

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

REGULAR MEETING OF JANUARY 7, 2008
Being the first day of the January 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 January 7, 2008, in the Law Library located on the Second Floor of the Madison County Circuit Courthouse in Canton, Mississippi, as follows, to-wit:

Chancery Clerk Arthur Johnston called the meeting to order. The following members were present that day:

Present:

Supervisor John Bell Crosby
Supervisor Tim Johnson
Supervisor D. I. Smith
Supervisor Karl M. Banks
Supervisor Paul Griffin
Chancery Clerk Arthur Johnston

Absent:

None

Also in attendance:

County Administrator Donnie Caughman
County Comptroller Mark Houston
County Zoning Administrator Brad Sellers
Board Secretary and Deputy Chancery Clerk Cynthia Parker
Board Attorney Eric Hamer
County Road Manager Lawrence Morris
County Engineer Rudy Warnock
County Fire Coordinator Mack Pigg
E911 Director Butch Hammack
County Purchase Clerk Hardy Crunk
Building and Grounds Director Barry Parker
Assistant County Comptroller and Deputy Chancery Clerk Quandice Green
Chief Eddie Belvedresi on behalf of Sheriff Toby Trowbridge

Mr. Arthur Johnston announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor John Bell Crosby opened the meeting with a prayer and Supervisor D. I. Smith led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

***In re: the Organizational Meeting of the Madison County
Board of Supervisors and Electing a President Thereof***

WHEREAS, the Board is charged by law with conducting an organizational meeting of the Board at its first meeting of each new term to elect a President and a Vice President, and

WHEREAS, a new term did now commence and said Board did conduct such meeting,

Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to elect Mr. Tim Johnson as President and Mr. Paul Griffin as Vice President of the Madison County Board of Supervisors for the first year of the current term, all agreeing that the presidency would rotate from within the term. The vote on the matter being as follows:

President's Initials: _____

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Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Tim Johnson and Paul Griffin were and are hereby elected and declared President and Vice President of the Board, respectively.

SO ORDERED this the 7th day of January, 2008.

In re: the Approval of Bonds of Supervisors and Other Elected Officials

WHEREAS, the Chancery Clerk did announce his review and approval of the bond of each of the members of the Board pursuant to Miss. Code Ann. § 25-1-19(1), and

WHEREAS, the Chancery Clerk did announce his review of the bonds of other county officials as listed in that certain spreadsheet entitled “Madison County Bonds January 7, 2008,” a true and correct copy of which is attached hereto as Exhibit A, spread hereupon, and incorporated herein by reference, together with the bond of Superintendent of Schools Michael D. Kent, and did recommend to the Board the approval thereof, and

WHEREAS, the Chancery Clerk did find all of said bonds to be in the proper form, of sufficient surety, and in the appropriate amounts,

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve the bonds of all said officials. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the bonds of those officials listed on Exhibit A hereto and the bond of Superintendent of Schools Michael D. Kent were and are hereby approved.

SO ORDERED this the 7th day of January, 2008.

In re: Approval of Minutes From December, 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 December 2007 term, said meetings having been conducted on December 3 and 17, 2007,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve the minutes as presented with certain amendments which were read in open session, and to authorize the President to sign said minutes after said corrections have been made. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

President’s Initials: _____

Date Signed: _____

the matter carried by the unanimous vote of the Board and the minutes for the December 2007 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 7th day of January, 2008.

In re: Awarding of County Depository for One Year Period and Designation of Additional County Depositories

WHEREAS, Chancery Clerk Arthur Johnston appeared before the Board and presented the depository bids received on January 2, 2008, the advertisement for the same having been authorized by this Board on December 3, 2007, and

WHEREAS, Mr. Johnston did present to the Board the Invitation for Bid and the Notice to Prospective Depositories as published in the *Madison County Herald* on December 20, 2007 and December 27, 2007, together with the Proof of Publication pertaining thereto, said Proof of Publication being attached hereto as Exhibit B, spread hereupon, and incorporated herein by reference, and

WHEREAS, Mr. Johnston reported he had received bids from Trustmark National Bank, BankPlus, M & F Bank, and State Bank & Trust Company, and that each such institution met the qualifications set forth in statute and recommended that each be designated a county depository, and

WHEREAS, Mr. Johnston reported that the bid of Trustmark National Bank reflected the highest rate of interest for county operating funds and recommended that the Board designate said bank as the depository for such, and

WHEREAS, the bid of Trustmark National Bank as well as all the other institutions submitting bids in response to the advertisement for same are attached hereto as Collective Exhibit C, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to designate each of the above listed institutions as county depositories and direct that county's operating funds remain in Trustmark National Bank for a one-year term, said institution submitting the highest and best rate of interest. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and each of the above-referenced institutions was and is hereby designated as a county depository and Trustmark National Bank was and is hereby awarded the county's operating fund accounts for a one year term.

SO ORDERED this the 7th day of January, 2008.

In re: the Appointment of a County Administrator for Madison County

WHEREAS, Madison County is a county required to operate on a countywide system of road administration in conformance with Miss. Code Ann. § 19-2-3, and

WHEREAS, Miss. Code Ann. § 19-4-1 mandates the County to appoint a county administrator, and

President's Initials: _____

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WHEREAS, Mr. Donnie Caughman has served as the County Administrator for the past four (4) years and is well-qualified to continue such service,

Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to (1) re-appoint Mr. Donnie Caughman as County Administrator of Madison County pursuant to said code section and to (2) grant unto Mr. Caughman all powers, duties and responsibilities enumerated in Miss. Code Ann. §§ 19-4-1 through 19-4-9; and (3) that Mr. Caughman be authorized to approve travel expenses of county employees as set forth in § 25-3-41; and (4) that he be given authority over personnel matters relative to county employees employed by the Board of Supervisors, including the authority to hire and fire the same, provided that Board members be given notification in advance of openings or the intention to hire. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Donnie Caughman was and is hereby duly appointed County Administrator of Madison County pursuant to Miss. Code Ann. § 19-4-1 and was and is hereby assigned all duties and responsibilities enumerated in §§ 19-4-1 through 19-4-9; that he was and is authorized to approve travel expenses of county employees as set forth in § 25-3-41, and that Mr. Caughman shall have and does now have authority over personnel matters relative to county employees employed by the Board of Supervisors, including the authority to hire and fire the same, provided that Board members be given notification in advance of openings or the intention to hire.

SO ORDERED this the 7th day of January, 2008.

***In re: the Appointment of a Road Manager and
County Comptroller for Madison County***

WHEREAS, Miss. Code Ann. § 19-2-1 *et seq.* requires a uniform system of road administration in Madison County, and

WHEREAS, Mr. Lawrence Morris has served the county as Road Manager for the past year and half, and

WHEREAS, Miss. Code Ann. § 19-3-61 allows the county through the Board of Supervisors to appoint a County Comptroller, and

WHEREAS, Mr. Mark Houston has served as the County Comptroller for the past four (4) years, and

WHEREAS, both men are well qualified to continue their respective exemplary service to the county,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to re-appoint Mr. Lawrence Morris as Road Manager of Madison County and to re-appoint Mr. Mark Houston as Comptroller of Madison County. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D.I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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the matter carried unanimously and Mr. Lawrence Morris was and is hereby duly re-appointed Road Manager of Madison County and Mr. Mark Houston was and is hereby duly re-appointed Comptroller of Madison County.

SO ORDERED this the 7th day of January, 2008.

In re: the Appointment of an Attorney for the Madison County Board of Supervisors

WHEREAS, Miss. Code Ann. § 19-3-47 as amended states that the Board of Supervisors may employ or appoint an attorney to serve as the attorney for the Board of Supervisors, and

WHEREAS, Mr. Eric Hamer, Esq. of Danks, Miller, Hamer and Cory, is well qualified to serve as counsel to the Board,

Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to appoint Mr. Eric Hamer as attorney for the Madison County Board of Supervisors. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Eric Hamer was and is hereby duly appointed attorney for the Madison County Board of Supervisors.

SO ORDERED this the 7th day of January, 2008.

In re: the Appointment of a County Engineer for Madison County

WHEREAS, Madison County is in need of a County Engineer to assist in a wide variety of engineering matters affecting county government, and

WHEREAS, Mr. Rudy Warnock of the engineering firm Warnock and Associates, LLC has served as county engineer for the past three (3) years and is a well-known, reputable and duly educated, certified and otherwise qualified civil engineer,

Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to re-appoint Mr. Rudy Warnock of the engineering firm of Warnock and Associates, LLC to continue to serve as County Engineer of Madison County. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Warnock was and is hereby duly re-appointed County Engineer for Madison County.

SO ORDERED this the 7th day of January, 2008.

President's Initials: _____

Date Signed: _____

In re: Approval of General Engineering Service Contract with County Engineer

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented an “Agreement for Professional Services By and Between Madison County, Mississippi and Warnock & Associates, LLC for General Engineering Services” and requested the Board approve said agreement, and

WHEREAS, said contract is attached hereto as Exhibit D, spread hereupon, and incorporated herein by reference,

Following discussion, Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approved said agreement for professional services with Warnock & Associates, LLC and to authorize the Board President to execute same. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said agreement with Warnock & Associate, LLC was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 7th day of January, 2008.

In re: the Appointment of a State Aid Road and LSBP Engineer for Madison County

WHEREAS, Madison County is in need of a professional engineer to assist the County and the Board regarding State Aid Road and LSBP matters, and

WHEREAS, Mr. Keith O’Keefe of the engineering firm Neel-Schaffer, Inc. has served as the State Aid and LSBP Engineer of Madison County for the past four (4) years and is a well-known, reputable and duly educated, certified and otherwise qualified civil engineer,

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to re-appoint Mr. Keith O’Keefe of the engineering firm of Neel-Schaffer, Inc. to serve as State Aid Road and LSBP Engineer for Madison County. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. O’Keefe was and is hereby re-appointed State Aid Road and LSBP Engineer for Madison County.

SO ORDERED this the 7th day of January, 2008.

In re: Re-appointment of Current County Statutory Officers, Department Heads and County Employees

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to re-appoint all current county statutory officers, department heads and county employees to their existing positions and

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to maintain their current salaries. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and all current county statutory officers, department heads and county employees to their existing positions and to maintain their current salaries.

SO ORDERED this the 7th day of January, 2008.

In re: Appointments to Various Boards and Committees of the Central Mississippi Planning and Development District

Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to appoint Supervisor John Bell Crosby to the Central Mississippi Planning & Development District Board of Directors for a two-year term expiring January, 2010. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Crosby was and is hereby appointed to serve on the Central Mississippi Planning & Development District Board of Directors.

SO ORDERED this the 7th day of January, 2008.

Thereafter, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to appoint Supervisor Tim Johnson to the Metropolitan Planning Organization Board. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Johnson was and is hereby appointed to the Metropolitan Planning Organization Board.

SO ORDERED this the 7th day of January, 2008.

Thereafter, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to appoint Supervisor D. I. Smith and re-appoint Mr. Dan Hart to the Metropolitan Planning Organization Board. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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the matter carried unanimously and Mr. Smith and Mr. Hart were and are hereby appointed to the Metropolitan Planning Organization Board.

SO ORDERED this the 7th day of January, 2008.

Thereafter, Mr. Tim Johnson did offer and Mr. John Bell Crosby did second a motion to appoint Supervisor Paul Griffin to the Local Hazard Mitigation Council Board. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Griffin was and is hereby appointed to the Local Hazard Mitigation Council Board.

SO ORDERED this the 7th day of January, 2008.

Thereafter, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to appoint Supervisor D. I. Smith to the South Central Mississippi Works Board of Commissioners. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Smith was and is hereby appointed to the South Central Mississippi Works Board of Commissioners.

SO ORDERED this the 7th day of January, 2008.

In re: Appointment to the Metro Jackson Chamber of Commerce Board

Mr. Paul Griffin did offer and Mr. Tim Johnson did second a motion to appoint Supervisor D. I. Smith to the Metro Jackson Chamber of Commerce Board. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Smith was and is hereby appointed to the Metro Jackson Chamber of Commerce Board.

SO ORDERED this the 7th day of January, 2008.

President's Initials: _____

Date Signed: _____

***In re: Appointment of Madison County
Planning & Development Commission***

Mr. Tim Johnson did offer and Mr. D. I. Smith did second a motion to reappoint the following members to the Madison County Planning & Development Commission:

Mr. Bill Amadio, District I
Mr. Sid Spiro, District II
Ms. Lisa Walters, District III
Rev. Bennie Lockett, District IV
Rev. Henry Brown, District V

The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and each member was and is hereby re-appointed to the Madison County Planning & Development Commission.

SO ORDERED this the 7th day of January, 2008.

***In re: Appointment to the Madison County
Wastewater Authority Board***

Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to re-appoint Supervisor Tim Johnson to the Madison County Wastewater Authority Board. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Johnson was and is hereby re-appointed to the Madison County Wastewater Authority Board.

SO ORDERED this the 7th day of January, 2008.

***In re: Appointment to the Central Mississippi EMS District Board;
the Local Hazard Mitigation Council; and the Intermodal Technical Committee***

Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to re-appoint County Fire Coordinator Jerry Mack Pigg to the Central Mississippi EMS District Board; EOC Director Butch Hammack to the Local Hazard Mitigation Council; and County Engineer Rudy Warnock to the Intermodal Technical Committee. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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the matter carried unanimously and Mr. Pigg was and is hereby re-appointed to the Central Mississippi EMS District; Mr. Hammack was and is hereby re-appointed to the Local Hazard Mitigation Council; and County Engineer Rudy Warnock was and is hereby re-appointed to the Intermodal Technical Committee.

SO ORDERED this the 7th day of January, 2008.

In re: Setting Schedule of Meeting Dates, Time and Place

WHEREAS, County Administrator Donnie Caughman appeared before the Board and requested the Board to set a schedule of meeting dates, time and place, and

WHEREAS, Mr. Caughman did report that because of the Martin Luther King Day holiday, the Board would need to deviate from the proposed schedule and conduct its next meeting on Tuesday, January 15, 2008, and

WHEREAS, Mr. Caughman recommended that for public notification purposes, the Board set the first Monday, the third Monday after the first Monday and the fourth Monday after the first Monday as the regular meeting schedule of the Board, with all such meetings to begin at 9:00 a.m. in the Law Library of the Circuit Courthouse in Canton, Mississippi,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to set the first Monday of each month, the third Monday after the first Monday of each month, and the fourth Monday after the first Monday of each month as the regular meeting schedule of the Board, with all such meetings to begin at 9:00 a.m. in the Law Library of the Circuit Courthouse in Canton, Mississippi. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said schedule was and is hereby set and approved.

SO ORDERED this the 7th day of January, 2008.

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 (16) through (34) 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 Board took up the following matters, to-wit:

16. Approval of Standing Committee to Open Bids

At the request of County Administrator Donnie Caughman in that certain memorandum dated January 7, 2008, which is attached hereto as Exhibit E, spread hereupon and incorporated herein by reference, the Board hereby appoints a standing committee for the purpose of receiving and opening bids to consist Chancery Clerk Arthur Johnston (Chairman), Comptroller Mark Houston (Vice Chairman), Purchase Clerk Hardy Crunkl, and Board Secretary and Deputy Chancery Clerk Cynthia Parker. The Board President and the County Engineer shall be ex-officio members

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thereof as well.

17. Authorization for Purchase Clerk to Select Lowest and Best Bid on Written Quotes

At the request of County Purchase Clerk Hardy Crunk in that certain memorandum dated January 7, 2008, which is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference, the Board does hereby grant unto Mr. Crunk the authority to select the lowest and best written quote from a minimum of two (2) written quotes for purchases greater than \$5,000 but not more than \$25,000 and to issue purchase orders accordingly as set forth in and allowed by Miss. Code Ann. § 31-7-13.

18. Approval of Recycling Service Agreement for County Jail/Sheriff's Department

The Board does hereby approve that certain recycling service agreement with Recycling Services, LLC for recycling at the Madison County Sheriff's Department and Jail, which agreement is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference. The Board President was and is hereby authorized and directed to execute the same.

19. Approval of Zoning Matter - Gilmore Companies, Inc. Petition to Rezone R-1 Residential to C-1A Commercial/Highway 51

The Board does hereby adopt and approve the following Order granting the petition of Gilmore Companies, Inc. to rezone R-1 Residential to C-1A Commercial on Highway 51, a true and correct copy of which said petition is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference:

ORDER OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI

WHEREAS, Gilmore Companies, Inc. did file an application to rezone certain property from its present R-1 Residential Classification to a C-1 A Commercial Classification; and

WHEREAS, by Resolution properly adopted by the Madison County Planning Commission, a hearing was set for the 20th day of December, 2007, at 9 o'clock a.m., and the Clerk did cause Notice of said hearing to be published in the Madison County Herald, a newspaper published and of general circulation in Madison County, Mississippi, in the manner and for the time required by law; and

WHEREAS, the hour of 9 o'clock a.m. on the 20th day of December did arrive; and

WHEREAS, the matter was presented to the Planning Commission of Madison County and after discussion thereof a motion was offered, a second to the motion was made, and said motion was adopted; and

WHEREAS, this Petition was presented to the Board of Supervisors on the 7th day of January, 2008, and Supervisor Karl M. Banks offered the following Order and moved that it be adopted, seconded by Supervisor Paul Griffin, to wit:

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, AS FOLLOWS, TO WIT:

1. That there has been a change in the character of the area to such an extent so as to justify rezoning the subject property; and
2. That there is a public need for rezoning the subject property; and
3. That, in accordance with applicable Mississippi law and Article III of the Zoning Ordinance of Madison County, the following described tract of real property be, and the same is hereby, rezoned from its present R-1 Residential Classification to C-1A Commercial Classification, to wit:

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Commence at the northeast corner of the Southwest Quarter of the Northwest Quarter of Section 34, Township 8 North, Range 2 East, Madison County, Mississippi, said corner being on the south boundary of Twin Cedars Phase II-A, a subdivision according to the map or plat thereof that is filed for record in the office of the Chancery Clerk of Madison County, Mississippi, in Canton, Mississippi, in Plat Cabinet D in Slide 24, reference to which is hereby made for all purposes, and from said corner and point of beginning run thence North 89° 52' 57" West along the north line of said Southwest Quarter of the Northwest Quarter of said Section 34 and along the south line of said Twin Cedars Phase II-A for a distance of 1,030.72' to the west end of that part of said south line of Twin Cedars Phase II-A that is common to the north line of said Southwest Quarter of the Northwest Quarter of Section 34; continue thence North 89° 52' 57" West along said north line of said Southwest Quarter of the Northwest Quarter of Section 34 for a distance of 289.31' to the northwest corner of said Southwest Quarter of the Northwest Quarter of Section 34, which corner is also the northeast corner of the Southeast Quarter of the Northeast Quarter of Section 33 in said township and range; continue thence North 89° 52' 57" West along the north line of said Southeast Quarter of the Northeast Quarter of Section 33 for a distance of 265.85' to the point of beginning of this legal description of the parcel of land that is described as follows, to-wit:

Run thence South 29° 42' 48" West for a distance of 122.99' to a point on a curve to the left subtending a central angle of 19° 09' 12" and having a radius of 420.00' with the radius point of this curve being North 37° 11' 12" East of this point; run thence southeasterly along this curve to the left counterclockwise for an arc distance of 140.40' (chord bearing and distance: South 62° 23' 24" East, 139.75') to the point of tangency of this curve which is also the point of reverse curvature of a curve to the right subtending a central angle of 32° 42' 18" and having a radius of 330.00 feet; run thence southeasterly along this curve to the right clockwise for an arc distance of 188.37' (chord bearing and distance: South 55° 36' 51" East, 185.82') to the point of tangency of this curve; run thence South 39° 15' 42" East for a distance of 80.53' to a point on the line common to said Sections 33 and 34; run thence South 50° 44' 18" West for a distance of 60.00' to a point; run thence South 00° 09' 38" East for a distance of 67.86' to a point; run thence South 89° 50' 22" West for a distance of 742.29' to a point; run thence North 23° 25' 21" East for a distance of 487.65' to a point on said north line of the Southeast Quarter of the Northeast Quarter of Section 33; run thence South 89° 52' 57" East along the north line of said Southeast Quarter of the Northeast Quarter of Section 33 for a distance of 327.52' to the point of beginning.

The above described parcel of land contains 5.541 acres, more or less, and is situated in the Southeast Quarter of the Northeast Quarter of Section 33, Township 8 North, Range 2 East, Madison County, Mississippi. The location of the section line and the quarter quarter section lines referred to herein were established from information acquired from legal descriptions found in recorded deeds and plats as applied to the location of iron pins, right-of-way boundaries and fences pertaining to the above described parcel of land that were found by field survey. The reference meridian for the survey of the parcel of land described in this legal description is based on the Mississippi State Plane Coordinate System, West Zone NAD83(93) and was established from horizontal and vertical control markers set along U.S. Highway 51 in said Section 33 by the Mississippi Department of Transportation for the intersection of the east right-of-way line of said highway and the line between the North Half and the South Half of the Northeast Quarter of said Section 33. Said point is marked by a 1/2" iron pin and has grid coordinates of North: 1090825.106, East: 2370991.426, the scale factor is 0.999956340237 and the convergence angle to True North is plus (clockwise) 00° 07' 47".

4. That the Madison County Zoning Maps and the Land Use Plan are hereby amended so as to reflect the foregoing change in the zoning of the above described real property.

ORDAINED, ADOPTED AND APPROVED by the Board of Supervisors of Madison County, Mississippi, at the meeting thereof held on the 7th day of December, 2008.

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20. Approval of Zoning Matter - Gilmore Companies, Inc. Petition to Rezone R-1 Residential to Planned Unit Development District/Highway 51

The Board does hereby adopt and approve the following Order granting the petition of Gilmore Companies, Inc. to rezone R-1 Residential to Planned Unit Development District on Highway 51, said petition being attached hereto as Exhibit I, spread hereupon and incorporated herein by reference:

ORDER BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI

WHEREAS, Gilmore Companies, Inc. did file an application to rezone certain property from its present R-1 Residential Classification to a Planned Unit Development District; and

WHEREAS, by Resolution properly adopted by the Madison County Planning Commission, a hearing was set for the 20th day of December, 2007, at 9 o'clock a.m., and the Clerk did cause Notice of said hearing to be published in the Madison County Herald, a newspaper published and of general circulation in Madison County, Mississippi, in the manner and for the time required by law; and

WHEREAS, the hour of 9 o'clock a.m. on the 20th day of December did arrive; and

WHEREAS, the matter was presented to the Planning Commission of Madison County and after discussion thereof a motion was offered, a second to the motion was made, and said motion was adopted; and

WHEREAS, this Petition was presented to the Board of Supervisors on the 7th day of January, 2008, and Supervisor Karl M. Banks offered the following Order and moved that it be adopted, seconded by Supervisor Paul Griffin, to wit:

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, AS FOLLOWS, TO WIT:

1. That there has been a change in the character of the area to such an extent so as to justify rezoning the subject property; and
2. That there is a public need for rezoning the subject property; and
3. That, in accordance with applicable Mississippi law and Article III of the Zoning Ordinance of Madison County, the following described tract of real property be, and the same is hereby, rezoned from its present R-1 Residential Classification to Planned Unit Development District classification, to wit:

Begin at the northeast corner of the Southwest Quarter of the Northwest Quarter of Section 34, Township 8 North, Range 2 East, Madison County, Mississippi, said corner being on the south boundary of Twin Cedars Phase II-A, a subdivision according to the map or plat thereof that is filed for record in the office of the Chancery Clerk of Madison County, Mississippi, in Canton, Mississippi, in Plat Cabinet D in Slide 24, reference to which is hereby made for all purposes, and from said corner and point of beginning run thence North 89° 52' 57" West along the north line of said Southwest Quarter of the Northwest Quarter of said Section 34 and along the south line of said Twin Cedars Phase II-A for a distance of 1,030.72' to the west end of that part of said south line of Twin Cedars Phase II-A that is common to the north line of said Southwest Quarter of the Northwest Quarter of Section 34; continue thence North 89° 52' 57" West along said north line of said Southwest Quarter of the Northwest Quarter of Section 34 for a distance of 289.31' to the northwest corner of said Southwest Quarter of the Northwest Quarter of Section 34, which corner is also the northeast corner of the Southeast Quarter of the Northeast Quarter of Section 33 in said township and range; continue thence North 89° 52' 57" West along the north line of said Southeast Quarter of the Northeast Quarter of Section 33 for a distance of 265.85' to a point; run thence South 29° 42' 48" West for a distance of 122.99' to a point on a curve to the left subtending a central angle of 19° 09' 12" and having a radius of 420.00' with the radius point of this curve being North 37° 11' 12" East of this point; run thence southeasterly along this curve to

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the left counterclockwise for an arc distance of 140.40' (chord bearing and distance: South 62° 23' 24" East, 139.75') to the point of tangency of this curve which is also the point of reverse curvature of a curve to the right subtending a central angle of 32° 42' 18" and having a radius of 330.00 feet; run thence southeasterly along this curve to the right clockwise for an arc distance of 188.37' (chord bearing and distance: South 55° 36' 51" East, 185.82') to the point of tangency of this curve; run thence South 39° 15' 42" East for a distance of 80.53' to a point on the line common to said Sections 33 and 34; run thence South 50° 44' 18" West for a distance of 60.00' to a point; run thence South 00° 09' 38" East for a distance of 67.86' to a point; run thence North 89° 50' 22" East for a distance of 46.68' to a point on the line common to said Sections 33 and 34; run thence South 00° 13' 34" East along the line common to Sections 33 and 34 for a distance of 593.53' to a point on the north boundary of that certain 2.0 acre parcel of land conveyed by and described in that certain Special Warranty Deed filed for record in the office of said Chancery Clerk as Instrument 533699 found in Deed Book 2186 beginning at Page 271 thereof, reference to which is hereby made for all purposes; run thence along the north, east and south boundaries of said 2.0 acre parcel of land as follows: run thence South 89° 50' 58" East for a distance of 283.22' to a point; run thence South 01° 27' 00" East for a distance of 295.16' to a point; run thence North 89° 50' 58" West for a distance of 283.48' to a point; leaving the boundaries of said 2.0 acre parcel of land, run thence South 00° 04' 56" East for a distance of 973.56' to the northernmost corner of Lot 6 of St. Davids, a subdivision according to the map or plat thereof that is filed for record in the office of said Chancery Clerk in Plat Cabinet C in Slide 181, reference to which is hereby made for all purposes; run thence along the north boundary of said St. Davids as follows: run thence South 53° 01' 20" East along the northeast boundary of said Lot 6 for a distance of 588.49' to a point; run thence South 00° 27' 53" East along the east boundary of said Lot 6 for a distance of 110.00' to a point on the right-of-way line of St. Davids Way, a public street shown on said map or plat, said point being on a curve to the right subtending a central angle of 73° 44' 17" and having a radius of 50.00' with the radius point of this curve being South 00° 27' 51" East of this point; run thence southeasterly along this curve to the right clockwise and along said right-of-way line of St. Davids Way for an arc distance of 64.35' (chord bearing and distance: South 53° 35' 42" East, 60.00') to a corner on the west boundary of Lot 5 of said St. Davids; run thence North 47° 42' 40" East along the northwest boundary of said Lot 5 and said line extended for a distance of 170.93' to a point on the south line of the Northwest Quarter of the Southwest Quarter of said Section 34; run thence North 89° 51' 45" East for a distance of 672.16' to the southeast corner of said Northwest Quarter of the Southwest Quarter of Section 34; run thence North 00° 13' 34" West along the east line of said Northwest Quarter of the Southwest Quarter of Section 34 and continuing along the east line of said Southwest Quarter of the Northwest Quarter of Section 34 for a distance of 2,686.45' to the point of beginning.

The above described parcel of land contains 78.968 acres, more or less, and is situated in the Southwest Quarter of the Northwest Quarter, the Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter all in Section 34, Township 8 North, Range 2 East, and in the Southeast Quarter of the Northeast Quarter of Section 33, Township 8 North, Range 2 East, Madison County, Mississippi. The location of the section line and the quarter quarter section lines referred to herein were established from information acquired from legal descriptions found in recorded deeds and plats as applied to the location of iron pins, right-of-way boundaries and fences pertaining to the above described parcel of land that were found by field survey. The reference meridian for the survey of the parcel of land described in this legal description is based on the Mississippi State Plane Coordinate System, West Zone NAD83(93) and was established from horizontal and vertical control markers set along U.S. Highway 51 in said Section 33 by the Mississippi Department of Transportation for the intersection of the east right-of-way line of said highway and the line between the North Half and the South Half of the Northeast Quarter of said Section 33. Said point is marked by a 1/2" iron pin and has grid coordinates of North: 1090825.106, East: 2370991.426, the scale factor is 0.999956340237 and the convergence angle to True North is plus (clockwise) 00° 07' 47".

4. That the Madison County Zoning Maps and the Land Use Plan are hereby amended so as to reflect the foregoing change in the zoning of the above described real property.

ORDAINED, ADOPTED AND APPROVED by the Board of Supervisors of Madison County, Mississippi, at the meeting thereof held on the 7th day of January, 2008.

President's Initials: _____

Date Signed: _____

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21. Approval of Zoning Matter - Lindsey Taylor & Kristy Sturdivant Site Plan for Commercial Building/Yandell Road

The action of the Madison County Planning and Zoning Commission of December 20, 2007, granting the request of Lindsey Taylor and Kristy Sturdivant to operate a day-care center in a C-1A Commercial District was and is hereby acknowledged and approved. The site plan is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference.

22. Approval of Zoning Matter - Malouf Construction Co. Site Plan for Fine Arts Building/St. Joseph/Highway 463

The action of the Madison County Planning and Zoning Commission of December 20, 2007, granting the request of Malouf Construction Co. to construct an arts building on the campus of St. Joseph School in a SU-1 Special Use District was and is hereby acknowledged and approved. The site plan and site plan review submission are attached hereto as Exhibit K, spread hereupon and incorporated herein by reference.

23. Approval of Zoning Matter - Justin Adcock Site Plan for Two (2) Commercial Buildings/American Way

The action of the Madison County Planning and Zoning Commission of December 20, 2007, granting the request of Justin Adcock to construct two (2) office-warehouse type structures on 1.7796 acres on property zoned C-2 Commercial was and is hereby acknowledged and approved. The site plan and site plan review submission are attached hereto as Exhibit L, spread hereupon and incorporated herein by reference.

24. Approval of Zoning Matter - Chesnut Developers Amendment to Approve Site Plan for Livingston Township/Highway 463 & Highway 22

The action of the Madison County Planning and Zoning Commission of December 20, 2007, granting the request of Chestnut Developers to amend site plan for Livingston Township on Highway 22 was and is hereby acknowledged and approved. The site plan thereof may be found in the Miscellaneous Appendix to these Minutes.

25. Approval of Zoning Matter - Montgomery Grant Development Inc. Site Plan for Livingston Township/Highway 463 & Highway 22

The action of the Madison County Planning and Zoning Commission of December 20, 2007, granting the request of Montgomery Grant Development, Inc. to repair and rehab commercial property on Highway 43 located in Section 15, T8N, R3E was and is hereby acknowledged and approved. A true and correct copy of correspondence from C.R. Montgomery of Montgomery Grant Development, Inc. dated November 29, 2007 pertaining thereto is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference.

26. Approval of Order for Payment of Certain Fees and Expenses of the Chancery Clerk's Office and Contract for Records Restoration

The Board does hereby approve, adopt and enter the following Order concerning the fees of the Chancery Clerk:

**ORDER FOR PAYMENT OF CERTAIN FEES AND EXPENSES
OF THE CHANCERY CLERK'S OFFICE**

WHEREAS, Chancery Clerk Arthur Johnston did appear before the Board and requested the Board authorize and approve the payment of the following fees and expenses, and

WHEREAS, the Clerk did represent that all such fees and expenses were proper and allowed by statute and were payable by the county as provided by law,

President's Initials: _____

Date Signed: _____

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IT IS THEREFORE ORDERED by the Board of Supervisors of Madison County, Mississippi, that the following fees and expenses as provided by statute relating to the services performed by the Chancery Clerk of this county be and the same are hereby approved and shall be allowed unto Arthur Johnston, Chancery Clerk, for compensation of said services rendered to the people, said fees and expenses shall be payable in monthly installments except where otherwise noted below.

IT IS FURTHER ORDERED that said Clerk is hereby employed to (a) process the homestead applications, (b) serve as the county's Passport Acceptance Agent, (c) restore certain records of the county in his charge, and is directed to carry out other necessary services as outlined in the statutes listed below:

- (1) § 25-7-9(1)(f) – Attendance on the Board of Supervisors: Clerk and one deputy, each \$20.00;
- (2) § 25-7-9(1)(g) *as amended in 2004* – Semi-annual allowance as Clerk of the Board of Supervisors: \$3,000.00 payable in one half in July and one half in January;
- (3) § 27-105-343 *as amended in 2004* – For services as County Treasurer: the sum of \$2,500 per annum, payable in equal monthly installments;
- (4) § 25-3-19 – For services as County Auditor: an annual sum of \$5,300.00, payable in equal monthly installments;
- (5) § 25-7-9(1) – For recording fees due the Chancery Clerk for recording instruments relating to county-owned real estate, and oaths and bonds of public officials, both elected and appointed – standard recording fees payable after-the-fact;
- (6) § 25-7-9(1)(h) – *as amended in 2005* - Attendance on the Chancery Court as approved by the Chancellor: For each day, first Chancellor sitting: \$50.00 per day each for himself and two deputies;
- (7) § 25-7-9(1)(h) – *as amended in 2005* - Attendance on the Chancery Court as approved by the Chancellor: For each day, second Chancellor sitting: \$50.00 per day, Clerk only;
- (8) § 25-7-9(1)(i) – *as amended in 2005* - Clerk and two deputies, allowance of five (5) extra days for the Clerk and two deputies for attendance upon the Court to get up records: \$50.00 per day each for himself and two deputies per monthly term of court;
- (9) § 41-21-79, *et al* – For administrative services performed in connection with commitment proceedings (both alcohol/drug and mental) such as consultations with family or friends, scheduling physicians, providing insurance information to hospitals, and making arrangements for pre-screenings and follow-ups: \$60.00 per commitment, as ordered by the Court;
- (10) § 41-21-79, *et al* and M.R.C.P. 3 (c) and (d) – For pauper's oaths both in general and in connection with commitment proceedings for paupers: \$92.00 per case as ordered by the Court;
- (11) § 25-7-9(1)(j) – For public services not otherwise specifically provided for, contingent upon the approval of the Court, an annual sum not to exceed \$5,000.00 payable \$416.67 per month;

President's Initials: _____

Date Signed: _____

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- (12) § 25-3-21 – For copying tax rolls, a statutory fee of \$.03 per assessment, per copy of each real roll and \$.015 per assessment, per copy of each personal roll for the current year;
- (13) § 27-33-37(m) – To employ the Clerk to collect and assemble data and information and to perform the services required of the Board by § 27-33-37(e) and to make investigations required of the Board in connection with administering the Homestead Exemption Law as directed by the board as follows: for the first 2,000 applications, \$1.00 per application; for the next 2,000 applications, \$.75 each, for the next 2,000 applications, \$.50 each, for the next 2,000 applications, \$.35 each, all over the above number, \$.25 each;
- (14) § 19-15-1 – For the restoration and preservation of county records in accordance with the contract approved by said Board herewith, a true and correct copy of which is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference, payable \$500.00 per month through December 2012 and \$1,500 per month in June, July and August;
- (15) Such fees as are allowed and required by federal law in connection with the processing of U. S. Passport Applications including a fee of up to \$10.00 for each passport photograph taken using office equipment.

IT IS FURTHER ORDERED that, to the extent necessary, the Board President is authorized to enter into contracts with the Clerk to carry out the above and foregoing items.

SO ORDERED on this the 7th day of January, 2008.

27. Acknowledgment of Personnel Appointments

The appointments of Mr. Michael Thompson for employment as a laborer at an hourly wage of \$9.00 at the Road Department; Ms. Devin Terrell as Assistant Veterans Service Officer at a monthly salary of \$1,083.33; and Ms. Kamesha Brown Mumford as Tax Ombudsman at a monthly salary of \$2,083.33; as made by County Administrator Donnie Caughman were and are hereby acknowledged and approved. Personnel sheets pertaining to each are attached hereto as Collective Exhibit O, spread hereupon and incorporated herein by reference.

28. Authorize Lease Agreement - Sacred Heart Family Center, Inc./Human Services Eligibility Office/Camden Area

That certain agreement providing office space for staff of the Department of Human Services dated December 5, 2007 between Madison County and Sacred Heart Family Center, Inc., a true and correct copy of which is attached hereto as Exhibit P, spread hereupon and incorporated herein by reference, was and is hereby approved.

29. Authorization to Advertise for 2008 Pickup Truck

As requested by County Purchase Clerk Hardy Crunk in that certain memorandum dated January 7, 2008, the Board hereby authorizes the advertisement for bids for one or more 2008 full size crew cab pickup trucks for general Madison County use, exclusive of the Madison County Road Department. A true and correct copy of said memorandum is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference.

30. Acknowledge December Closed Call Analysis - Road Department

The December 2007 Closed Call Analysis submitted by the Madison County Road Department, together with its spreadsheet attachment, which may be found in the Miscellaneous Appendix to these minutes, was and is hereby acknowledged received.

President's Initials: _____

Date Signed: _____

31. Acknowledge December Monthly Road Work Report - Road Department

The December 2007 Monthly Road Department Report submitted by County Road Manager Lawrence Morris, together with its spreadsheet attachment, which may be found in the Miscellaneous Appendix to these minutes, was and is hereby acknowledged received.

32. Acknowledge January Service Call Schedule Report

The January 2008 Road Department Service Call Schedule submitted by County Road Manager Lawrence Morris, together with its spreadsheet attachment, which may be found in the Miscellaneous Appendix to these minutes, was and is hereby acknowledged received.

33. Acknowledge State Holiday - Robert E. Lee/Dr. Martin L. King, January 21, 2008

That certain proclamation issued by Governor Haley Barbour dated December 28, 2007 setting the Robert E. Lee and Dr. Martin Luther King, Jr. holidays was and is hereby approved and adopted. Said proclamation is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference.. The holiday set forth thereon is hereby designated as county a holiday on which all county courthouses and offices shall be closed.

34. Authorization to Advertise for Rock Separator - Road Department

As requested by County Purchase Clerk Hardy Crunk in that certain memorandum dated January 7, 2008, a true and correct copy of which is attached hereto as Exhibit S, spread hereupon and incorporated herein by reference, the Board hereby authorizes the advertisement for bids for a rock separator for use by the Madison County Road Department.

Thereafter, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve, adopt, and authorize each of the above and foregoing matters, the same being numbered Items (16) through (34) herein above. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	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 7th day of January, 2008.

In re: Consideration of Resolution Pertaining to State Highway 22

WHEREAS, the Honorable Scott Greaves, Mayor of Flora did appear before the Board and presented a Resolution recently adopted by the Mayor and Board of Aldermen of the Town of Flora, attached hereto as Exhibit T, spread hereupon and incorporated herein by reference, and

WHEREAS, Mayor Greaves requested that the Madison County Board of Supervisors join with the Town of Flora and also adopt said Resolution in an effort to have the Mississippi Department of Transportation cease and desist its efforts to re-route State Highway 22,

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

President's Initials: _____

Date Signed: _____

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 7th day of January, 2008.

Thereafter, and following additional discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to direct the Chancery Clerk to prepare and the Board President to sign and send correspondence to the members of Mississippi's Congressional delegation whose districts include Madison County requesting that Congress authorize the transfer of the approximately \$2 million in federal funds previously earmarked for environmental studies for proposed alternate routes for Highway 22 to (1) the Gluckstadt Interchange with Interstate 55 project and (2) a study of economic development in northeast Madison County and setting forth the Board's belief that while continued state improvements to Highway 22 are warranted, its wholesale re-routing is not. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Chancery Clerk and Board President were and are so directed.

SO ORDERED this the 7th day of January, 2008.

In re: Cooperation with the Madison County Economic Development Authority

Following discussion, The Board President did offer and Mr. Paul Griffin did second a motion to direct Chancery Clerk Arthur Johnston to prepare correspondence to the Madison County Economic Development Authority requesting that representatives of the Authority appear before the Board of Supervisors and discuss ways in which the Authority and the Board of Supervisors can speak with unity on growth and economic development projects in Madison County. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Chancery Clerk was and is so directed.

SO ORDERED this the 7th day of January, 2008.

President's Initials: _____

Date Signed: _____

In re: Request of the District Attorney for Madison and Rankin Counties for Budgetary Increase

WHEREAS, newly elected District Attorney Michael Guest did appear before the Board and requested certain budget amendments to allow him to (1) hire an additional Assistant District Attorney (ADA) to also serve as an Assistant U. S. Attorney; and (2) continue the employment of a receptionist and office manager of the Madison County Bad Check Unit, and

WHEREAS, Mr. Guest requested that the amendment be in the amount of \$155,000.00, with \$100,000.00 thereof to be allocated for salary and benefits for the Assistant District Attorney's position; \$25,000.00 for salary and benefits for the receptionist; and \$30,000.00 for salary and benefits for the office manager,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to authorize and approve a budget amendment in the aggregate amount of \$155,000.00 to fund nos. 001-168-400, *et seq.* in order to allow for the additional ADA and the continuation of the employment of the receptionist and office manager. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said budget amendment was and is hereby approved.

SO ORDERED this the 7th day of January, 2008.

In re: Consideration of Preliminary Plat - the Vision Subdivision – Phase I

WHEREAS, County Zoning Administrator Brad Sellers appeared before the Board and presented the preliminary plat of the Vision Subdivision, Phase 1 for the Board's consideration and review, and

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

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to approve the preliminary plat of said subdivision, 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 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 John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said preliminary plat was and is hereby approved.

SO ORDERED this the 7th day of January, 2008.

President's Initials: _____

Date Signed: _____

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**In re: Consideration of Preliminary Plat -
Bridgewater Subdivision, Phase 11**

WHEREAS, County Zoning Administrator Brad Sellers appeared before the Board and presented the preliminary plat of Bridgewater Subdivision, Phase 11 for the Board's consideration and review, and

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

WHEREAS, Mr. Sellers pointed out that the plat calls for a variance concerning the arcs and distances of certain curves,

Following discussion, Mr. D. I. Smith did offer and Mr. Paul Griffin did second a motion to approve the preliminary plat of said subdivision, together with the request for a variance regarding the dimensions of curves in the road, 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 related covenants until such time as a majority of votes necessary to change the covenants are controlled by residents of the subdivision and 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 John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said preliminary plat was and is hereby approved.

SO ORDERED this the 7th day of January, 2008.

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

WHEREAS, County Road Manager Lawrence Morris did appear before the Board of Supervisors 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>
12/6/07	6554	Old Jackson Road
12/18/08	6605	1040 Gluckstadt Road

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. Karl M. Banks did second a motion to approve the installation of culverts at the stated locations. The vote on the matter was as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said culvert requests were and are hereby approved.

SO ORDERED this the 7th day of January, 2008.

President's Initials: _____

Date Signed: _____

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In re: Appointment of Cornelius Bacon as Assistant Road Manager

Upon the recommendation of County Road Manager Lawrence Morris, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to appoint Cornelius Bacon as Assistant Road Manager for Madison County at his current rate of pay, with Mr. Bacon to have such duties as Mr. Morris may assign to him. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Mr. Bacon was and is so appointed.

SO ORDERED this the 7th day of January, 2008.

In re: Authorization for County Engineer to Perform Assessment and Specifications Necessary to Improve Moss Road Bridge

Following discussion, and at the request of County Engineer Rudy Warnock, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to authorize and direct Mr. Warnock and his firm to investigate the condition of the wooden bridge on Moss Road and assist the Road Department and make recommendations for the repair and maintenance thereof. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the County Engineer was and is so authorized and directed.

SO ORDERED this the 7th day of January, 2008.

In re: Approval of Claims Docket for January 7, 2008 and Payment of Invoice of Parkway East Public Improvement District and Previously Held Claims of FM Transportation

WHEREAS, the Board reviewed the claims docket for January 7, 2008, 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	1305, 1414 to 1541	129	489,939.66
012	59 to 73	15	23,203.61
013	6 to 8	3	25,304.74
014	3 to 3	1	2,464.57
095	6 to 7	2	60,810.15
096	4 to 4	1	550.00
097	91 to 110	20	42,482.99
105	12 to 13	2	151,938.76
113	3 to 3	1	420.00

President's Initials: _____

Date Signed: _____

114	9 to 9	1	998.28
116	7 to 8	2	188.71
120	18 to 22	5	143.66
121	8 to 10	3	577.67
137	5 to 6	2	123,245.59
150	224 to 248	25	92,209.15
160	49 to 50	2	2,794.89
190	55 to 61	7	3,851.28
226	7 to 7	1	2,000.00
240	3 to 3	1	4,061.15
291	2 to 2	1	750.00
302	40 to 42	3	45,686.24
305	7 to 10	4	98,054.69
401	17 to 20	4	15,242.77
690	6 to 7	2	54,563.21
691	6 to 7	2	30,023.86
	TOTAL ALL FUNDS	239	1,271,505.63

Following discussion, Mr. John Bell Crosby did offer and Mr. Paul Griffin did second a motion to (1) approve the claims docket as presented, (2) approve the payment unto Parkway East Public Improvement District the amount of \$338,958.78 as reflected in Parkway East Pay Estimate No. 5, a true and correct copy of which is attached hereto as Exhibit U, spread hereupon and incorporated herein by reference, and (3) release and approve the payment of all claims submitted by FM Transportation which were previously held during the December, 2007 term. 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 V, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	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 item, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 7th day of January, 2008.

In re: Acknowledgment of Invoice Nos. 226 Through 230, Parkway East Public Improvement District

Following discussion, Mr. John Bell Crosby did offer and Mr. Paul Griffin did second a motion to acknowledge receipt of Invoice Nos. 226 through 230 from Parkway East Public Improvement District relating to the construction of the Parkway East roadway and certain administrative expenses, true and correct copies of which are attached hereto as Exhibit W, spread hereupon and incorporated herein by reference. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said invoices were and are hereby acknowledged.

SO ORDERED this the 7th day of January, 2008.

President's Initials: _____

Date Signed: _____

In re: Establishment of Just Compensation for the Acquisition of Parcel No. 6 Associated with the Calhoun Station Parkway Project

WHEREAS, County Administrator Donnie Caughman appeared before the Board and presented the request and recommendation of the county's right of way agent, Mr. Woody Sample, with respect to the acquisition of Parcel No. 6 associated with the Calhoun Station Parkway, said parcel being owned by St. Joseph Catholic Church, and

WHEREAS, Ms. Sample has recommended that just compensation be established in the amount of \$155,000.00 which is the amount of the appraisal of said parcel,

Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to establish just compensation for the acquisition of parcel number 6 owned by St. Joseph Catholic School in the appraised amount of \$155,000.00 and authorize and direct the Chancery Clerk to issue a pay warrant in said amount unto the school. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and just compensation was and is hereby established.

SO ORDERED this the 7th day of January, 2008.

In re: Appointment of Barksdale Bonding Company as Insurance Agent of Record for Madison County

WHEREAS, County Administrator Donnie Caughman did appear before the Board and reported that he had reviewed the proposals recently submitted by Barksdale Bonding Company and the Bottrell Agency and was again of the opinion that the county ought to name Barksdale Bonding Company as its insurance agent of record, the prior agreement with Bottrell having been extended until January 31, 2008 by the prior Board of Supervisors, and

WHEREAS, the proposal submitted by Barksdale Bonding Company called for an annual premium in the amount of \$20,000.00 which is the amount of the premium of the Bottrell Agency

Following discussion, Mr. Paul Griffin did offer and Mr. Tim Johnson did second a motion (1) to appoint Barksdale Bonding Company as the county's official agent of record for purposes of all lines for a four year period commencing January 31, 2008. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Barksdale Bonding Company was and is so appointed and designated.

SO ORDERED this the 7th day of January, 2008.

President's Initials: _____

Date Signed: _____

In re: Authorize Board President to Execute Letter to Mississippi Department of Transportation

WHEREAS, Mr. Eric Hamer, Esq. appeared before the Board and presented a letter addressed to Commissioner Dick Hall, Mississippi Department of Transportation (MDOT) and requested the Board authorize the Board President to execute same, and

WHEREAS, Mr. Hamer did inform the Board the letter was to serve as a commitment from the Board of Supervisors that the county will not seek additional funding from MDOT for any additional projects until such time as the Gluckstadt Interchange is completed, provided the FONSI pertaining to Reunion Parkway Phase II is approved by MDOT,

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

WHEREAS, Mr. Hamer indicated that said letter contains the changes requested by Commissioner Hall,

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to authorize the Board President to execute said correspondence to Commissioner Hall. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Board President was and is so authorized and directed.

SO ORDERED this the 7th day of January, 2008.

In re: Acceptance of Donation of 0.24 Acres of Right of Way by Bear Creek Water Association Along Gluckstadt Road

WHEREAS, County Administrator Donnie Caughman appeared before the Board and presented that certain item of correspondence dated January 3, 2008 from Mr. George Sisk, President of Bear Creek Water Association, a true and correct copy of which is attached hereto as Collective Exhibit Y, spread hereupon and incorporated herein by reference, whereby Bear Creek indicated its agreement to donate 0.24 acres of right of way across its property,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to accept the donation of said right of way and agree to carry out the two (2) requests set forth in said Exhibit Y and to accept Bear Creek's donation of an additional 0.07 acres of temporary construction easement. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said right of way donation was and is hereby accepted and the requests of Bear Creek set forth in said Exhibit Y were and are hereby granted.

SO ORDERED this the 7th day of January, 2008.

President's Initials: _____

Date Signed: _____

In re: Request of Denbury Onshore, LLC for a Permit to Conduct a Geophysical Survey in Madison County

WHEREAS, Mr. Jonathan Mass of Denbury Onshore, LLC did appear before the Board and requested that the Board grant unto his firm a permit to allow its representatives to cross county right of way for surveying purposes in certain sections, townships and ranges, and

WHEREAS, Mr. Mass presented a written Permit form, a true and correct copy of which is attached hereto as Exhibit Z, spread hereupon and incorporated herein by reference and explained that the compensation to the county would be \$1,250.00, and

WHEREAS, Mr. Mass represented that his firm would be deploying its equipment on the surface only for the specific purpose of obtaining images of the underlying sub-surface,

Following discussion, Mr. Karl M. Banks did offer and Mr. D. I. Smith did second a motion to grant said Permit and authorize and direct the Board President to execute the same. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said Permit was and is hereby granted.

SO ORDERED this the 7th day of January, 2008.

In re: Request to Void 2007 Tax Sale of Homestead Chargeback on Parcel Nos. 072D-20C-055/00.00

WHEREAS, Chancery Clerk Arthur Johnston appeared before the Board and requested the Board declare the 2007 tax sale of parcel no. **072D-20C-055/00.00** void, reporting that said sales represented homestead exemption chargebacks wherein, in accordance with the Attorney General's Opinion to Ken Harmon, Esq. dated September 29, 2006, subsequent purchasers for value without notice of the chargeback purchased the property prior to the recording of said notice, and

WHEREAS, Mr. Johnston did further advise that, pursuant to said Opinion and Miss. Code Ann. § 27-33-37(1) no lien may attach against such subsequent purchasers, although the sale and the lien remains valid as a personal liability of the original assessed owner, and

WHEREAS, for the reasons set forth in that certain memorandum dated January 3, 3008 from Chancery Clerk Arthur Johnston, a true and correct copy of which is attached hereto as Collective Exhibit AA, spread hereupon and incorporated herein by reference, said chargeback does not attach to the realty presently owned by John P. Murray, III, Mr. Murray being a subsequent purchaser for value without notice,

Following discussion, Mr. John Bell Crosby did offer and Mr. Karl M. Banks did second a motion to declare the 2007 tax sale of parcel no. **072D-20C-055/00.00** representing a homestead chargeback void and to direct the Tax Collector to issue a refund to the tax purchaser and in accordance with and to the extent allowed by law. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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the matter carried unanimously and said the 2006 tax sales of said homestead exemption chargeback on the above referenced parcel was and is hereby declared void and the Tax Collector was and is so instructed.

SO ORDERED this the 7th day of January, 2008.

In re: Authorization of County Engineer to Review and Make Recommendations to the Board Regarding (1) the Ashton Park Barrier with Galleria Parkway; (2) Paving of Tisdale Road; and (3) the Re-surfacing and Improving of Yandell Road

WHEREAS, Supervisor John Bell Crosby announced to the Board his concern with regard to Ashton Park Subdivision and the need for a barrier, berm or other buffer zone device between the lots in Ashton Park Subdivision which adjoin the Parkway East South Public Improvement District lands, and the eastern right of way of Galleria Parkway, and

WHEREAS, Mr. Crosby did draw the Board's attention to the long-standing need for the paving of Tisdale Road and the resurfacing and improvements needed to Yandell Road, and

Following discussion, Mr. John Bell Crosby did offer and Mr. Tim Johnson did second a motion to authorize and direct County Engineer Rudy Warnock to review and study each of these issues forthwith and present recommendations as to a means of addressing each as soon as possible and to direct that the Road Department commence work on the paving of Tisdale Road as soon as weather permits during the month of April, 2008. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the County Engineer and Road Department were and are so instructed.

SO ORDERED this the 7th day of January, 2008.

In re: Application of Vanessa Phipps Henderson and CP Farms LLC Seeking a Special Exception to Operate a Class I Rubbish Site on Approximately 61 Acres on North County Line Road at Greens Crossing

WHEREAS, on October 15, 2007, the Board held and conducted a public hearing on the request and application of Vanessa Phipps Henderson and CP Farms LLC seeking a Special Exception to operate a Class 1 rubbish facility on 61 acres of property owned by her in section 19, township 7 north, range 1 east, Madison County, Mississippi, and

WHEREAS, said application constituted an appeal of the decision of the Madison County Planning and Zoning Commission of September 13, 2007 denying said request, and

WHEREAS, by a vote of 3-2, the Board of Supervisors upheld the decision of said Commission denying the same, and

WHEREAS, the Board now desires to reconsider that action,

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to reconsider the decision of the Madison County Board of Supervisors rendered on October 15, 2007, and set the matter down for another public hearing to be held on February 4, 2008 at 9:00

President's Initials: _____

Date Signed: _____

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am, for the purpose of considering whether to grant the special exception and allow the petitioner to operate the landfill as requested. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	No
Supervisor Karl M. Banks	No
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (3-2) of the Board and the matter was and is hereby reconsidered and hereby set down for another public hearing on February 4, 2008, at 9:00 am.

SO ORDERED this the 7th day of January, 2008.

In re: Master Plan of Lake Caroline Planned Unit Development (PUD)

WHEREAS, Supervisor Tim Johnson drew the Board's attention to the matter of the Master Plan for the Lake Caroline Planned Unit Development (PUD) and to the Board's split decision of April 23, 2007 which had the effect of disallowing A & F Properties, Inc. to undertake development of what was then the Lake Caroline Golf Course, and

WHEREAS, Mr. Johnson asserted his belief that the absence of an actual and original 1989 Master Plan called into question the existence of such, and called into question the validity of the 1998 amendment thereto, and

WHEREAS, in light of the confusion surrounding the matter, it was incumbent upon the Board of Supervisors to review the entirety of the development, entertain a public hearing on the issue, and finally and officially determine and properly adopt a Master Plan for the Lake Caroline PUD,

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion (1) to authorize and direct County Zoning Administrator Brad Sellers to contact the three major owners of undeveloped acreage within the PUD and request that they prepare and submit a development plan for their respective acreage; (2) that the Madison County Planning and Zoning Commission set the matter of the determination of a Master Plan for the Lake Caroline PUD for hearing at the earliest possible date and adopt an official Master Plan and submit the same to the Board of Supervisors for its consideration and final approval following a public hearing thereon. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	No
Supervisor Karl M. Banks	No
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (3-2) and the Zoning Administrator and the Madison County Planning and Zoning Commission were and are hereby so authorized and instructed.

SO ORDERED this the 7th day of January, 2008.

In re: Re-Consideration of Health Insurance Plan for County Employees and Their Dependents

WHEREAS, on November 19, 2007 the Board renewed the county's health insurance contract with Fox-Everett, Inc. which was set to expire as of November 30, 2007, and

President's Initials: _____

Date Signed: _____

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WHEREAS, County Administrator Donnie Caughman once again indicated that he had originally received proposals from both Fox-Everett, Inc. and Blue Cross/Blue Shield (through the Integrity Group) and that in his estimation, and despite the determination of the prior Board of Supervisors, the proposal submitted by the Integrity Group was superior to that of Fox Everett, and

WHEREAS, Mr. Caughman reported that the Board had authority to vacate the prior decision, rescind the coverage with Fox-Everett, Inc. and place such coverage with Blue Cross and Blue Sheild,

Following a lengthy period of questions and answers, and following much discussion among members of the Board, Mr. Tim Johnson did offer and Mr. John Bell Crosby did second a motion (1) to place the county's health, dental and vision insurance coverage with Blue Cross and Blue Shield of Mississippi through the Integrity Group, and (2) direct County Administrator Donnie Caughman to enter into negotiations with the Integrity Group and bring a plan document or contract to the Board for formal approval at a subsequent date. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	No
Supervisor Karl M. Banks	No
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (3-2) of the Board and Blue Cross & Blue Shield through the Integrity Group was and is hereby awarded the county's health, dental and vision insurance coverage for county employees effective March 1, 2008 and continuing through November 30, 2008, and Mr. Caughman was and is hereby so instructed.

SO ORDERED this the 7th day of January, 2008.

In re: Approval of Homeland Security Cooperative Grant for Fiscal Year 2007

WHEREAS, Emergency Management, E-911 and Homeland Security Director Butch Hammack appeared before the Board and presented the county's Homeland Security Cooperative Agreement for Fiscal Year 2007, a true and correct copy of which is attached hereto as Exhibit BB, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Hammack requested that the Board approve the same and authorize the Board President to execute the same as required by law,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve said Agreement and appoint Mr. Hammack as grant administrator. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said Agreement was and is hereby approved and Mr. Hammack was and is so appointed.

SO ORDERED this the 7th day of January, 2008.

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 John Bell Crosby and seconded by Supervisor Karl M. Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Tuesday, January 15, 2008 at 9:00 a. m. for the purpose of consideration of a Claims Docket and any other business which may properly come before the Board.

Tim Johnson, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____