

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

REGULAR MEETING OF MARCH 10, 2008  
Being the first day of the March 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 March 10, 2008, in the Board Room on the first floor of the new addition to the Chancery and Administrative Building in Canton, Mississippi, as follows, to-wit:

The President of the Board, Mr. Tim Johnson, presided and 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  
Sheriff Toby Trowbridge

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  
E911 Director Butch Hammack  
Assistant County Comptroller and Deputy Chancery Clerk Quandice Green  
County Fire Coordinator Mack Pigg  
County Purchase Clerk Hardy Crunk  
Chief Deputy Tax Assessor Kent Hawkins  
MCEDA Executive Director Tim Coursey

Special guests:

Hon. William E. Chapman, III, Circuit Judge  
Hon. Scott Greaves, Mayor of Flora  
Hon. Kakey Chaney, Election Commission Chairman  
Hon. Azzie Jackson, Election Commissioner  
Hon. Leroy Lacey, Election Commissioner  
Hon. Pat Truesdale, Election Commissioner

The Board President welcomed the members and audience to the new Board meeting room and announced that the members of the Board present constituted a quorum and declared the meeting duly convened. County Administrator Donnie Caughman opened the meeting with a prayer and MCEDA Executive Director Tim Coursey led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

***In re: Approval of Minutes From February, 2008 Term***

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the February 2008 term, said meetings

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

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

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having been conducted on February 4, 5, 19 and 25, 2008,

Following discussion, Mr. Paul Griffin did offer and Mr. D. I. Smith 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

the matter carried by the unanimous vote of the Board and the minutes for the February 2008 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Approval of Additional Assistant Public Defender for Circuit Court and a Related Budget Request***

WHEREAS, Circuit Judges Samac Richardson and William E. Chapman, III have indicated a desire to hire another Assistant Public Defender for Madison County Circuit Court in light of the addition of the new prosecutor recently hired by District Attorney Michael Guest, and

WHEREAS, the judges have selected Boty McDonald, Esq., a lawyer in Ridgeland who is presently serving as Madison County's Justice Court Assistant Public Defender, and

WHEREAS, Judge Chapman appeared before the Board and requested the creation of the additional position and an appropriate budget amendment, citing the increased work load and his own service on the Mississippi Public Defender Task Force, and

WHEREAS, Judge Chapman indicated that Mr. McDonald's pay and benefits will increase to the same as that of the current Assistant Circuit Court Public Defenders, and

WHEREAS, Judge Chapman pointed out that this action, if approved, would require the Board to hire a new Justice Court Assistant Public Defender, and

WHEREAS, the judges have also requested that Chief Public Defender Ben Conner receive a raise of \$300.00 per month,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion (1) to establish a fifth Assistant Public Defender position, (2) hire Boty McDonald, Esq. to fill said position at a salary of \$3,200.00 with a \$500.00 per month office expense, (3) raise the salary of Chief Public Defender Bentley Conner by \$300.00 per month, (4) increase the budget of Fund 001-161-405 by \$28,000.00 representing the cost of additional salary and benefits for the new position, and (5) increase the budget of Fund 001-161-468 by \$3,500.00 representing additional salary for the Chief Public Defender. 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 an additional Assistant Public Defender for Circuit Court was and is hereby established, Mr. McDonald was and is hereby hired at the above-stated salary, the salary of the Chief Public Defender was and is hereby increased, and the above and foregoing

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budget amendments were and are hereby approved and adopted.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Resolution Supporting the Action of Circuit Clerk  
Lee Westbrook Temporarily Suspending the Remote Access  
Ability of Election Commissioner Sue Sautermeister***

**RESOLUTION**

WHEREAS, Hon. Kakey Chaney, Election Commission Chairman appeared before the Board and reported on the recent deletion of numerous voters from the county voter rolls, and

WHEREAS, Ms. Chaney explained that Circuit Clerk Lee Westbrook, at the recommendation of Secretary of State Delbert Hosemann, has temporarily suspended remote access capability of Election Commissioner Sue Sautermeister to the statewide voter registration system (SIMS), and

WHEREAS, the Board wholly concurs in such action and desires to support said action, pending further investigation of Ms. Sautermeister's action,

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

1. The Board of Supervisors of Madison County does hereby, on behalf of the citizens of Madison County, concur in, support, and ratify the action of Circuit Clerk Lee Westbrook in suspending the remote access capability of Election Commissioner Sue Sautermeister to the statewide voter registration system (SIMS) pending further investigation of Ms. Sautermeister's recent actions in deleting numerous voters from the county voter rolls.
2. This Resolution be spread upon the Minutes of this Board, and that the Chancery Clerk provide a copy thereof to the Secretary of State and Circuit Clerk Lee Westbrook.

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to adopt the above and foregoing Resolution. 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 Resolution was and is hereby adopted.

SO ORDERED this the 10<sup>th</sup> day of March, 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 (2) through (20) 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:

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

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

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**2. Approval of Petition to Decrease Real Property Assessments - 2007 Tax Year**

The *en masse* petition for the reduction of assessment of real property taxes in the amount of \$320,904.00, which petition, together with its spreadsheet attachment is attached hereto as Exhibit A, spread hereupon, and incorporated herein by reference, was and is hereby approved.

**3. Approval of Petition to Increase Real Property Assessments - 2007 Tax Year**

At the request of Tax Assessor Gerald Barber, the Board hereby sets March 24, 2008 at 9:00 am in the Board Room of the new addition to the Chancery and Administrative Building as the date for a public hearing on the matter of increasing real and personal property assessments on property owned by those certain individuals as set forth in that certain Petition to Increase Assessment which is attached hereto as Exhibit B, spread hereupon, and incorporated herein by reference. The Board further directs the Chancery Clerk to prepare and propound the appropriate and necessary notices thereof as required by statute.

**4. Approval of Petitions to Amend Homestead Applications - 2007 Tax Year**

The corrections and/or amendments of homestead exemptions on property in Madison County, Mississippi listed on those certain materials submitted by Homestead Director Emily Anderson via memorandum dated February 27, 2008, true and correct copies of all of which may be found in the Miscellaneous Appendix to these Minutes. The Chancery Clerk was and is directed to forward the same to the State Tax Commission in accordance with statute.

**5. Authorization for Placement of Culverts**

At the request of County Road Manager Lawrence Morris the Board does hereby approved the following work orders pertaining to the installation of culverts along public rights of way and not on private property at the following locations:

<b>Date</b>	<b>Work Order</b>	<b>Address</b>
2/19/2008	6969	129 Lakeshire Pkwy.
2/21/2008	7005	118 Bill Presley Rd.
2/25/2008	7025	1411-A Yandell Rd.
2/26/2008	7055	1444 Yandell Rd.

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.

**6. Acknowledgment of February 2008 Monthly Report - Road Department**

The February 2008 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.

**7. Acknowledgment of February 2008 Closed Call Analysis - Road Department**

The February 2008 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.

**8. Acknowledgment of March 2008 Service Call Schedule - Road Department**

The March 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.

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

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

**9. Authorize Transfer of Funds - City of Canton/Pavement Striping Program**

As requested in that certain correspondence dated February 19, 2008 from the City of Canton, the Board does hereby approve the transfer of funds in the amount of \$80,000.00 for the pavement striping of city streets in Canton per the County Road Plan adopted by the Board on February 4, 2008. The Chancery Clerk was and is hereby directed to issuance the necessary warrants.

**10. Acceptance of Bid for Pickup Truck**

Upon the recommendation of County Purchase Clerk Hardy Crunk as set forth in that certain memorandum dated February 26, 2008, the sole bid from Watson Madison Ford, in the amount of \$27,219.95 for the purchase of a new, 2008 Crew Cab Pickup Truck with four-wheel drive for use by District 2 Supervisor Tim Johnson was and is hereby accepted and awarded unto said firm, and the Chancery Clerk was and is hereby authorized to issue a pay warrant for the same. Mr. Crunk’s memorandum, together with the winning bid and the proof of publication for the same, are attached hereto as Exhibit C, spread hereupon and incorporated herein by reference.

**11. Approval of Amendments to 16<sup>th</sup> Section Leases**

WHEREAS, the Madison County School Board has approved the following Amendments to certain 16th Section leases which have been previously approved by the Board and are on public record and forwarded said Amendments to the Board for review and approval, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes:

Lessees: Magnolia Laundry Services, LLC  
Description: Lots 11 and 12, Block 19, Jones Addition, Town of Flora  
Lease Term: Annual Rental Payment of \$282.50 ending January 19, 2038  
Note: This amendment incorporates the new annual lease fee based on appraisal.

Lessees: John Arthur Eaves, Sr.  
Description: Lot 3, Block 18, Jones Addition, Town of Flora  
Lease Term: Annual Rental Payment of \$125.00 ending March 31, 2038  
Note: This amendment incorporates the new annual lease fee based on appraisal.

The Board of Supervisors does desire to and does in fact hereby approved the above listed amendments to leases.

**12. Authorization to Attend Mississippi Association of Supervisors Annual Convention June 16-20, 2008/Biloxi**

The payment of travel, lodging and food expenses of any Board member, the Chancery Clerk, the County Administrator, the Comptroller, and the Board Attorney to attend the Annual Convention of the Mississippi Association of Supervisors in Biloxi, Mississippi June 16 through 20, 2008 was and is hereby approved.

**13. Approval of Zoning Matter - Jerusalem Temple A.M.E. Zion Church Site Plan for Chapel**

The action of the Madison County Planning and Zoning Commission of February 14, 2008, granting the request of Jerusalem Temple A.M.E. Zion Church seeking approval of a site plan for a new chapel on Goodloe Road was and is hereby acknowledged and approved. The site plan thereof may be found in the Miscellaneous Appendix to these Minutes.

**14. Approval of Zoning Matter - Warren Excavation Company Site Plan for New Office/Warehouse Building**

The action of the Madison County Planning and Zoning Commission of February 14, 2008, granting the request of Warren Excavation Company seeking approval of a site plan for a new

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

office/warehouse building on Gluckstadt Road was and is hereby acknowledged and approved. The site plan thereof may be found in the Miscellaneous Appendix to these Minutes.

**15. Approval of Polling Lease Agreement - City of Madison**

That Certain Polling Lease Agreement between the City of Madison and Madison County, a true and correct copy of which is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference was and is hereby approved and the Board President was and is hereby authorized and directed to execute the same.

**16. Approval of Term Bid for Road Reconstruction - W. S. "Red" Hancock, Inc.**

As recommended by County Purchase Clerk Hardy Crunk in that certain memorandum dated March 4, 2008, the term bid for road construction for the period April 2008 through June 30, 2009 was and is hereby awarded to W. S. "Red" Hancock, Inc. A true and correct copy of Mr. Crunk's memorandum, together with the winning bid, the bid tabulation sheets, and the proof of publication for the same are attached hereto as Collective Exhibit E, spread hereupon and incorporated herein by reference. The remaining bid received may be found in the Miscellaneous Appendix to these Minutes.

**17. Authorization of Budget Amendment - Sheriff's Drug Seizure Fund**

Those certain amendments to the current year budget of the county as set forth in that certain document entitled "Budget Amendment: March 10, 2008" a true and correct copy of which is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference were and are hereby approved

**18. Authorization to Expend E911 Funds - Radios for Canton Fire Department**

At the request of Emergency Management and E-911 Director Butch Hammack, and as set forth in that certain correspondence of March 8, 2008, a true and correct copy of which is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference, the Board hereby approves the payment of \$7,750 to the City of Canton for the purchase of twenty-five (25) new Vertex VX-350 portable radios for use by the City of Canton Fire Department, contingent upon the approval of the Board of E-911 Commissioners.

**19. Approval of Utility Permits**

The following permits allowing use and occupancy for the construction or adjustment of a utility within certain roads or county rights of way were and are hereby approved, and which applications are attached as Collective Exhibit H, spread hereupon, and incorporated herein by reference:

- (1) Comcast - seeking to place underground CATV cable by means of trenching and boring in Ashbrooke Subdivision
- (2) ComCast - seeking to place underground CATV cable by means of trenching and boring along Gluckstadt Road

**20. Acknowledge Parkway East Public Improvement District Invoices**

Those certain Parkway East Public Improvement District Pay Request Invoice nos.235 - 239 were and are hereby acknowledged, and true and correct copies of each of which may be found in the Miscellaneous Appendix to these Minutes. In addition, that certain unnumbered invoice submitted to the Madison County Board of Supervisors for reimbursement to said District is approved as a claim on the Claims Docket considered herein below as claim # 70 from Fund 302.

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 (2) through (20) herein above. The vote on the matter being as follows:

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**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 each item was and is hereby approved, adopted and authorized.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Approval of Payment or Reimbursement of Travel and Related Expenses Associated with the MAS-MC Annual Membership Educational Conference in Laurel, Mississippi April 8-10, 2008***

Following discussion, the Board President requested that travel for any member of the Board that wished to attend the MAS-MC Annual Membership Educational Conference on April 8-10, 2008 in Laurel, MS be added to the consent agenda for approval. Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to approve travel expenses for any board member that wishes to attend the MAS-MC Annual Membership Educational Conference. 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 travel expenses were and are hereby approved.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Consideration of Resolution Supporting Creation of Business League***

**RESOLUTION**

WHEREAS, Mr. Tim Coursey, Executive Director of Madison County Economic Development Authority, appeared before the Board and requested the Board support on the creation of a new, not for profit 501(c) 6 organization to be known as the Madison County Business League, and

WHEREAS, Mr. Coursey did explain that the purpose of the new organization would be to bring together the business community and elected officials to establish a plan for future growth in the county, and

WHEREAS, Mr. Coursey reported that such a structure offered the county a unique opportunity to merge public and private sectors without the necessity of a reorganization of the current Madison County Economic Development Authority, and

WHEREAS, the proposed league would be a part of and associated with the Madison County Economic Development Authority, and

WHEREAS, the Madison County Board of Supervisors finds it necessary and in the best interest of Madison County to support the creation of such an organization to bring unity and a renewed spirit of cooperation between the public and private sectors of the county,

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

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

NOW THEREFORE BE IT RESOLVED by the Madison County Board of Supervisors that the Board support and encourage the creation a Madison County Business League by the Madison County Economic Development Authority for the purpose of uniting the county's public and private sectors and to encourage and properly plan for future growth and development in the 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 above and foregoing Resolution was and is hereby adopted.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Request for Paving Parking Lot -  
Madison County Schools***

WHEREAS, County Road Manager Lawrence Morris appeared before the Board and presented a letter from the Madison County School District requesting the county pave a rear parking lot at the First Student facility located at 1633 W. Peace Street, Canton, Mississippi,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve the request and authorize and direct the Road Department to provide the equipment and labor for the paving of the First Student driveway and parking lot, provided the school district furnish the materials necessary to perform said tasks. 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 Road Department was and is hereby so authorized.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Request for Spring Cleanup Assistance -  
Town of Flora***

WHEREAS, County Road Manager Lawrence Morris appeared before the Board and presented a letter from Mayor Scott Greaves, Town of Flora, requesting the assistance of Road Manager Lawrence Morris with a "amnesty" cleanup for two weekends over the summer in the Flora area,

Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to authorize the Road Manager and the Road Department to assist the Town of Flora with said cleanup. 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 unanimously and the Road Manager and Road Department were and are hereby so authorized.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Setting of Public Hearing to Consider Lowering the Fire Rating for the Farmhaven Fire District***

WHEREAS, County Fire Coordinator, Mack Pigg appeared before the Board and presented a petition from residents within the Farmhaven Fire District supporting the lowering of the fire insurance rates for this area, and

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

WHEREAS, Mr. Pigg requested permission to advertise in *The Madison County Herald*, for a public hearing to consider the creation of a fire grading district in conformity with Miss. Code Ann. § 19-5-217, said public hearing to be held on April 7, 2008,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to (1) authorize the County Fire Coordinator to undertake all necessary procedural steps to establish a fire grading district within the Farmhaven Fire District and (2) set, advertise for and conduct a public hearing for the establishment of the same, said hearing to be held on April 7, 2008 in the Board Room of the new addition to the Chancery and Administrative Building. 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 Fire Coordinator was and is hereby authorized to advertise and the public hearing was and is hereby set for April 7, 2008.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Construction of a Fire Station at Lake Caroline***

Following discussion, and at the request of County Fire Coordinator Mack Pigg, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to authorize and direct Mr. Pigg to obtain a second appraisal of the Lake Caroline site for the location of a fire station. 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 Fire Coordinator was and is hereby so authorized.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

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

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

**In re: Approval of Claims Docket for March 10, 2008**

WHEREAS, the Board reviewed the claims docket for March 10, 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	1968 to 2040, 2042 to 2109	141	453,846.13
012	106 to 126	21	16,689.50
013	16 to 18	3	50,684.60
095	11 to 11	1	411,840.44
097	161 to 175	15	10,839.52
105	19 to 20	2	168,563.10
115	18 to 21	4	301.11
116	14 to 16	3	249.19
120	31 to 33	3	158.76
121	17 to 19	3	2,111.51
150	339 to 359	21	100,141.63
160	78 to 85	8	8,013.24
190	85 to 88	4	1,002.10
302	66 to 70	5	77,465.14
305	14 to 19	6	452,355.63
401	29 to 30	2	31,159.11
690	11 to 11	1	370,859.92
691	11 to 11	1	205,018.97
TOTAL ALL FUNDS		244	2,361,299.60

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to approve the aforesaid claims docket as presented, less and except the following held claim, to wit:

**HELD CLAIM**

FUND	CLAIM NO.	PAYEE	AMOUNT
001	2041	Susan S. Sautermeister	\$1,848.88

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 J, 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, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

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

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**In re: Authorization for the Chancery Clerk to Invest Recently Received  
General Obligation Road and Bridge Bond Funds**

WHEREAS, Chancery Clerk Arthur Johnston appeared before the Board and reported that the county was in receipt of in excess of \$30 million in bond funds, much of which would not be needed in the short term, and

WHEREAS, Mr. Johnston and County Comptroller Mark Houston indicated that said funds should and ought to be invested with local lending institutions previously designated as county depositories until they are needed to pay road construction costs, and

WHEREAS, Mr. Johnston requested that as County Treasurer he be given the discretion to invest said funds in certificates of deposits in county depositories as he sees fit on such terms and over such periods as he may deem appropriate and in the best interest of the county,

Following discussion, Mr. D. I. Smith did offer and Mr. Paul Griffin did second a motion to authorize and direct the Chancery Clerk to invest county funds, including recently received bond proceeds, in certificates of deposit with local banking institutions previously designated by the Board as county depositories and to redeem or renew such investments as he deems appropriate for the term of the 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 the Chancery Clerk was and is so authorized.

SO ORDERED this the 10th day of March, 2008.

**In re: Approve Appointments to Metropolitan  
Planning Organization**

WHEREAS, County Administrator Donnie Caughman appeared before the Board and presented correspondence received from Central Mississippi Planning and Development District (CMPDD) stating that Madison County has too many elected officials on the MPO Board of Directors, and

WHEREAS, Mr. Caughman did inform the Board that Supervisors John Bell Crosby and D. I. Smith were currently representing the county on said Board and only one member was permitted to serve thereon, and

WHEREAS, Board President Tim Johnson announced his resignation from the Madison County Wastewater Authority Board,

Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to (1) accept the resignation of Tim Johnson from the Madison County Wastewater Authority Board, (2) remove Supervisor D. I. Smith from the MPO Board, and (3) appoint Supervisor D. I. Smith 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

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

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the matter carried unanimously and said appointments were and are hereby approved.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Consideration of Grass Maintenance Contract - Rotolo Consultants, Inc.***

WHEREAS, County Administrator Donnie Caughman presented a grass maintenance contract from Rotolo Consultants, Inc. for the grass cutting services on certain county owned or controlled grounds and properties, and

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

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to approve said contract 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 contract was and is hereby approved and the Board President was and is hereby authorized to execute the same.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Consideration of Law Enforcement Liability Insurance for the Sheriff's Department***

WHEREAS, Mr. Woods Cavett of Barksdale Bonding and Bonding, Inc. appeared before the Board and reported that the county's law enforcement liability coverage for the Sheriff's Department was up for renewal, and

WHEREAS, Mr. Cavett proposed that the Board bind coverage through Columbia Casualty Company with liability limits of \$1 million per each wrongful act and \$2 million aggregate at a total annual premium of up to \$116,764.17

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to place law enforcement liability coverage for the Madison County Sheriff's Department with Columbia Casualty Company through Barksdale Bonding Company, Inc., agent with policy limits of \$1 million per each wrongful act and \$2 million aggregate and to authorize and approve the payment of a policy premium in an amount of up to \$116,764.17 upon receipt of an invoice for 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 coverage was and is hereby placed and the Chancery Clerk was and is hereby authorized to pay warrant accordingly.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

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

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

**In re: Acknowledgment of Receipt of Funds for Feeding and Housing Prisoners; Authorize Board President to Execute Invoice and Approve Deletion of Inventory Item**

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

<u>Entity</u>	<u>Amount</u>
Town of Canton	\$ 3,956.00
Evercom	\$ 17,259.57

WHEREAS, the Sheriff then requested that the Board approve and authorize the Board President to execute an affidavit verifying the destruction of a Kenwood low band radio, bearing county inventory number 1005, and directing the Inventory Control Clerk to delete the same from the Sheriff's Department inventory, and

WHEREAS, a true and correct copy of the aforesaid affidavit is attached hereto as Exhibit L, spread hereupon and incorporated herein by reference, and

WHEREAS, the Sheriff also requested that the Board approve and direct the Board President to execute and submit two (2) invoices in the amount of \$29,540.42 for the month of November and \$27,152.70 for the month of December to the Mississippi Department of Corrections for housing state prisoners,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to (1) acknowledge receipt of said checks, (2) approve the aforesaid deletion of inventory at the Sheriff's Department, and (3) approve the submission of said invoices in the amounts mentioned above to the Mississippi Department of Corrections (MDOC) for the feeding and housing of state prisoners. 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 checks were and are hereby acknowledged, the deletion of inventory was and is hereby approved, the Board President was and is authorized to execute all documents necessary for submission, and the invoices to MDOC were and are approved.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

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

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

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Paul Griffin did offer and Mr. D. I. Smith did second a motion to make a closed determination upon the issue of whether or not to declare an Executive Session for the purpose of discussing the acquisition of certain real property, with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Chancery Clerk Arthur Johnston, Board Secretary and Deputy Chancery Clerk Cynthia Parker, Board Attorney Eric Hamer, County Administrator Donnie Caughman, County

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Comptroller and Deputy Chancery Clerk Mark Houston, Right of Way Agent Woody Sample, and Sheriff Toby Trowbridge. 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 took up the matter of entering into Executive Session.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

***In re: Entering into Executive Session***

WHEREAS, a discussion of the nature of the matters requiring Executive Session was had and Right of Way Agent Woody Sample informed the Board that he had information concerning the acquisition of certain real property, and

Following discussion, Mr. Karl M. Bank did offer and Mr. Paul Griffin did second a motion to enter into Executive Session to discuss acquisition of real property. 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 President Johnson declared the Board of Supervisors to be in Executive Session for the consideration of such matters and the Chancery Clerk announced to the public the purpose for the Executive Session.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

Following discussion, and at the recommendation of County Right of Way Agent Woody Sample, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to(1) establish just compensation up to a sum certain for the Andy property<sup>1</sup> along Gluckstadt Road and (2) authorize and direct the Board Attorney to negotiate an amount up to a sum certain for the acquisition of all necessary right of way along Gluckstadt Road owned by the Andy family. 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. Hamer was and is so authorized and directed and just compensation so established and the Chancery Clerk was and is hereby authorized to issue a pay warrant in an amount of up to the sum certain in the event of acceptance by the owners of the Andy property.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

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<sup>1</sup>No legal description was provided to the Chancery Clerk for inclusion in these Minutes.

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

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Thereafter, and following additional discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to authorize Burns, Cooley and Dennis to assess depth and amounts of gravel in a certain tract of land in Yazoo County for mining purposes. 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 Burns, Cooley and Dennis was and is so authorized.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

Thereafter, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to adjourn the Executive Session and direct the Chancery Clerk to announce to the public the action taken therein. 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 Executive Session declared adjourned, and the Chancery Clerk did announce to the public the action taken therein.

SO ORDERED this the 10<sup>th</sup> day of March, 2008.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Paul Griffin 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 Monday, March 24, 2008 for purposes of (1) conducting a public hearing regarding increases of assessment and (2) 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:** \_\_\_\_\_

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