board Attorney Edmund L. Brunini, County Administrator Donnie Caughman, County Comptroller and Deputy Chancery Clerk Mark Houston, Right of Way Acquisition Agent Woody Sample, and Sheriff Toby Trowbridge. 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 Board took up the matter of entering into Executive Session.

SO ORDERED this the 26th day of February, 2007.

In re: Entering into Executive Session

WHEREAS, a discussion of the nature of the matters requiring Executive Session was had and the Board Attorney informed the Board that there were certain matters concerning the acquisition of rights of way that required discussion in executive session, and

WHEREAS, the Board Attorney advised the Board that, consequently, discussion thereof was properly the subject of executive session,

President’s Initials: _____

Date Signed: _____

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Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to enter into Executive Session to discuss certain right of way acquisition matters. 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 President Taggart declared the Board of Supervisors to be in Executive Session for the consideration of such matters and the Chancery Clerk announced to the public the purpose for the Executive Session.

SO ORDERED this the 26th day of February, 2007.

Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to adjourn the executive session with no action having been taken. 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.

SO ORDERED this the 26th day of February, 2007.

Thereafter, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to adjourn the Executive Session and direct the Chancery Clerk to announce to the public that no action was taken therein.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Tim Johnson and seconded by Supervisor Karl M. Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors of Madison County, Mississippi for the February, 2007 term was adjourned.

Andy Taggart, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 19 of 19 (02/26/07)

Notice of Publication

NOTICE OF PUBLIC HEARING ON PETITION FOR SPECIAL EXCEPTION AND REZONING

NOTICE IS HEREBY GIVEN that Christopher C. Shopek, Joshua Properties, LLC, and Performance Sports Academy have filed a petition with the Board of Supervisors of Madison County, MS, to request a Special Exception (Conditional Use) of certain property, and Rezoning of certain property, pursuant to the Zoning Ordinance of Madison County, Mississippi, and amend the Zoning Maps adopted pursuant thereto, and amend the Land Use Plan, for property zoned SU-1 District, located on Reunion Parkway, Section 36, T8N-R1E, more particularly described, to-wit:

LEGAL DESCRIPTION OF PROPERTY IN SU-1 SPECIAL USE DISTRICT FOR WHICH SPECIAL EXCEPTION (CONDITIONAL USE) IS BEING SOUGHT

A parcel of land lying and situated in the Northwest Quarter (NW 1/4) and the Northeast Quarter (NE 1/4) of Section 36, Township 8 North, Range 1 East, Madison County, Mississippi, more particularly described as follows:

For a POINT OF BEGINNING, commence at the northwest corner of the said Section 36, Township 8 North, Range 1 East, said point also being the northwest corner of that parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, and thence run South 89 degrees 54 minutes 41 seconds East, along the southerly line of Lot 10 of Cherry Hill Plantation Phase 3-A, for a distance of 274.40 feet to a point; thence run South 89 degrees 54 minutes 00 seconds East, along the southerly line of Lot 9 of Cherry Hill Plantation Phase 3-A, for a distance of 441.40 feet to a point; thence run South 89 degrees 50 minutes 15 seconds East, along the southerly line of Lot 8 of Cherry Hill Plantation Phase 3-A, for a distance of 135.04 feet to a point, being the northeast corner of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run easterly along the southerly line of Cherry Hill Plantation Phase 3-A and Cherry Hill Plantation Phase 1, and along the northerly line of that parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 1,064.21 feet to a point; thence run South for a distance of 530.93 feet to a point; thence run East for a distance of 530.93 feet to a point; thence run southeasterly along the arc of a curve to the right having a radius of 530.00 feet, a delta angle of 116 degrees 28 minutes 39 seconds, a chord length of 931.29 feet, and an arc length of 1,077.50 feet, for a distance of 1,077.50 feet to a point; thence run South 26 degrees 28 minutes 39 seconds West for a distance of 193.11 feet to a point; thence run southerly along the arc of a curve to the left having a radius of 450.00 feet, a delta angle of 39 degrees 52 minutes 36 minutes 10 seconds, a chord bearing of South 06 degrees 40 minutes 52 seconds West, a chord length of 304.89 feet, and an arc length of 511.04 feet, for a distance of 311.04 feet to a point; thence run South 13 degrees 07 minutes 11 seconds East for a distance of 120.26 feet to a point on the northerly right-of-way of Reunion Parkway; thence run southeasterly along the said northerly right-of-way of Reunion Parkway and the arc of a curve to the left having a radius of 2,719.35 feet, a chord bearing of South 76 degrees 34 minutes 39 seconds West, a chord length of 100.01 feet, and an arc length of 100.01 feet, for a distance of 100.01 feet to a point; thence leaving the said northerly right-of-way of Reunion Parkway, run North 13 degrees 07 minutes 11 seconds West for a distance of 120.79 feet to a point; thence run northerly along the arc of a curve to the right having a radius of 550.00 feet, a delta angle of 39 degrees 54 minutes 10 seconds, a chord bearing of North 06 degrees 40 minutes 54 seconds East, a chord length of 372.64 feet, and an arc length of 380.16 feet, for a distance of 380.16 feet to a point; thence run North 26 degrees 28 minutes 39 seconds East for a distance of 183.11 feet to a point; thence run northwesterly along the arc of a curve to the left having a radius of 430.00 feet, a delta angle of 116 degrees 28 minutes 39 seconds West, a chord bearing of North 31 degrees 45 minutes 30 seconds West, a chord length of 731.24 feet, and an arc length of 874.20 feet, for a distance of 874.20 feet to a point; thence run West for a distance of 330.93 feet to a point; thence run South for a distance of 1,512.78 feet to a point on the southerly line of that parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run West, along the southerly line of the said parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 644.4 feet to a point; thence run North 45 degrees 00 minutes 39 seconds West for a distance of 621.9 feet to the southeast corner of that parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run North 45 degrees 00 minutes 39 seconds West, along the southerly line of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 860 feet to a point on the easterly line of a gasoline easement; thence run northwesterly along the said easterly line of the said gasoline easement; for a distance of 778 feet to a point on the westerly line of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi; thence run North 00 degrees 00 minutes 57 seconds West, along the westerly line of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 390 feet to the POINT OF BEGINNING, containing 71.7 acres, more or less.

Madison County

PERSONALLY appeared before me, the undersigned Notary Public in and for Madison County, Mississippi,

Shemekia Braddock

authorized clerk of the MADISON COUNTY HERALD, a weekly newspaper as defined and described in Section 13-3-31 and 13-3-32, of the Mississippi Code of 1972, as amended, who, being duly sworn, states that the notice, a true copy of which is hereto attached, appeared in the issues of said newspaper as follows:

Dates of Publication:

Dates: 666 Thursday, February 1, 2007
Editions: 2,691
Issues: 1
Total: \$164.46

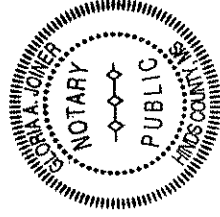
Signed

Authorized Clerk

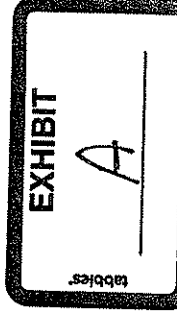
of the Madison County Herald

Notary Public

SWORN to and subscribed before me on 2/1/2007
Notary Public State of Mississippi At Large.



(SEAL)



MY COMMISSION EXPIRES:
December 19, 2010

**LEGAL DESCRIPTION OF NORTHERN PARCEL
TO BE REZONED TO CLASSIFICATION OF
C-1A RESTRICTED COMMERCIAL DISTRICT**

A parcel of land lying and situated in the Northwest Quarter (NW 1/4) of Section 36, Township 8 North, Range 1 East, Madison County, Mississippi, more particularly described as follows:

Commence at the northwest corner of the said Section 36, Township 8 North, Range 1 East, said point also being the northwest corner of that parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, and thence run South 89 degrees 54 minutes 41 seconds East, along the southerly line of Lot 10 of Cherry Hill Plantation Phase 3-A, for a distance of 274.40 feet to a point; thence run South 89 degrees 54 minutes 00 seconds East, along the southerly line of Lot 9 of Cherry Hill Plantation Phase 3-A, for a distance of 441.40 feet to a point; thence run South 89 degrees 50 minutes 15 seconds East, along the southerly line of Lot 8 of Cherry Hill Plantation Phase 3-A, for a distance of 135.04 feet to a point, being the northeast corner of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, thence run easterly, along the southerly line of Cherry Hill Plantation Phase 3-A and Cherry Hill Plantation Phase 1, and along the northerly line of that parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 1,084.21 feet to the POINT OF BEGINNING of the parcel of land described in Deed Book 349, at Page 65, and Deed Book 1865, at Page 281, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, thence run North 00 degrees 51 minutes 35 seconds West, along the said common line, for a distance of 522.75 feet to the northeast corner of the Northwest Quarter (NW 1/4) of the said Section 36, thence run easterly, along the southerly line of Cherry Hill Plantation Phase 3-A and Cherry Hill Plantation Phase 1, for a distance of 704.95 feet to the POINT OF BEGINNING, containing 6.3 acres, more or less.

**LEGAL DESCRIPTION OF SOUTHERN PARCEL
TO BE REZONED TO CLASSIFICATION OF
C-1A RESTRICTED COMMERCIAL DISTRICT**

A parcel of land lying and situated in the Northwest Quarter (NW 1/4) of Section 36, Township 8 North, Range 1 East, Madison County, Mississippi, more particularly described as follows:

Commence at the northwest corner of the said Section 36, Township 8 North, Range 1 East, said point also being the northwest corner of that parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, and thence run South 89 degrees 54 minutes 41 seconds East, along the southerly line of Lot 10 of Cherry Hill Plantation Phase 3-A, for a distance of 274.40 feet to a point; thence run South 89 degrees 54 minutes 00 seconds East, along the southerly line of Lot 9 of Cherry Hill Plantation Phase 3-A, for a distance of 441.40 feet to a point; thence run South 89 degrees 50 minutes 15 seconds East, along the southerly line of Lot 8 of Cherry Hill Plantation Phase 3-A, for a distance of 135.04 feet to a point, being the northeast corner of the said parcel of land described in Deed Book 1744, at Page 732, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, thence run easterly, along the southerly line of Cherry Hill Plantation Phase 3-A and Cherry Hill Plantation Phase 1, and along the northerly line of that parcel of land described in Deed Book 349, at Page 65, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, for a distance of 1,084.21 feet to a point, thence run South for a distance of 359.60 feet to a point, thence run East for a distance of 330.93 feet to a point, thence run Southeast along the arc of a curve to the right having a radius of 530.00 feet, a delta angle of 46 degrees 05 minutes 06 seconds, a chord bearing of South 66 degrees 57 minutes 07 seconds East, a chord length of 414.99 feet, and an arc length of 426.40 feet, for a distance of 489.40 feet to a point on that line common to those parcels described in Deed Book 349, at Page 65, and Deed Book 1865, at Page 281, on the land records in the office of the Chancery Clerk of Madison County, Mississippi, thence run North 00 degrees 51 minutes 35 seconds West, along the said common line, for a distance of 522.75 feet to the northeast corner of the Northwest Quarter (NW 1/4) of the said Section 36, thence run easterly, along the southerly line of Cherry Hill Plantation Phase 3-A and Cherry Hill Plantation Phase 1, for a distance of 704.95 feet to the POINT OF BEGINNING, containing 20.6 acres, more or less.

NOTICE IS FURTHER GIVEN that the Board of Supervisors of Madison County, MS, will meet at 9 a.m. on February 26, 2007, at the Madison County Circuit Court Building, in the Law Library, located at 128 West North Street, Canton, Madison County, MS to consider and act upon the petition, and will at such time, date and place, hold and conduct a public hearing at which all parties in interest and citizens shall have an opportunity to be heard on the matter of the petition, either in person, by petition, or by attorney.

BY ORDER OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI,
on this the 16th day of January, 2007.

/s/Brad Sellers, Zoning Administrator

Published: February 1, 2007

**PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI**

MADISON COUNTY

PASTE PROOF HERE

PUBLIC NOTICE

Notice is hereby given that the Madison County Board of Supervisors will on 26 February 2007 at 9 A.M. at their regular meeting place located on the second floor of the Madison County Circuit Courthouse hold a public hearing on proposed new Comprehensive Subdivision Development Regulations.

If adopted by the Madison County Board of Supervisors on 26 February 2007, parts of said proposed new Comprehensive Subdivision Development Regulations will go into effect immediately.

Copies of the proposed new Comprehensive Subdivision Development Regulations are available from the Madison County Chancery Clerks office located on the first floor of the Madison County Chancery Courthouse, 146 West Center Street, Canton, Mississippi.

PERSONALLY appeared before me, the undersigned notary public in and for Madison County, Mississippi, Beverlee Belding an authorized clerk of the MADISON COUNTY HERALD, a newspaper as defined and prescribed in Sections 13-3-31 and 13-3-32, of the Mississippi Code of 1972, as amended, who, being duly sworn, states that the notice, a true copy of which is hereto attached, appeared in the issues of said newspaper as follows:

DATES PUBLISHED INSERTED HERE

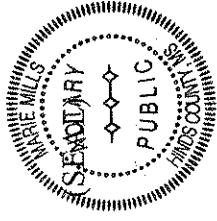
Number of Lines/Words/Size: 3x4
Published (2) Time (s) 2/15/07 & 2/17/07
Total: \$201.42
Signed *Charles Belding*

Authorized Clerk of
The Madison County Herald

SWORN to and subscribed before me the 19th day of February, 2007

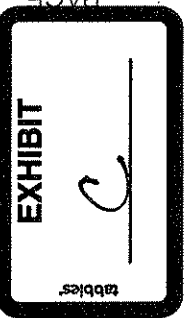
Marie Mills
Notary Public

Notary Public State of Mississippi at Large.
My Commission Expires: Nov. 8, 2008.
Bonded thru Notary Public Underwriters



MY COMMISSION EXPIRES:
November 8, 2008





LANDROLL CHANGES

GERALD R BARBER TAX ASSESSOR

MADISON COUNTY
REAL PROPERTY

(TAX YEAR-2006 ROLL)

OWNERS NAME	PARCEL NUMBER	ASSESSMENT AS ON ROLL	IMPROVEMENTS	LAND	TOTAL	AMOUNT OF CHANGE	REASON FOR CHANGE	CODE	RST NO.	TAX DIST
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Page 1 Last Updated (01/22/2007)

PAGE 1	1	HUGHES WILLIE P	0711-29 -003/02.07	0	4500	4500	19628	ADD HOME VALUE	11	2529-06	3M
PAGE 1	2	HAWKINS MARY E	081D-18 -003/02.00	9363	1622	10985	1140	PKU ADDL BLDG AS SHOWN PRC	11	2499-06	3M
PAGE 1	3	GILMER JAMES EDWARD	082D-17 -001/06.00	0	12368	12368	12168	P/U 06 BILL CURRENT TAX YEAR	13	2488-06	4M
PAGE 1	4	HILL RODNEY W	102F-24 -005/02.04	907	1668	2575	26288	REMOVE M/H-ADD NEW HOME	13	2487-06	5C
PAGE 1	5	JACKSON WILLIE	103D-20 -017/00.00	235	1500	1735	3126	REMOVE M/H-ADD NEW HOME	13	2495-06	5C
PAGE 1	6	BRANSON IGNATIUS	105C-07 -004/02.00	159	2285	2444	9855	REMOVE M/H-ADD HOUSE	13	2489-06	5M
PAGE 1	7										
PAGE 1	8										
PAGE 1	9										
PAGE 1	10										
PAGE 1	11										
PAGE 1	12										
PAGE 1	13										
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PAGE 1	22										
PAGE 1	23										
PAGE 1	24										

\$ 72,205 TO BOS - (DATE TO BD- 02/05/2007)

TOTAL

NOTICE TO INCREASE THE ASSESSMENT OF REAL/PERSONAL PROPERTY

STATE OF MISSISSIPPI

COUNTY OF MADISON

Assessed to JACKSON WILLIE AKA NICHOLS WILLIE

In _____ Road District _____ School District _____ Municipality _____

To the Board of Supervisors of MADISON

County, Mississippi:

Now comes GERALD R. BARBER

Assessor or Clerk Officer

and gives notice as required by Section 27-35-147, Code of

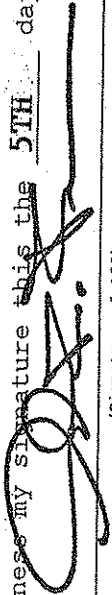
1972, that the assessment of the property herein described should be increased; the said property being assessed on the 20 06 REAL Assessment ROLL of said County.

The undersigned recommends that the assessment of the said property should be INCREASED as shown below:

Page Line	Parcel Number	Land Value	Improvements	Total Value	Total Increase
	103D-20-017	1500	235	1735	3126

Reason for increase DELETED M/H ADD HOUSE

Witness my signature this the 5TH day of FEBRUARY, 20 07



(Signature of Officer)

GERALD R. BARBER, TAX ASSESSOR
(Title of Officer)

Acceptance by Taxpayer: _____ Date: _____

And it affirmatively appearing to this board:

1. That the Clerk of this Board has given the required notice to said owner to the last known address, by mail, more than ten days before this meeting, as directed by the Order of this Board; and who appeared an presented objections (or failed to appear);

2. That the said owner has, in writing, agreed to the increase, waived notice, entered appearance before this Board and requested that the assessment be made final;

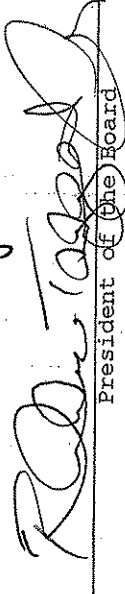
And the Board having heard the evidence, and carefully considered the same, and being satisfied that the said assessment should be increased, as herein set forth;

IT IS, THEREFORE, ORDERED AND ADJUDGED by this Board that an increase in the said original assessment be and is hereby made and finally approved as follows:

The amount at Page _____, Line _____, be increased from \$ 1735 to \$ 4861

IT IS, FURTHER ORDERED, that the Clerk of this Board is hereby directed and commanded to certify two copies of this order to the State Tax Commission, as required by Section 27-35-149, Code of 1972.

ORDERED AND ADJUDGED the the 26 day of February, 2007


President of the Board

CLERK'S CERTIFICATE

I, Arthur Johnston, Clerk of the Board of Supervisors of Madison County, State of Mississippi, do hereby certify that the foregoing is a true and correct transcript of an order of said Board of Supervisors, passed on the day 26 of February 2007 as the same appears on Page _____ of Minute Book 2007 of said Board, now on file in the office of said Clerk in the City of Canton in said County.

Witness my hand and official seal this the 26 day of Feb, 2007.

Clerk of the Board of Supervisors



NOTICE TO INCREASE THE ASSESSMENT OF REAL/PERSONAL PROPERTY

STATE OF MISSISSIPPI COUNTY OF MADISON
Assessed to HILL RODNEY W & SUSAN A

In _____ Road District _____ School District _____ Municipality _____

To the Board of Supervisors of MADISON County, Mississippi:

Now comes GERALD R. BARBER and gives notice as required by Section 27-35-147, Code of 1972, that the assessment of the property herein described should be increased; the said property being assessed on the 2006 REAL Assessment ROLL of said County.

The undersigned recommends that the assessment of the said property should be INCREASED as shown below:

Page Line	Parcel Number	Land Value	Improvements	Total Value	Total Increase
	102F-24-005/02.04	1668	907	2575	26288

Reason for increase REMOVED MOBILE HOME /ADDED NEW HOME IN APRIL 2005

Witness my signature this the 5TH day of FEBRUARY, 20 07



(Signature of Officer) GERALD R. BARBER, TAX ASSESSOR
(Title of Officer)

Acceptance by Taxpayer: _____ Date: _____

And it affirmatively appearing to this board:

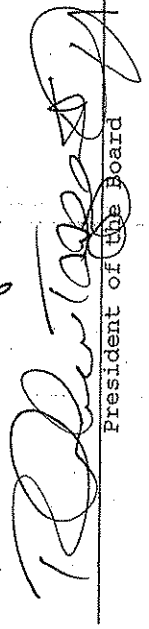
- That the Clerk of this Board has given the required notice to said owner to the last known address, by mail, more than ten days before this meeting, as directed by the Order of this Board; and who appeared an presented objections (or failed to appear);
- That the said owner has, in writing, agreed to the increase, waived notice, entered appearance before this Board and requested that the assessment be made final; And the Board having heard the evidence, and carefully considered the same, and being satisfied that the said assessment should be increased, as herein set forth;

IT IS, THEREFORE, ORDERED AND ADJUDGED by this Board that an increase in the said original assessment be and is hereby made and finally approved as follows:

The amount at Page 28863, Line _____, be increased from \$ 2575 to \$ _____

IT IS, FURTHER ORDERED, that the Clerk of this Board is hereby directed and commanded to certify two copies of this order to the State Tax Commission, as required by Section 27-35-149, Code of 1972.

ORDERED AND ADJUDGED the the 26 day of February, 2007


President of the Board

CLERK'S CERTIFICATE

I, Arthur Johnston, Clerk of the Board of Supervisors of Madison County, State of Mississippi, do hereby certify that the foregoing is a true and correct transcript of an order of said Board of Supervisors, passed on

the day 26 of February 2007 as the same appears on Page _____ of

Minute Book 2001 of said Board, now on file in the office of said Clerk in the

City of Canton in said County.

Witness my hand and official seal _____ day of Feb, 2007



Clerk of the Board of Supervisors of _____ D.C.

NOTICE TO INCREASE THE ASSESSMENT OF REAL/PERSONAL PROPERTY

STATE OF MISSISSIPPI

COUNTY OF MADISON

Assessed to GILMER JAMES EDWARD & PAULA MARIE

In _____ Road District _____ School District _____ Municipality _____

To the Board of Supervisors of MADISON, County, Mississippi:

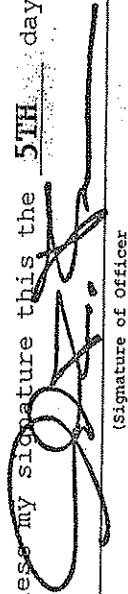
Now comes GERALD R. BARBER Assessor or Other Officer and gives notice as required by Section 27-35-147, Code of 1972, that the assessment of the property herein described should be increased; the said property being assessed on the 20 06 REAL Assessment ROLL of said County.

The undersigned recommends that the assessment of the said property should be INCREASED as shown below:

Page Line	Parcel Number	Land Value	Improvements	Total Value	Total Increase
	<u>082D-17-001/06</u>	<u>12368</u>	<u>0</u>	<u>12368</u>	<u>12168</u>

Reason for increase PICK-UP HOME IMPROVEMENT VALUE

Witness my signature this the 5TH day of FEBRUARY, 2007



GERALD R. BARBER, TAX ASSESSOR
(Title of Officer)

Acceptance by Taxpayer: _____ Date: _____

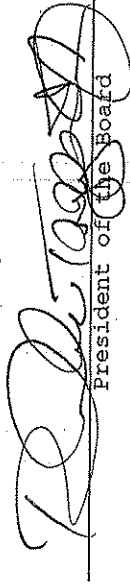
And it affirmatively appearing to this board:

- That the Clerk of this Board has given the required notice to said owner to the last known address, by mail, more than ten days before this meeting, as directed by the Order of this Board; and who appeared an presented objections (or failed to appear);
 - That the said owner has, in writing, agreed to the increase, waived notice, entered appearance before this Board and requested that the assessment be made final; And the Board having heard the evidence, and carefully considered the same, and being satisfied that the said assessment should be increased, as herein set forth;
- IT IS, THEREFORE, ORDERED AND ADJUDGED by this Board that an increase in the said original assesement be and is hereby made and finally approved as follows:

The amount at Page _____, Line _____, be increased from \$ 12368 to \$ 24536

IT IS, FURTHER ORDERED, that the Clerk of this Board is hereby directed and commanded to certify two copies of this order to the State Tax Commission, as required by Section 27-35-149, Code of 1972.

ORDERED AND ADJUDGED the the 26 day of February, 2007


President of the Board

CLERK'S CERTIFICATE

I, Arthur Johnston, Clerk of the Board of Supervisors of Madison County, State of Mississippi, do hereby certify that the foregoing is a true and correct transcript of an order of said Board of Supervisors, passed on the day 26 of February 2007 as the same appears on Page _____ of Minute Book 2007 of said Board, now on file in the office of said Clerk in the City of Canton in said County.

Witness my hand and official seal, this the 26 day of Feb, 2007


Clerk of the Board of Supervisors of said County



By: _____, D.C.

NOTICE TO INCREASE THE ASSESSMENT OF REAL/PERSONAL PROPERTY

STATE OF MISSISSIPPI

COUNTY OF MADISON

Assessed to HAWKINS MARY E

In _____ Road District _____ School District _____ Municipality _____

To the Board of Supervisors of MADISON, County, Mississippi:

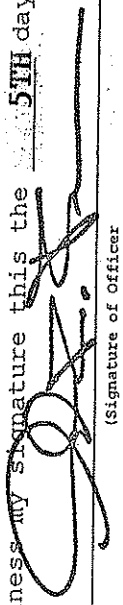
Now comes GERALD R. BARBER and gives notice as required by Section 27-35-147, Code of 1972, that the assessment of the property herein described should be increased; the said property being assessed on the 20 06 REAL Assessment ROLL of said County.

The undersigned recommends that the assessment of the said property should be INCREASED as shown below:

Page Line	Parcel Number	Land Value	Improvements	Total Value	Total Increase
	081D-18-003/02	1622	9363	10985	1140

Reason for increase PICK-UP ADDITIONAL BLDG

Witness my signature this the 5TH day of FEBRUARY, 20 07.


(Signature of Officer)

GERALD R. BARBER, TAX ASSESSOR
(Title of Officer)

Acceptance by Taxpayer: _____ Date: _____

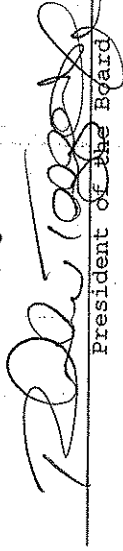
And it affirmatively appearing to this board:

- That the Clerk of this Board has given the required notice to said owner to the last known address, by mail, more than ten days before this meeting, as directed by the Order of this Board; and who appeared an presented objections (or failed to appear);
 - That the said owner has, in writing, agreed to the increase, waived notice, entered appearance before this Board and requested that the assessment be made final; And the Board having heard the evidence, and carefully considered the same, and being satisfied that the said assessment should be increased, as herein set forth;
- IT IS, THEREFORE, ORDERED AND ADJUDGED by this Board that an increase in the said original assesment be and is hereby made and finally approved as follows:

The amount at Page _____, Line _____, be increased from \$ 10985 to \$ 12125

IT IS, FURTHER ORDERED, that the Clerk of this Board is hereby directed and commanded to certify two copies of this order to the State Tax Commission, as required by Section 27-35-149, Code of 1972.

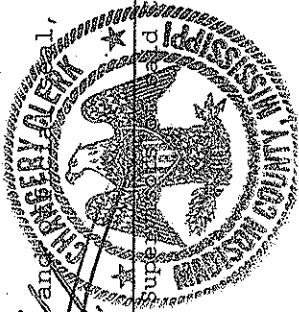
ORDERED AND ADJUDGED the the 26 day of February, 2007.


President of the Board

CLERK'S CERTIFICATE

I, Arthur Johnston, Clerk of the Board of Supervisors of Madison County, State of Mississippi, do hereby certify that the foregoing is a true and correct transcript of an order of said Board of Supervisors, passed on the day 26 of February 2007 as the same appears on Page _____ of Minute Book 2007 of said Board, now on file in the office of said Clerk in the City of Carton in said County.

Witness my hand and the Seal of said County, this the 26 day of Feb, 2007.



Clerk of the Board of Supervisors _____ By: _____, D.C.

NOTICE TO INCREASE THE ASSESSMENT OF REAL/PERSONAL PROPERTY

STATE OF MISSISSIPPI

COUNTY OF MADISON

Assessed to HUGHES WILLIE PATRICIA

In _____ Road District _____ School District _____ Municipality _____

To the Board of Supervisors of MADISON, County, Mississippi:

Now comes GERALD R. BARBER Assessor or Other Officer and gives notice as required by Section 27-35-147, Code of 1972, that the assessment of the property herein described should be increased; the said property being assessed on the 20 06 REAL (Real/Personal) Assessment ROLL of said County.

The undersigned recommends that the assessment of the said property should be INCREASED as shown below:

Page Line	Parcel Number	Land Value	Improvements	Total Value	Total Increase
	0711-29-003/02.07	4500	0	4500	19628

Reason for increase ADD IMP

Witness my signature this the 5TH day of FEBRUARY, 20 07


(Signature of Officer)

GERALD R. BARBER, TAX ASSESSOR
(Title of Officer)

Acceptance by Taxpayer: _____ Date: _____

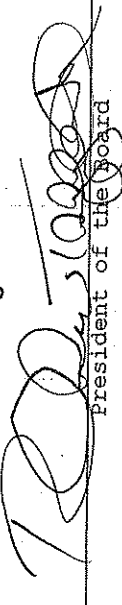
And it affirmatively appearing to this board:

- That the Clerk of this Board has given the required notice to said owner to the last known address, by mail, more than ten days before this meeting, as directed by the Order of this Board; and who appeared an presented objections (or failed to appear);
 - That the said owner has, in writing, agreed to the increase, waived notice, entered appearance before this Board and requested that the assessment be made final; And the Board having heard the evidence, and carefully considered the same, and being satisfied that the said assessment should be increased, as herein set forth;
- IT IS, THEREFORE, ORDERED AND ADJUDGED by this Board that an increase in the said original assesement be and is hereby made and finally approved as follows:

The amount at Page 24128, Line _____, be increased from \$ 4500 to \$ _____

IT IS, FURTHER ORDERED, that the Clerk of this Board is hereby directed and commanded to certify two copies of this order to the State Tax Commission, as required by Section 27-35-149, Code of 1972.

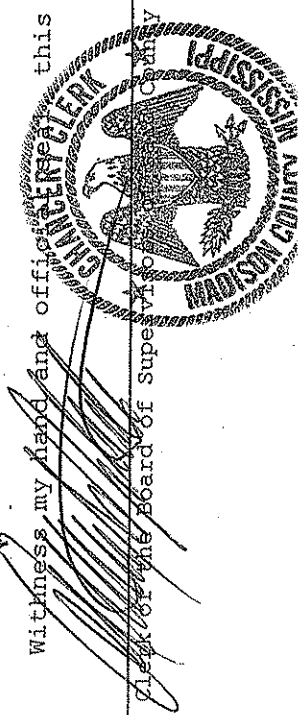
ORDERED AND ADJUDGED the the 26 day of February, 20 07


President of the Board

CLERK'S CERTIFICATE

I, Arthur Johnston, Clerk of the Board of Supervisors of Madison County, State of Mississippi, do hereby certify that the foregoing is a true and correct transcript of an order of said Board of Supervisors, passed on the day 26 of February 20 07 as the same appears on Page 1 of Minute Book 2007 of said Board, now on file in the office of said Clerk in the City of Canton in said County.

Witness my hand and official seal this the 26 day of Feb., 20 07



NOTICE TO INCREASE THE ASSESSMENT OF REAL/PERSONAL PROPERTY

STATE OF MISSISSIPPI COUNTY OF MADISON
Assessed to BRANSON IGNATIUS & ROSIE

In _____ Road District _____ School District _____ Municipality _____

To the Board of Supervisors of MADISON County, Mississippi:

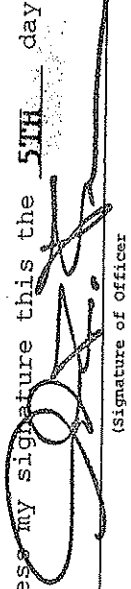
Now comes GERALD R. BARBER Assessor or Other Officer and gives notice as required by Section 27-35-147, Code of 1972, that the assessment of the property herein described should be increased; the said property being assessed on the 20 06 REAL Assessment ROLL of said County.

The undersigned recommends that the assessment of the said property should be INCREASED as shown below:

Page Line	Parcel Number	Land Value	Improvements	Total Value	Total Increase
	105C-07-0004/02	2285	159	2444	9855

Reason for increase REMOVE MOBILE HOME/ ADD HOUSE

Witness my signature this the 5TH day of FEBRUARY, 20 07


(Signature of Officer)

GERALD R. BARBER, TAX ASSESSOR
(Title of Officer)

Acceptance by Taxpayer: _____ Date: _____

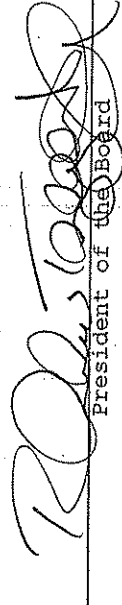
And it affirmatively appearing to this board:

- That the Clerk of this Board has given the required notice to said owner to the last known address, by mail, more than ten days before this meeting, as directed by the Order of this Board; and who appeared an presented objections (or failed to appear);
 - That the said owner has, in writing, agreed to the increase, waived notice, entered appearance before this Board and requested that the assessment be made final; And the Board having heard the evidence, and carefully considered the same, and being satisfied that the said assessment should be increased, as herein set forth;
- IT IS, THEREFORE, ORDERED AND ADJUDGED by this Board that an increase in the said original assesment be and is hereby made and finally approved as follows:

The amount at Page 12299, Line _____, be increased from \$ 2444 to \$ _____.

IT IS, FURTHER ORDERED, that the Clerk of this Board is hereby directed and commanded to certify two copies of this order to the State Tax Commission, as required by Section 27-35-149, Code of 1972.

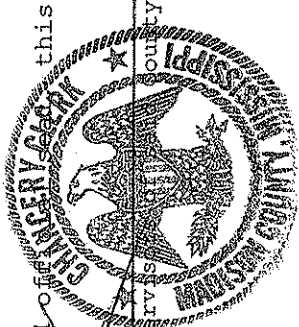
ORDERED AND ADJUDGED the the 26 day of February, 2007


President of the Board

CLERK'S CERTIFICATE

I, Arthur Johnston, Clerk of the Board of Supervisors of Madison County, State of Mississippi, do hereby certify that the foregoing is a true and correct transcript of an order of said Board of Supervisors, passed on the day 26 of February 2007 as the same appears on Page _____ of Minute Book 2007 of said Board, now on file in the office of said Clerk in the City of Carnton in said County.

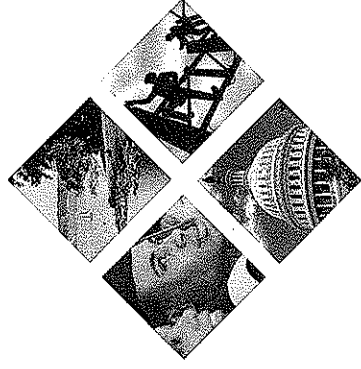
Witness my hand and of CHERRY CREEK this the 26 day of Feb, 2007.



By: _____, D.C.



MADISON COUNTY FOUNDATION



In re: Resolution in support of the reconstruction of the Gluckstadt interchange.

RESOLUTION

WHEREAS, the Madison County Foundation's Mission is to contribute to the long-term economic vitality of Madison County by providing a means of private sector involvement in the planning and delivery of community development initiatives, and the Madison County Foundation is in full support of improving the traffic conditions of the county, and

WHEREAS, the Madison County Foundation Board deems it to be in the best interests of Madison County and the citizens of Madison County for the reconstruction of the Gluckstadt interchange to be an immediate priority for Madison County, and

WHEREAS, the reconstruction of the Gluckstadt interchange will help address the current and anticipated problems with vehicular traffic and provide improved access to the industrial parks, and

WHEREAS, the Madison County Foundation understands that the following issues greatly contribute to the existing and anticipated problems facing the entire Gluckstadt area:

1. Existing Industry/Retail business services using the Gluckstadt interchange on daily basis - 2,800 to 3,000 employees. There are an additional 4,000 Nissan employees who possibly patronize the approximate 30 businesses that are located at the interchange. **(MCEDA)**
2. Currently there are 3,855 single dwelling homes that are located both east & west of the Gluckstadt interchange. This is inclusive of to the Canton city limits on Hwy 51N., east to the most eastern part of the Deerfield subdivision, west to the western border of Lake Caroline subdivision and south to Green Oak Drive off of Hwy 51S. **(Tax Assessor)**
3. There are approximately 900 students/teachers/staff at the newly opened Madison Crossing Elementary and Madison Crossing Middle School. 15 school buses serve these schools. Both of these schools are located in the Madison Crossing zone which includes a 26 square mile area on both the east and west sides of the Gluckstadt interchange on I-55. The completion of a vo-tech school located at the new Nissan interchange is expected to open in March of 2007. This will enroll 200 with a staff of 15. Madison County Schools are projecting that the enrollment for these schools will increase to approximately 1,436 by 2009 which will necessitate the construction of 1 or possibly 2 new schools to accommodate these students. Ten (10) new single home subdivisions and new phases of existing subdivisions are currently under construction in this zone at this time. **(Madison County Schools)**

OFFICERS

Mark S. Jordan
Chairman

Donna Sims
First Vice-Chairman

Dudley Bozeman
Second Vice-Chairman

Barney Daly
Immediate Past Chairman

Renee Rice
Secretary/Treasurer

Elizabeth Raley
President

DIRECTORS

H. C. Bailey

Dave Boyer

Tommy Butler

Tom Cook

Ted Dearman

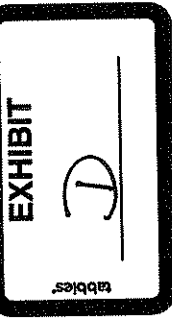
Jim DeFoe

Daniel A. Grafton

Jay Moon

Richard Rula

Clyde B. Edwards, Jr.
MCF Ex-Officio Member



PILLARS OF THE COMMUNITY
BANKPLUS • COPELAND, COOK, TAYLOR & BUSH, P.A. • H.C. BAILEY COMPANIES • M & F BANK
MARK S. JORDAN COMPANIES • TRUSTMARK NATIONAL BANK
W.G. YATES & SONS CONSTRUCTION CO.

1062 Highland Colony Parkway
200 Concourse, Suite 160
Ridgeland, MS 39157
Telephone: 601.853.8821
Fax: 601.853.8842
www.mcfoundation.com

NOW, THEREFORE, BE IT RESOLVED, that the Madison County Foundation Board encourages the Board of Supervisors to officially request MDOT to move the Gluckstadt interchange on the Vision 21 plan from 2016 to 2010 or earlier .

BE IT FURTHER RESOLVED, that the Madison County Foundation Board encourages the Board of Supervisors to address the Gluckstadt reconstruction in the proposed Comprehensive Improvement Road Plan for Madison County.

BE IT FURTHER RESOLVED, that the Madison County Foundation Board encourages the Board of Supervisors to address the funding obligations and financial commitments to support the project as deemed necessary for MDOT's participation.

BE IT FURTHER RESOLVED, that the Madison County Foundation Board deems it to be in the best interest of Madison County and the citizens of Madison County for the reconstruction of the Gluckstadt interchange to be given top priority by the Board of Supervisors and MDOT, and the Madison County Foundation Board commits to support the actions of the Board of Supervisors and MDOT in these efforts.

SO RESOLVED BY THE BOARD OF DIRECTORS OF THE MADISON COUNTY FOUNDATION, this the 13 day of February, 2007.

Director Dan Grafton made a motion to adopt the above and foregoing Resolution, which was seconded by Director Dave Boyer. After discussion on the matter, full and complete the motion was put to a vote, with all voting in favor.

WHEREUPON, the Chairman declared the motion carried, and the Resolution duly adopted this the 13 day of February, 2007.



Mark S. Jordan, Chairman



Attest: Elizabeth Raley, President

SCHEDULE II

SCHEDULE OF PRINCIPAL INSTALLMENTS

Draw #1 – monthly principal payments of \$2,616.85 for 227 months, and \$2,616.90 for the final month.

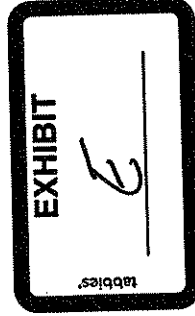
Draw #2 – monthly principal payments of \$2,991.99 for 239 months, and \$2,991.84 for the final month.

Draw #3 – monthly principal payments of \$1,119.65 for 239 months, and \$1,121.39 for the final month.

Draw #4 – monthly principal payments of \$25,770.83 for 239 months, and \$25,771.63 for the final month.

Draw #5 – monthly principal payments of \$10,756.51 for 239 months, and \$10,757.07 for the final month.

Jackson 1366950v.1



In the Matter of the Approval of the Claims Docket

RESOLUTION

WHEREAS, the Supervisors reviewed the docket of claims dated February 26, 2007, (copies of which are attached hereto and marked as Exhibit "A"); 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.

NOW THEREFORE BE IT RESOLVED BY THE SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that the Chancery Clerk is hereby authorized to pay claims filed against Madison County as set forth in Exhibit "A" which is attached hereto and made a part hereof by reference and that all claims which are marked as "Hold" or "Rejected" shall be treated as such by the Clerk and that invoice numbers should be attached to each claim on the claims docket and the Chancery Clerk is further directed to publish the Summary of Claims as required by law and the President is authorized to sign the Claims Docket, a copy of which is attached hereto and marked as "Exhibit" A.

This Resolution constitutes approval of that portion of the minutes of the February 26, 2007, meeting of the Board of Supervisors of Madison County wherein the aforesaid claims docket was approved.

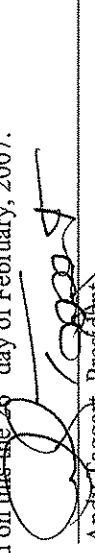
After discussion on the matter, Supervisor Paul Griffin offered and moved for the adoption of the above and foregoing Resolution, which was seconded by Supervisor Douglas L. Jones.

The vote on said matter was as follows, to-wit:

Supervisor Douglas L. Jones - District I	Voted:
Supervisor Tim Johnson - District II	Voted:
Supervisor Andy Taggart - District III	Voted:
Supervisor Karl M. Banks - District IV	Voted:
Supervisor Paul Griffin - District V	Voted:

The motion having received the affirmative vote of the Board members present, was declared by Mr. Andy

Taggart, President of said Board as being duly carried on this the 26th day of February, 2007.


Andy Taggart, President
Madison County Board of Supervisors

