

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

REGULAR MEETING OF SEPTEMBER 24, 2007  
Recessed from regular meeting conducted on September 14, 2007

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on September 24, 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  
Sheriff Toby Trowbridge

Absent:

Supervisor Karl M. Banks  
Chancery Clerk Arthur Johnston

Also in attendance:

County Administrator Donnie Caughman  
County Comptroller and Deputy Chancery Clerk Mark Houston  
Zoning Administrator Brad Sellers  
Board Attorney Edmund L. Brunini, Jr.  
Board Secretary and Deputy Chancery Clerk Cynthia Parker  
Zoning Administrator Brad Sellers  
County Road Manager Lawrence Morris  
Chief Deputy Tax Assessor Kent Hawkins  
County Purchase Clerk Hardy Crunk  
John Granberry on behalf of County Engineer Rudy Warnock  
Assistant Comptroller and Deputy Chancery Clerk Quandice Green  
State Aid Engineer Keith O'Keefe  
Emergency Management and E-911 Director Butch Hammack  
County Fire Coordinator Mack Pigg  
AOP Director Chris Wimberley

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Emergency Management and E-911 Director Butch Hammack opened the meeting with a prayer and AOP Director Chris Wimberley led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

***In re: Approval of Consent Agenda Items***

WHEREAS, President Taggart did announce that he and County Administrator Donnie Caughman had conferred in advance of the meeting and did recommend that Items (1) through (13) 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

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WHEREAS, AOP Director Chris Wimberley requested the Board add “Approval of Juvenile Accountability Block Grant” to the Consent Items, the same to constitute Item No. 12, and

WHEREAS, County Comptroller Mark Houston requested the Board add “Contract Amendment for Professional Services” to the Consent Items, the same to constitute Item No. 13, and

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

**1. Approval of Sublease Agreement for Madison County WIN Job Center - Central Mississippi Planning and Development District**

The Sublease Agreement between the Madison County Board of Supervisors and Central Mississippi Planning and Development District for space usage at the Madison County WIN Job Center was and is hereby accepted and approved. A true and correct copy of said Sublease Agreement may be found in the Miscellaneous Appendix to these Minutes.

**2. Adoption of Proclamation - Family Day**

That certain Proclamation establishing “Family Day - A Day to Eat Dinner With Your Children” as the fourth Monday in September was and is hereby approved, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.

**3. Acknowledge Change Order No. 4 - Parkway East Public Improvement District**

That certain Change Order No. 4 from the Parkway East Public Improvement District as submitted by the contractor, W. G. Yates & Sons was and is hereby acknowledged, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.

**4. Approval of Deletion/Junk Inventory**

At the request of Inventory Control Clerk Loretta Phillips, those items set forth in that certain memorandum dated September 20, 2007, a true and correct copy of which is attached hereto as Exhibit A, spread hereupon and incorporated herein by reference, were and are hereby declared junk, of no value or use to the public, and Ms. Phillips was and is hereby directed to dispose of the same as allowed by law.

**5. Approval of Certain 2007 Real Property Assessment Increases and Setting Public Hearing on Certain 2007 real Property Assessment Increases**

As requested by Tax Assessor Gerald Barber, the assessments for those certain 16<sup>th</sup> section parcels set forth in those certain Notices to Increase Assessment which have been accepted by the taxpayers listed therein, true and correct copies of which are attached hereto as Collective Exhibit B, spread hereupon and incorporated herein by reference were and are hereby increased in accordance therewith. A public hearing was and is hereby set for October 22, 2007 on the matter of increasing real property assessments on certain individuals and businesses in the county as set forth in those certain Notices to Increase Assessment which have not been so accepted, true and correct copies of which are attached hereto as Collective Exhibit C, spread hereupon, and incorporated herein by reference.

**6. Approval of 2007 Amended Homestead Applications**

The corrections and/or amendments of homestead exemptions on property in Madison County, Mississippi listed on those certain materials submitted by Homestead Director Emily Anderson dated September 17, 2007 which may be found in the Miscellaneous Appendix to these minutes were and are hereby approved and the Chancery Clerk was and is directed to forward the same to the State Tax Commission in accordance with law.

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**Date Signed:** \_\_\_\_\_

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**7. Approval of Site Plan for American Packaging Company**

The action of the Madison County Planning and Zoning Commission of September 13, 2007, granting the request of American Packaging Company to expand its existing business by adding a 3,958 square foot addition to its current facility on property located at 158 American Way was and is hereby acknowledged and approved.

**8. Approval of Site Plan for Van Stewart - Proposed additions to existing Storage Facility**

The action of the Madison County Planning and Zoning Commission of September 13, 2007, granting the request of Van Stewart to make additions to existing storage facility, being the second phase of said facility, located on Highway 51 was and is hereby acknowledged and approved.

**9. Approval of Site Plan for Tuscan Stone - Re-submission to lease offices**

The action of the Madison County Planning and Zoning Commission of September 13, 2007, granting the request of Tuscan Stone to rent its office facility and delay construction of an onsite building with an eighteen (18) month time limit was and is hereby acknowledged and approved.

**10. Acknowledgment of Monthly Credit Card Reports**

As requested in that certain memorandum dated September 18, 2007 from County Purchase Clerk Hardy Crunk and per statutory requirements, the credit card report and statement for the general county account for the billing periods of July 7, 2007 through August 6, 2007 and August 6, 2007 through September 4, 2007; and the credit card report and statement for the Sheriff's Department for the billing period of June 15, 2007 through July 16, 2007 were and are hereby acknowledged, true and correct copies of which may be found in the Miscellaneous Appendix to these Minutes.

**11. Reinstatement of Homestead and Voiding 2007 Tax Sale - Mildred Edwards Parcel Nos. 061I-32A-020/02.00 and 061I-32A-019/00.00**

Due to the findings of the Madison County Chancery Court as contained in that certain Final Judgment dated January 26, 2007 in Cause No. 2006-0408, the homestead exemption of Ms. Mildred Edwards on parcel nos. 061I-32A-020/02.00 and 061I-32A-019/00.00 in Madison County, Mississippi was and is hereby reinstated for tax years 2006 and 2007, the 2007 tax sale for each said parcel was and is hereby declared void, and the Tax Collector was and is hereby directed to issue a refund to the purchaser upon demand as allowed by law. Materials supporting this action, together with a copy of the Court's Order referred to above, may be found in the Miscellaneous Appendix to these Minutes.

**12. Approval of AOP Juvenile Accountability Block Grant**

At the request of AOP Director Chris Wimberley, the Board does hereby approve that certain Juvenile Accountability Block Grant No. 04JB1145 authorizing the receipt and expenditures of said funds, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.

**13. Approval of Amendment to Contract with Windham and Lacey, PLLC**

At the request of County Comptroller Mark Houston, the Board does hereby approve that certain "Contract Amendment for Professional Services," with Windham and Lacey, PLLC, a true and correct copy of which is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference.

Thereafter, Mr. Douglas L. Jones did offer and Mr. Paul Griffin did second a motion to approve, adopt, and authorize Items (1) through (13) herein above. The vote on the matter being as

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follows:

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

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

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Request of Lake Caroline Homeowners Association for Nuisance Clean Up of Former Golf Course Pursuant to Miss. Code Ann. § 19-5-105 and Assess Property Owner Accordingly***

WHEREAS, Mr. Ed Dunn, Business Manager of the Lake Caroline Homeowners Association did appear before the Board and presented a petition signed by property owners at Lake Caroline, requesting that the Board act pursuant to Miss. Code §19-5-105 in regards to the former golf course at Lake Caroline and clean said property and charge the property owner for the cleaning assessment,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Paul Griffin did second a motion to acknowledge receipt of said petition and to direct Emergency Management, E-911 and Homeland Security Director Butch Hammack and the Emergency Management Agency to inspect said property for public safety hazards and make a report to the Board in the next term. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and said petition was and is hereby acknowledged and Mr. Hammack and the Emergency Management Agency were and are hereby so directed.

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Consideration of Payment of Committee Members Working Polling Locations***

WHEREAS, Mr. Rob Martin, Chairman of Madison County Democratic Executive Committee appeared before the Board and requested the Board reconsider compensation to thirteen (13) members of the Madison County Democratic Executive Committee who served as poll workers at the recent primary election, and

WHEREAS, Mr. Martin reported that although these individuals were committee members of the Democratic Executive Committee they were working in the capacity as poll workers and should be compensated as such,

Following discussion, Mr. Paul Griffin did offer and Mr. Douglas L. Jones did second a motion to authorize and direct County Administrator Donnie Caughman to write the Attorney General of the State of Mississippi requesting an opinion on payment of these particular claims and inquire as to whether the Democratic Executive Committee’s lack of sufficient poll workers would

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constitute an emergency such that the county could legally compensate said committee members for their service as poll workers. The vote on the matter being as follows:

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

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

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Cancellation of Project No. LSBP 45(6)  
Endris and Mullenville Roads***

WHEREAS, State Aid Engineer Keith O’Keefe and State Aid District Engineer Dan Tolar appeared before the Board and presented a Supplemental Agreement for the Board President’s signature, and

WHEREAS, Mr. Tolar reported that the County and State Aid had previously entered into an agreement with Jay Bearden Construction, Inc. for the construction of State Aid Project No. LSBP-45(6) replacing bridges on Endris Road and Mullenville Road, and

WHEREAS, Mr. Tolar requested the Board approve the Supplemental Agreement, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, dissolving said contract in that it is in the county’s best interest to cease prosecution of work on said bridges,

Following discussion, Mr. Paul Griffin did offer and Mr. Tim Johnson did second a motion to cancel the contract with Jay Bearden Construction, Inc. and to authorize the Board President to execute the supplemental agreement reflecting same. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and supplemental agreement was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Approval of Street Name Signage – State Highway 463  
from City of Madison City Limits to SR 22***

WHEREAS, State Aid Engineer Keith O’Keefe appeared before the Board and requested the Board approve a letter of agreement for professional services for street name signage for the section of MS Highway 463 from the city limits of the City of Madison west to SR 22, and

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

Following discussion, Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to approve said letter of agreement with Neel-Schaffer, Inc. and authorize the Board President to

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execute same. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the letter of agreement was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Approval of Final Plat of Ashbrooke Subdivision, Phase B Part 3B***

WHEREAS, Mr. John Granberry on behalf of County Engineer Rudy Warnock appeared before the Board and presented the final plat of Ashbrooke Subdivision, Phase B Part 3B , and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

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

Hemlock Lane	Sycamore Ridge
Hackberry Drive	Dandelion Drive

Following discussion of this matter, Mr. Andy Taggart did offer and Mr. Tim Johnson 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	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Not Present and Not Voting
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the final plat of Ashbrooke Subdivision, Phase B Part 3B was and is hereby approved with the aforesaid provisos and said roads were and are hereby accepted as a public streets.

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Approval of Final Plat of Hatheway Lake Subdivision, Part 1A***

WHEREAS, Mr. John Granberry on behalf of County Engineer Rudy Warnock appeared before the Board and presented the final plat of Hatheway Lake Subdivision, Part 1A, and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

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WHEREAS, Mr. Granberry did also present a Letter of Credit and advised the Board that the streets listed on said plat are to be accepted as public roads, and added to the County Road Register to the extent such streets are depicted on said plat, to-wit:

Quarles Drive  
Mulherrin Drive  
Charlton Drive

Following discussion of this matter, Mr. Andy Taggart did offer and Mr. Paul Griffin 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 letter of credit. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the final plat of Hatheway Lake Subdivision, part 1A was and is hereby approved with the aforesaid provisos and said roads were and are hereby accepted as a public streets.

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Approval of Final Plat of Chestnut Hill Subdivision, Part 1A  
and Chestnut Hill Subdivision, Part 1B***

WHEREAS, Mr. John Granberry on behalf of County Engineer Rudy Warnock appeared before the Board and presented the final plats of Chestnut Hill Subdivision, Part 1A and Chestnut Hill Subdivision, Part 1B, and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Granberry did also present a Letter of Credit and advised the Board that the streets listed on said plats were private roads and would not be accepted as public streets,

Following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion approve said final plats, (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, and (b) subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the final plats of Chestnut Hill Subdivision, Part 1A and Chestnut Hill Subdivision, Part 1B were and are hereby approved with the aforesaid provisos, all roads to remain private.

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

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***In re: Drainage Issues in Devlin Springs Subdivision and Approval of Payment to Bear Creek Water Association for Relocation of Water System Associated with Reunion Parkway, Phase 2***

Thereafter, Mr. Andy Taggart did offer and Mr. Tim Johnson did second a motion to authorize Warnock and Associates to conduct a review of the drainage issue in Devlin Springs and report back to the Board with a recommendation. The vote on the matter being as follows:

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

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

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

Thereafter, Mr. Andy Taggart did offer and Mr. Tim Johnson did second a motion to authorize payment in the amount of \$40,774.23 to Bear Creek Water Association for relocation of water system associated with Reunion Parkway, Phase 2. The vote on the matter being as follows:

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

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

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

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

WHEREAS, County Road Manager Lawrence Morris appeared before the Board and requested approval of certain work orders pertaining to the installation of culverts along a public rights of way and not on private property at the following locations:

<u>Date</u>	<u>Work Order</u>	<u>Address</u>
9/7/2007	5930	135 Ashbrooke Tr
9/17/2007	5989	140 Ashbrooke Tr
9/18/2007	6008	204 Gus Green Rd
9/19/2007	6024	625 St. Charles Ave
9/19/2007	6028	225 Trace Harbor Rd

WHEREAS, the Board hereby finds that the installation of each such culvert is needed on the roads listed to protect, preserve, and maintain the roads and the county rights of way thereon.

WHEREAS, the Board does desire to and does hereby approve the same at the locations listed above,

Following discussion, Mr. Paul Griffin did offer and Mr. Tim Johnson did second a motion to approve the installation of culverts at the locations set forth above. The vote on the matter being as follows:

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

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

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Approval of Claims Docket for September 4, 2007***

WHEREAS, the Board reviewed the claims docket for September 4, 2007; and

WHEREAS, the Comptroller 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	3969 to 4042, 4044 to 4319	350	587,690.53
002	3 to 4	2	7,000.00
012	275 to 283	9	5,544.25
051	26 to 27	2	38,849.98
097	329 to 342	14	12,549.70
105	58 to 60	3	153,093.21
113	22 to 27	6	29,124.84
115	49 to 49	1	14.21
116	43 to 43	1	124.72
120	82 to 84	3	325.45
121	58 to 58	1	212.03
150	883 to 917	35	235,900.05
160	360 to 386	27	243,961.70
190	229 to 237	9	4,168.53
302	94 to 98	5	350,350.08
401	48 to 52	5	22,947.21
TOTAL ALL FUNDS		473	1,691,856.49

**REJECTED CLAIM**

<u>Fund</u>	<u>Claim#</u>	<u>Payee</u>	<u>Amount</u>
001	4043	Fed Ex	\$213.11

**HELD CLAIMS**

<u>Payee</u>	<u>Trans #</u>	<u>Claim #</u>	<u>Amount</u>
Warnock & Associates, LLC	208583	918	\$1,652.85
Warnock & Associates, LLC	208329	95	\$20,645.81

Following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to approve the aforesaid claims docket as presented, less and except the above listed held and rejected items. Said motion directed that invoice numbers should be attached to each claim on the claims docket and further directed the Chancery Clerk to publish the Summary of Claims as required by law and to authorize the Board President to sign and approve the Claims Docket, a copy of which is found in the Miscellaneous Appendix to these Minutes together with a separate

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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	Aye
Supervisor Karl M. Banks	Not Present and Not Voting
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Request to Establish Tucker Drive as Public Road and Appointment of Committee to Inspect and Review the Same***

WHEREAS, County Administrator Donnie Caughman informed the Board that he was in receipt of a petition from the property owners in the area of Tucker Drive supporting the request for public dedication and requesting the transfer of the street to the county in accordance with Miss. Code Ann. § 65-7-57 and that said petition satisfies the requirements of said statute,

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to appoint committee comprised of Supervisor Douglas L. Jones and Supervisor Karl M. Banks to review the road and report back to the Board their findings in accordance with said code section. The vote on the matter being as follows:

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

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

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Request for Additional Curb Cut at Madison Station Elementary***

WHEREAS, County Administrator Donnie Caughman informed the Board that he had received a request from Madison County Schools requesting the count add an additional curb cut to the second entrance to Madison Station Elementary off Reunion Parkway,

Following discussion, Mr. Andy Taggart did offer and Mr. Tim Johnson did second a motion to approve said request for an additional curb cut at the second entrance to Madison Station Elementary and authorize and direct County Road Manager Lawrence Morris to perform said task from county forces or by contractual labor. The vote on the matter being as follows:

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

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the matter carried by the unanimous vote of those present and said request was and is hereby approved and the Road Manager authorized and directed accordingly

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Approval of 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 copies of which may be found in the Miscellaneous Appendix to these Minutes:

Lessees: Adam K. Draney and wife, Lindsay W. Draney  
Description: Lot 43, Madison Oaks Subdivision, Part I  
Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
1	\$ 510.12 (pro-rated)
2 - 5	\$ 515.00
6 - 10	\$ 566.50
11 - 15	\$ 618.00
16 - 20	\$ 669.50
21 - 25	\$ 721.00
26 - 30	\$ 772.50
31 - 35	\$ 824.00
36 - 40	\$ 875.50

Mr. Tim Johnson did offer and Mr. Paul Griffin 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	Not Present and Not Voting
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (3-1) and said lease was and is hereby approved.

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Consideration of Resolution Supporting  
Madison County Foundation/Canton-Edwards  
Metro Loop Corridor***

WHEREAS, Elizabeth Raley of the Madison County Foundation appeared before the Board and presented a "Resolution in Support of the Canton-Edwards Metro Loop Corridor," and requested the Board express its support therefor,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to show the Board's support for said resolution. The vote on the matter being as follows:

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

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

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Request to Pay for Pauper’s Burial – Matthew Mase***

WHEREAS, County Purchase Clerk Hardy Crunk appeared before the Board and requested the county expend funds to pay for a pauper’s burial in Potter’s Field in Canton,

Following discussion, Mr. Paul Griffin did offer and Mr. Douglas L. Jones did second a motion to approve the funds to pay for a pauper’s burial and bill Hinds County for the burial expenses as the deceased was a resident of Hinds County. The vote on the matter being as follows:

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

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

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Request to Purchase Envelopes for Constables***

WHEREAS, County Purchase Clerk Hardy Crunk appeared before the Board and requested the Board authorize him to purchase pre-printed envelopes for use by the Madison County Constables with their badge logo and Justice Court return address,

Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to authorize the Purchase Clerk to purchase said envelopes for the Madison County Constables. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the Purchase Clerk was and is hereby authorized.

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

***In re: Request to Purchase Telephone Logging Recorder***

WHEREAS, Sheriff Toby Trowbridge appeared before the Board and presented two (2) quotes for the purchase of a telephone recorder, and

WHEREAS, Sheriff Trowbridge reported that the telephone logging recorder in the communications room had broken and needed replacing,

Mr. Douglas L. Jones did offer and Mr. Paul Griffin did second a motion to approve Ozborn Communications as the lowest quote in the amount of \$14,555.00 and authorize and direct the purchase of said device as well as installation services associated therewith, the same being a

**President’s Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

new Eventide Model VR725 logging recorder to be paid from E911 funds. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the purchase of said device from Ozborn Communications was and is hereby approved, and the Purchase Clerk was and is hereby authorized and directed to procure the same.

SO ORDERED this the 24<sup>th</sup> day of September, 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 certain personnel matters,

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Tim Johnson did offer and Mr. Douglas L. Jones 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 and certain personnel matters, with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, 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, Board Attorney Edmund L. Brunini, Jr., Mr. John Bell Crosby, Mr. D. I. Smith, 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	Not Present and Not Voting
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present, and the Board took up the matter of entering into Executive Session.

SO ORDERED this the 24<sup>th</sup> day of September, 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,

Following discussion, Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to enter into Executive Session to discuss certain right of way acquisition and certain personnel matters. The vote on the matter being as follows:

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

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

the matter carried by the unanimous vote of those present and President Taggart declared the Board of Supervisors to be in Executive Session for the consideration of such matters and the President announced to the public the purpose for the Executive Session.

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to (1) authorize a 4% pay raise unto County Administrator Donnie Caughman, County Comptroller Mark Houston, Assistant County Comptroller Quandice Green and Board Secretary Cynthia Parker, (2) authorize a salary of \$75,000.00 unto County Road Manager Lawrence Morris, and (3) to make budget amendments accordingly, all of the same to go into effect October 1, 2007. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and said pay raises were and are hereby approved and budget amendment was and is hereby approved.

SO ORDERED this the 24<sup>th</sup> day of September, 2007.

Thereafter, Mr. Tim Johnson did offer and Mr. Douglas L. Jones did second a motion to adjourn the Executive Session and announce to the public the action taken therein. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the President declared Executive Session declared adjourned, and the President did announce to the public the action taken therein.

SO ORDERED this the 24<sup>th</sup> day of September, 2007

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

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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 Douglas L. Jones and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Friday, September 28, 2007 for the purpose of considering final amendment to the FY 2007 budget, 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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