

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

REGULAR MEETING OF JULY 2, 2007

Being the first day of the July Term of the Board of Supervisors

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on July 2, 2007, in the County Law Library located on the second floor of the Madison County Circuit Courthouse in Canton, Mississippi, as follows, to-wit:

The President of the Board, 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 Paul Griffin
Supervisor Karl M. Banks
Tax Assessor Gerald Barber
Sheriff Toby Trowbridge
Chancery Clerk Arthur Johnston

Absent:

None

Also in attendance:

County Administrator Donnie Caughman
County Comptroller and Deputy Chancery Clerk Mark Houston
Zoning Administrator Brad Sellers
Board Secretary and Deputy Chancery Clerk Cynthia Parker
Board Attorney Edmund L. Brunini, Jr.

Special Guest:

Honorable Gene McGee, Mayor, City of Ridgeland

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Mr. Worth Thomas opened the meeting with a prayer and County Comptroller Mark Houston led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

The President then announced that Ms. Shirley Cole, Deputy Chancery Clerk with the Madison County Chancery Clerk's was named Madison County's Employee of the Quarter. The Board issued its deep appreciation for Mrs. Cole and her outstanding record of service in the Chancery Clerk's office.

In re: Approval of Minutes From June, 2007 Term

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the June 2007 term, said meetings having been conducted on June 4, June 18, and June 25, 2007,

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

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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 Minutes for the June 2007 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 2nd day of July, 2007.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President announced that he and County Administrator Donnie Caughman had conferred in advance of the meeting as to certain matters denominated “Consent Items” which bear Item numbers (2) through (7) on the Agenda and that the same appeared to be routine, non-controversial matters on which all Supervisors were likely to agree, and

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

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

(2) Acknowledgment of June Monthly Road Department Report

The June 2007 Monthly Road Department Report submitted by County Road Manager Lawrence Morris was and is hereby acknowledged, and a true and correct copy thereof may be found in the Miscellaneous Appendix to these Minutes.

(3) Acknowledgment of June Closed Call Analysis - Road Department

The June 2007 Closed Call Analysis submitted by the Madison County Road Department was and is hereby acknowledged received, and a true and correct copy thereof may be found in the Miscellaneous Appendix to these Minutes.

(4) Acknowledgment of July Service Call Schedule - Road Department

The July 2007 Road Department Service Call Schedule submitted by County Road Manager Lawrence Morris was and is hereby acknowledged, and a true and correct copy thereof may be found in the Miscellaneous Appendix to these Minutes.

(5) Authorization of Maintenance Agreements for New Copy Machines

At the request of County Purchase Clerk Hardy Crunk in that certain memorandum dated June 26, 2007, the Board does hereby approve maintenance agreements for Ricoh copiers purchased by the Sheriff’s Department and Justice Court, a true and correct copy thereof may be found in the Miscellaneous Appendix to these Minutes.

(6) Acknowledgment of Monthly Credit Card Report

As requested in that certain memorandum dated June 26, 2007 from County Purchase Clerk Hardy Crunk and per statutory requirements, the credit card report and statement for the period of May 4, 2007 through June 4, 2007 were and are hereby acknowledged, true and correct copies of which may be found in the Miscellaneous Appendix to these Minutes.

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(7) Approval of Utility Agreements

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) Comcast - seeking to place underground CATV cable by means of trenching and boring on Galleria Blvd.
- (2) Entergy - seeking to build overhead electrical utility line across N. County Line Rd on the north side of Rouser Rd.

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

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

the matter carried unanimously, and each item was and is hereby approved, adopted and authorized.

SO ORDERED this the 2nd day of July, 2007.

In re: Consideration of Request of Ms. Goldie Purvis for Permission to Place Mobile Home in an R-1 Residential District

WHEREAS, Zoning Administrator Brad Sellers appeared before the Board and presented a request from Ms. Goldie Purvis requesting permission to place a mobile home on certain property zoned R-1 Residential District on Cox Ferry Road, and

WHEREAS, Mr. Sellers advised that Ms. Purvis had lost her previous home to fire,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to grant the request subject to a three (3) year limitation from today's date. 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 request was and is hereby approved.

SO ORDERED this the 2nd day of July, 2007.

In re: Acknowledging Receipt of the 2007 Property Tax Rolls

WHEREAS, Tax Assessor Gerald Barber appeared before the Board of Supervisors and presented the 2007 Real and Personal Property Tax Rolls for Madison County, and

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WHEREAS, the Board of Supervisors immediately began to equalize such tax rolls and determined that it would continue said equalization at every subsequent meeting of the Board as recessed from this meeting in July as provided for by law, and

WHEREAS, the Board of Supervisors also desired to authorize the Clerk to forward a copy of the recap sheet and affidavit of the Tax Assessor to the Mississippi State Tax Commission when necessary and required, as well as such other evidence of the Board's receipt of said rolls and this Board's action thereon, and

WHEREAS, the Board does desire to adopt that certain "Order of the Board of Supervisors" of even date herewith pertaining to said Rolls, a true and correct copy of which is attached hereto as Exhibit A, spread hereupon and incorporated herein by reference,

Following additional discussion of this matter, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion (1) to acknowledge receipt of the Property Tax Rolls for 2007 for Madison County with the assumption that the industrial exemptions which have been previously approved by this Board but not yet approved by the Mississippi State Tax Commission will be so approved and with the understanding that such exemptions are taken into account within said Rolls; (2) to adopt and enter the July form Order, a true and correct copy of which is attached hereto as Exhibit A, spread hereupon and incorporated herein by reference; (3) to further authorize the equalization process to be conducted at each and every Board meeting in July conducted hereafter; (4) to establish August 6, 2007 as the date the Board will entertain and consider objections to said Rolls, and advertise the same in the *Madison County Herald* for August 6, 2007 and to post notice of said hearing in prominent places throughout the county courthouse, said rolls to be available for public inspection in the office of the Chancery Clerk; (5) to accept the Assessor's Affidavit of the Personal Roll and the Assessor's Affidavit of the Real Roll, as well as the draft recapitulation sheet, true and correct copies of each of which are attached hereto as Exhibits B, C, and D, spread hereupon and incorporated herein by reference. The vote on the matter being as follows:

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

the matter carried unanimously and the receipt of the Real and Personal Property Tax Rolls for 2007 was and is hereby acknowledged; the July form Order was and is hereby adopted and entered; the equalization process was and now is begun; August 6, 2007 was and is hereby established as the date the Board will take up protests to said Rolls; the Affidavits of the Tax Assessor were and are hereby accepted; and the Clerk was and is authorized to advertise the date for public protest.

SO ORDERED this the 2nd day of July, 2007.

In re: Report on Activities of Madison County Citizen Service Agency

WHEREAS, Ms. Barbara Gray, Director of Madison County Citizen Service Agency and Mr. Worth Thomas, Chairman of Board of Directors appeared before the Board and presented a report of activities of the Madison County Citizen Service Agency,

Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to acknowledge receipt of said report. The vote on the matter being as follows:

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

President's Initials: _____

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**In re: Approval of Claims Docket
for July 2, 2007**

WHEREAS, the Board reviewed the claims docket for July 2, 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	2859 to 2975	117	425,452.41
012	201 to 218	18	31,159.64
014	10 to 10	1	2,464.57
051	21 to 22	2	35,349.65
095	17 to 18	2	34,964.61
096	12 to 12	1	916.67
097	243 to 261	19	38,544.77
105	44 to 45	2	132,499.52
113	16 to 16	1	1,628.14
114	16 to 16	1	998.28
115	40 to 41	2	109.70
116	30 to 31	2	260.98
120	60 to 63	4	118.39
121	44 to 44	1	59.51
137	11 to 12	2	118,576.90
150	656 to 708	53	116,214.97
160	275 to 297	23	56,804.43
190	167 to 182	16	6,428.36
240	3 to 3	1	4,061.15
280	5 to 5	1	39,932.20
302	63 to 65	3	665,868.94
303	9 to 9	1	345,300.30
305	13 to 14	2	239,900.00
690	17 to 18	2	21,655.89
691	17 to 18	2	10,721.61
TOTAL ALL FUNDS		279	2,329,991.59

Following discussion, Mr. Karl M. Banks did offer and Mr. Andy Taggart did second a motion to approve the claims docket as presented. Said motion directed that invoice numbers should be attached to each claim on the claims docket and further directed the Chancery Clerk to publish the Summary of Claims 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 E, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

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

the matter carried by the majority vote (3-2) and said Claims Docket was and is hereby approved and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 2nd day of July, 2007.

President's Initials: _____

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In re: Approval of a 16th Section Lease

WHEREAS, the Madison County School Board has approved the following 16th Section Lease and forwarded it to the Board for review and approval, true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes:

Lessees: Gary R. Geiger
Description: Lot 6, Livingston Subdivision, Part I
Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
1 - 5	\$ 1,000.00
6 - 10	\$ 1,100.00
11 - 15	\$ 1,200.00
16 - 20	\$ 1,300.00
21 - 25	\$ 1,400.00
26 - 30	\$ 1,500.00
31 - 35	\$ 1,600.00
36 - 40	\$ 1,700.00

Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to approve the 16th Section Lease as set forth above, as submitted by the Madison County School Board. The vote on the matter being as follows:

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

the matter carried by a majority vote (4-1) and said lease was and is hereby approved.

SO ORDERED this the 2nd day of July, 2007.

In re: Request to Block Center Street in the Magnolia Heights Community

WHEREAS, County Administrator Donnie Caughman appeared before the Board and presented a request from Ms. Ruby White to close the end of Center Street in the Magnolia Heights Community in Flora for a block party,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to authorize the request to close the end of Center Street in the Magnolia Heights Community in Flora for a block party on July 14, 2007 from 12:00 p.m. until 6:00 p.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 said request was and is hereby approved.

SO ORDERED this the 2nd day of July, 2007.

President's Initials: _____

Date Signed: _____

In re: Continue Public Hearing for Proposed Amendments to Storm Water Management Plan and Ordinance

WHEREAS, County Administrator Donnie Caughman requested the Board continue the public hearing for the Proposed Amendments to Storm Water Management Plan and Ordinance until July 23, 2007 at 11:00 a.m.,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to continue said public hearing until July 23, 2007 at 11:00 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 said public hearing was and is hereby continued until July 23, 2007 at 11:00 a.m.

SO ORDERED this the 2nd day of July, 2007.

In re: Authorize Payment to Pickering Engineering for Design of Gluckstadt Road Project

WHEREAS, Board Attorney Edmund L. Brunini, Jr. appeared before the Board with a report on the Pickering Engineering claim for design work on Gluckstadt Road Project, and

WHEREAS, Mr. Brunini recommended the Board authorize payment of \$20,000.00 for payment in full to Pickering Engineering,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to authorize, approve and direct the payment of \$20,000.00 to Pickering Engineering as payment in full for design work on Gluckstadt Road West and Yandell Road State Aid Projects. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	No ¹
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the majority vote (4-1) and said payment was and is hereby approved and the Chancery Clerk was and is authorized to issue a pay warrant accordingly.

SO ORDERED this the 2nd day of July, 2007.

In re: Approval of Final Plat of Trails of Ashbrooke Subdivision

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented the final plat of Trails of Ashbrooke Subdivision, and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

¹After casting his vote on this matter, Jr. Johnson excused himself from the meeting.

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WHEREAS, Mr. Warnock did also present a Performance Bond and advised the Board that the street listed on said plat are to be accepted as a public road, and added to the County Road Register to the extent such street is depicted on said plat, to-wit:

Ashbrooke Trail

Following discussion of this matter, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion **(1)** approve said final plat, (a) subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to said plat and/or the accompanying covenants until such time as a majority of votes necessary to change the covenants are controlled by residents of the subdivision, (b) subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future; and **(2)** accept the above listed roads as public roads, and **(3)** direct the Clerk to accept and retain the aforesaid bond. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the final plat of Trails of Ashbrooke Subdivision was and is hereby approved with the aforesaid provisos and said road was and is hereby accepted as a public street.

SO ORDERED this the 2nd day of July, 2007.

In re: Acquisition and Preparation of Easements for the Old Yazoo City Road Improvements Project

At the request of County Engineer Rudy Warnock and following discussion, Mr. Paul Griffin did offer and Mr. Douglas L. Jones did second a motion to direct Board Attorney Edmund L. Brunini, Jr. to prepare legal descriptions and, together with right of way acquisition agent Woody Sample, secure right of way documents relative to the Old Yazoo City Road Improvement Project based upon Mr. Warnock's designs, plats and descriptions. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and Mr. Brunini and Mr. Sample were and are hereby so directed and authorized.

SO ORDERED this the 2nd day of July, 2007.

In re: Approval of Utility Permit Application of Entergy

Following discussion and at the request of County Engineer Rudy Warnock, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to approve the following permit allowing use and occupancy for the construction or adjustment of a utility within certain roads or highway rights of way in Madison County, and a copy thereof may be found in the Miscellaneous Appendix to these Minutes:

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- (1) Entergy – seeking to install a single 2" HDPE sleeve buried 48" below ditch line along Gluckstadt Road

The vote on the matter being as follows:

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

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

SO ORDERED this the 2nd day of July, 2007.

In re: Approve Fire Insurance Rebate Funds

WHEREAS, County Fire Coordinator Mack Pigg appeared before the Board and requested the Board authorize and approve the Camden Volunteer Fire Department receive \$10,000.00 in fire insurance rebate funds,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to authorize and approve the disbursement of \$10,000.00 in fire insurance rebate money from the last fiscal year to the Camden Volunteer Fire Department. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and said request was and is hereby approved and the Chancery Clerk was and is hereby authorized to make such transfer forthwith.

SO ORDERED this the 2nd day of July, 2007.

In re: Request to Repair Pot Holes

WHEREAS, the Board has received a request from the Madison County School District for assistance to make repairs to the Business and Commerce Center,

Mr. Douglas L. Jones did offer and Mr. Paul Griffin did second a motion to authorize the Road Department make repairs to various pot holes at the Business and Commerce Center and reevaluate road plan funding at the end of construction season for re-paving the parking lot area. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the Road Department was and is hereby so authorized and directed.

President's Initials: _____

Date Signed: _____

SO ORDERED this the 2nd day of July, 2007.

In re: Request to Use 2006 International Building Code

WHEREAS, Zoning Administrator Brad Sellers appeared before the Board and presented a request from J H & H Architects to use the 2006 International Building Code for the sprinkler system in the new Mannsdale Elementary School,

Following discussion, Mr. Andy Taggart did offer and Mr. Karl M. Banks did second a motion to authorize the use of the 2006 International Building Code for the sprinkler system in the new Mannsdale Elementary School. The vote on the matter being as follows:

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

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

SO ORDERED this the 2nd day of July, 2007.

In re: Acknowledgment of Receipt of Funds for Housing Prisoners and Approve Use of Certain Funds

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

<u>Entity</u>	<u>Amount</u>
City of Ridgeland	\$ 4,518.64
Evercom	\$ 20,336.03
MS Dept. Of Public Safety	\$ 3,000.00
City of Madison	\$ 1,658.11
MS DOC	\$ 364.28

WHEREAS, the Sheriff did further present a check in the amount of \$500.00 received from Law Enforcement Officers Association, and

WHEREAS, the Sheriff did further request that such funds from Law Enforcement Officers Association be deposited into the drug fund,

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

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

the matter carried unanimously and the checks were and are hereby acknowledged.

SO ORDERED this the 2nd day of July, 2007.

President's Initials: _____

Date Signed: _____

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Douglas L. Jones and seconded by Supervisor Paul Griffin and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Monday, July 16, 2006 for the purpose of consideration of a Claims Docket and any other business which may properly come before the Board.

Andy Taggart, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____

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