

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

REGULAR MEETING OF OCTOBER 22, 2007
Recessed from regular meeting conducted on October 15, 2007

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on October 22, 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 Andy Taggart
Supervisor Paul Griffin
Supervisor Karl M. Banks
Chancery Clerk Arthur Johnston

Absent:

Supervisor Tim Johnson

Also in attendance:

County Administrator Donnie Caughman
County Comptroller and Deputy Chancery Clerk Mark Houston
County Purchase Clerk Hardy Crunk
Board Secretary and Deputy Chancery Clerk Cynthia Parker
Board Attorney Edmund L. Brunini, Jr.
John Granberry, on behalf of County Engineer Rudy Warnock
County Fire Coordinator Mack Pigg
Assistant Comptroller and Deputy Chancery Clerk Quandice Green
County Road Manager Lawrence Morris
Chief Deputy Sheriff Eddie Belvedresi on behalf of Sheriff Toby Trowbridge
Chief Deputy Tax Assessor Kent Hawkins
Deputy Tax Assessor and Chief Mapper Irby Ford

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

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

WHEREAS, on October 1, 2007, the Board determined that October 22, 2007 would be an appropriate date for a public hearing on the matter of increasing real and personal property assessments on 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 A, spread

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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 requested those citizens with concerns and/or objections to address the Board, and

WHEREAS, Mr. Edward L. Watts did appear before the Board and objected to the increase in his assessment as to property owned by him on Pocahontas Road, arguing and contending that he'd never had forestry on his property, and

WHEREAS, Chief Deputy Tax Assessor Kent Hawkins responded and pointed out that Mr. Watts was correct and that when the forestry use was removed, the property was reclassified as pasture land which carries a slight increase in value, \$106.00 in this case, resulting in slightly less than \$10.00 in additional tax, and

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

Following discussion, Mr. Douglas L. Jones did offer and Mr. Paul Griffin did second a motion to close the public hearing. 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 public hearing was and is hereby closed.

SO ORDERED this the 22nd day of October, 2007.

Thereafter, Mr. Paul Griffin did offer and Mr. Douglas L. Jones did second a motion to 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	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 assessment increases were and are hereby approved and adopted.

SO ORDERED this the 22nd day of October, 2007.

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 as to certain matters denominated "Consent Items" which bear Item numbers (2) and (3) 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

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

2. Approval of Notary Fees - Mississippi Secretary of State

As requested in that certain memorandum dated October 22, 2007 from Board Secretary and Deputy Chancery Clerk Cynthia Parker, the Board does hereby authorize the Chancery Clerk to issue a check in the amount of \$75.00 to the Mississippi Secretary of State's Office for those certain notary fees as detailed in said memorandum, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.

3. Acceptance 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) Bellsouth - seeking to place a 24 count fiber optic cable along the north and south side of Spring Creek Road
- (2) AT&T - seeking to place fiber facilities along Church Road and Calhoun Parkway

Thereafter, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to approve, adopt, and authorize Items (2) and (3) herein above. 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 each item was and is approved, adopted and authorized.

SO ORDERED this the 22nd day of October, 2007.

***In re: Report on Devlin Springs Phase I
Subdivision Drainage Issues***

WHEREAS, Mr. John Granberry on behalf of County Engineer Rudy Warnock appeared before the Board and gave a report on the drainage issues in Devlin Springs, Phase I Subdivision, and

WHEREAS, Mr. Granberry did also present a spreadsheet to the Board on the cost of repairs for said drainage problems, a true and correct copy of which is attached hereto as Exhibit B, spread hereupon, and incorporated herein by reference,

Following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to authorize Warnock and Associates to begin necessary work to have pipe under Stribling Road lowered to appropriate level at an estimated cost of \$5,040.00 as outlined in Option 1. 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

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Supervisor Paul Griffin

Aye

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

SO ORDERED this the 22nd day of October, 2007.

In re: Approval of Final Plat of Kingston Place Part II B

WHEREAS, Mr. John Granberry on behalf of County Engineer Rudy Warnock appeared before the Board and presented the final plat of Kingston Place Part II B and pointed out that the same was intended to be a “rent to own” type of development and further pointed out that the streets in said subdivision had not been completed to the satisfaction of the engineer as required by policy, and

WHEREAS, Mr. Granberry pointed out that the Board had, on one other occasion, approved a subdivision without completed streets and infrastructure, and informed the Board that the developer of this subdivision was requesting the same consideration, and

WHEREAS, Mr. Granberry did also report to the Board that the streets were private use,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve said final plat, (a) subject to the Board Attorney review of proposed bond, (b) 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, (c) subject to zoning ordinances that the Board finds to be applicable upon adoption thereof in the future, and (d) direct that the Chancery Clerk retain the letter of credit submitted by the developer in the amount of 183,000.00. 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 Kingston Place Phase II B was and is hereby approved with the aforesaid provisos and the Clerk was and is hereby directed to retain the aforesaid letter of credit.

SO ORDERED this the 22nd day of October, 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 a culvert 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>
10/3/2007	6097	451 N. Old Canton Road

WHEREAS, the Board hereby finds that the installation of 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 location

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listed above,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to approve the installation of a culvert at the location set forth above. The vote on the matter being as follows:

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

the matter carried by a majority vote (3-1) of the Board and said culvert installation request was and is hereby approved.

SO ORDERED this the 22nd day of October, 2007.

***In re: Request for Speed Bumps
Kearney Park Mobile Homes Estates***

WHEREAS, County Road Manager Lawrence Morris appeared before the Board and presented a request from Ms. Toni Grant, Park Manager for Kearney Park Mobile Homes Estates, and

WHEREAS, Mr. Morris informed the Board that Ms. Grant was requesting speed bumps be placed on Renfroe Drive and Hanna Drive to slow the speeding traffic, and

WHEREAS, Mr. Morris did also present a petition signed by the homeowners in Kearney Park Mobile Homes Estates, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to authorize and direct the Road Department to place speed bumps on Renfroe Drive and Hanna Drive in order to slow the traffic. 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 directed.

SO ORDERED this the 22nd day of October, 2007.

In re: Acknowledgment of Order of State Tax Commission

WHEREAS, Chancery Clerk Arthur Johnston appeared before the Board and presented the Order of State Tax Commission approving the real and personal assessment rolls for the year 2007, a true and correct copy of which is attached hereto as Exhibit C, spread hereupon, and incorporated herein by reference,

Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to acknowledge the

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State Tax Commission's order approving the real and personal assessment rolls for the year 2007. 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 Order approving the real and personal rolls for 2007 from the State Tax Commission was and is hereby acknowledged.

SO ORDERED this the 22nd day of October, 2007.

***In re: Authorize Board President to Request
Wireless Communication Funds***

WHEREAS, County Administrator Donnie Caughman appeared before the Board and requested the Board President execute a letter to Mississippi Department of Public Safety to release \$100,000.00 from the Wireless Communication Fund to purchase sole source computer software to upgrade the CAD system at the Sheriff's Department,

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to authorize the Board President execute a letter to Mississippi Department of Public Safety to release \$100,000.00 from the Wireless Communication Fund to purchase sole source computer software to upgrade the CAD system at the Sheriff's 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 the Board President was and is hereby authorized.

SO ORDERED this the 22nd day of October, 2007.

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 the Board members present, the October 2007 term of the Board of Supervisors was adjourned.

Andy Taggart, President
Madison County Board of Supervisors

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ATTEST:

Arthur Johnston, Chancery Clerk

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