

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

REGULAR MEETING OF MAY 21, 2007
Recessed from regular meeting conducted on May 7, 2007

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on May 21, 2007, in the Law Library of the Madison County Circuit Courthouse in Canton, Mississippi, as follows, to-wit:

The President of the Board, Mr. Andy Taggart, presided and called the meeting to order. The following members were present that day:

Present:

Supervisor Douglas L. Jones
Supervisor Tim Johnson
Supervisor Andy Taggart
Supervisor Karl M. Banks
Supervisor Paul Griffin
Sheriff Toby Trowbridge
Chancery Clerk Arthur Johnston

Absent:

None

Also in attendance:

County Administrator Donnie Caughman
County Comptroller and Deputy Chancery Clerk Mark Houston
Assistant Comptroller and Deputy Chancery Clerk Quandice Green
County Purchase Clerk Hardy Crunk
Deputy Chancery Clerk Stacey Toten
Board Attorney Edmund L. Brunini, Jr.
County Zoning Administrator Brad Sellers
County Road Manager Lawrence Morris
Emergency Management, E-911 and Homeland Security Director Butch Hammack
County Fire Coordinator Mack Pigg
Buildings and Grounds Supervisor Barry Parker
County Engineer Rudy Warnock

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. County Veterans Service Officer Dr. Tom Logue opened the meeting with a prayer and Mr. Robert Martin led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

In re: Approval of Consent Agenda Items

WHEREAS, President Taggart did announce that he and County Administrator Donnie Caughman had conferred in advance of the meeting and did recommend that Items (1) through (8) on the Agenda appeared to be routine, non-controversial matters on which all Supervisors were likely to agree, and could be taken up as Consent Items, and

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

WHEREAS, County Administrator Donnie Caughman requested that Item (2) be removed from the Consent Agenda and withheld from further consideration, and

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

1. Acknowledgment of New Employee - Tax Collector's Office

The hiring of Gail Warren as an employee in the office of Madison County Tax Collector Kay Pace at an annual salary of \$21,500.000 was and is hereby acknowledged.

3. Acknowledgment of Monthly Credit Card Report

That certain credit card report submitted by County Purchase Clerk Hardy Crunk, a true and correct copy of which is attached hereto as Exhibit A, spread hereupon and incorporated herein by reference was and is hereby acknowledged.

4. Acknowledgment of Memorial Day Holiday - May 28, 2007

Memorial Day, May 28, 2007, was and is hereby declared to be a county holiday, with all county offices and courthouses authorized to be closed.

5. Approval of Audit Contract Extension - Windham and Lacey PLLC

An extension until August 31, 2007 was and is hereby granted unto Windham and Lacey PLLC to complete a draft of the county's audit report for the year ended September 30, 2006.

6. Authorization to Advertise for Cellular Telephone Service

As requested by County Purchase Clerk Hardy Crunk in that certain Memorandum dated May 16, 2007 the Board hereby authorizes the advertisement for requests for proposals for (1) cellular service and equipment for general Madison County use, exclusive of the Madison County Sheriff's Department; and (2) Cellular service and equipment for use by the Madison County Sheriff's Department, with the board-approved restrictive specification that said cellular service and equipment must be compatible with the existing cellular signal receiving equipment installed at said Sheriff's Department.

7. Approve Payment of Claim - Parkway East & Reunion Parkway Intersection Design

The payment of \$32,400.00 unto the Parkway East Public Improvement District pursuant to paragraph 3 of the county's MOU with said District, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, was and is hereby approved.

8. Approval of Utility Permits

The following permits allowing use and occupancy for the construction or adjustment of a utility within certain roads or highway rights of way were and are hereby approved, and a copy thereof may be found in the Miscellaneous Appendix to these Minutes: (1) Bear Creek Water Association – seeking to bore 56 linear feet of 12 inch steel casing to house an 8 inch sewer force main under Yandell Road, 50 feet west of the intersection of Yandell Road and Smith-Carr Road.

Thereafter, Mr. Douglas L. Jones did offer and Mr. Tim Johnson did second a motion to approve, adopt, and authorize each of the above and foregoing matters, the same being numbered Items (1) and (3) through (8) herein above. The vote on the matter being as follows:

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

President's Initials: _____

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

SO ORDERED this the 21st day of May, 2007.

In re: Acknowledgment of Receipt of "Memos to Record"
From James Dennis and Lawrence Morris, Road Manager
and From Lawrence Morris, Road Manager

Following certain accusations made by Supervisor Tim Johnson, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to acknowledge receipt of two certain undated documents entitled "Memo to Record," the first signed by County Road Manager Lawrence Morris and the second signed by James Dennis and County Road Manager Lawrence Morris, true and correct copies of which are attached hereto as Exhibits B and C, respectively, spread hereupon and incorporated herein by reference. The vote on the matter being as follows:

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

the matter carried unanimously and said documents were and are hereby acknowledged and spread hereupon.

SO ORDERED this the 21st day of May, 2007.

In re: Consideration of Tax Increment Financing Plan
Harbour Pointe Project

THERE CAME on for consideration by the Board of Supervisors (the "Governing Body") of Madison County (the "County"), the matter of the Tax Increment Financing Plan, Harbour Pointe Project, Madison County, Mississippi, June 2007, and a resolution regarding such tax increment financing plan. After a full consideration of the matter, Supervisor Tim Johnson offered and moved the adoption of the following resolution:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, DETERMINING THE NECESSITY FOR AND INVOKING THE AUTHORITY GRANTED TO COUNTIES BY THE LEGISLATURE WITH RESPECT TO TAX INCREMENT FINANCING AS SET FORTH IN CHAPTER 45 OF TITLE 21, MISSISSIPPI CODE OF 1972, AS AMENDED, DETERMINING THAT THE HARBOUR POINTE PROJECT, IS A PROJECT ELIGIBLE FOR TAX INCREMENT FINANCING UNDER THE LAWS OF THE STATE, THAT A PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN, AND FOR RELATED PURPOSES.

WHEREAS, the Mississippi "Tax Increment Financing Act", Title 21, Chapter 45, Mississippi Code of 1972, as amended (the "Act"), authorizes municipalities and counties in the State of Mississippi to undertake and carry out redevelopment projects as defined therein with the use of tax increment financing as set forth in detail in the Act;

WHEREAS, the Governing Body of the County has heretofore approved the Tax Increment Financing Redevelopment Plan of 2004, Madison County, Mississippi (the "Redevelopment Plan"), and has conducted a public hearing on such Redevelopment Plan as

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required by law, which plan constitutes a qualified plan under the Act;

WHEREAS, this Governing Body has been presented with a Tax Increment Financing Plan entitled Tax Increment Financing Plan, Harbour Pointe Project, Madison County, Mississippi, June 2007, hereinafter referred to as the TIF Plan, the purpose of which is to provide a financing mechanism to construct various infrastructure improvements described in the TIF Plan;

WHEREAS, this Governing Body has heretofore identified various parts of the County in need of development and redevelopment and does hereby find that the Harbour Pointe Project (the "Project"), is of major economic significance to and within the County and qualifies as a project eligible for tax increment financing as set forth in the Redevelopment Plan, and participation on the part of the County is necessary and would be in the public interest and in the best interests of the public health, safety, morals, and welfare of the County; and

WHEREAS, the County proposes to issue tax increment financing revenue bonds or notes, jointly with the City of Ridgeland (the "City"), in one or more series, in an amount not to exceed Three Million Dollars (\$3,000,000), which will be secured solely by a pledge of the increased ad valorem taxes on real and personal property and sales tax rebates generated by construction and development of the Project, which funds will be used to pay the cost of constructing various infrastructure improvements including, but not limited to, installation and/or relocation of utilities such as water, sanitary sewer, natural gas lines, electricity, construction of drainage improvements, construction of roadways with curb and gutter, asphalt overlay, installation of traffic signalization and signage, site improvements, landscaping of rights-of way, irrigation, acquisition of rights of way, related engineering fees, attorney's fees, TIF Plan preparation fees, capitalized interest, and other related soft costs; provided, however, no County funds shall be used for site improvements; and

WHEREAS, the County may exercise its authority as authorized by section 21-45-3 of the Act.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the County, as follows:

SECTION ONE: That the Governing Body of the County does hereby declare its intention to issue tax increment financing revenue bonds or notes, jointly with the City, in one or more series, in an amount not to exceed Three Million Dollars (\$3,000,000) (the "TIF Bonds") for the purpose of providing funds necessary to pay for the construction of various infrastructure improvements in connection with the construction of the Project, including, but not limited to, installation and/or relocation of utilities such as water, sanitary sewer, natural gas lines, electricity, construction of drainage improvements, construction of roadways with curb and gutter, asphalt overlay, installation of traffic signalization and signage, site improvements, landscaping of rights-of way, irrigation, acquisition of rights of way, related engineering fees, attorney's fees, TIF Plan preparation fees, capitalized interest, and other related soft costs; provided, however, that no County funds shall be used for site improvements.

SECTION TWO: When and if issued, the TIF Bonds shall be secured solely by a pledge of the incremental increase in ad valorem tax revenues on real and personal property generated by construction and development in the TIF District, and shall not be secured by the full faith, credit, and taxing power of the County or create any other pecuniary liability on the part of the County other than the pledge of the incremental increase in ad valorem taxes heretofore set forth.

SECTION THREE: That a public hearing shall be held with respect to the TIF Plan in the regular meeting place of this Governing Body at 9:00 A.M., on the 4th day of June 2007.

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SECTION FOUR: That the Clerk is hereby directed to publish the attached notice in *The Madison County Herald* one (1) time not less than ten (10) days nor more than twenty (20) days prior to the date set forth in section four hereof.

Supervisor Paul Griffin seconded the motion to adopt the foregoing, and the roll call vote was as follows:

Supervisor Timothy L. Johnson	voted: AYE
Supervisor Douglas Jones	voted: AYE
Supervisor Andy Taggart	voted: AYE
Supervisor Karl M. Banks	voted: AYE
Supervisor Paul Griffin	voted: AYE

The motion having received the affirmative vote of a majority of all of the members of the Governing Body present, the President declared the motion carried and the Resolution adopted on this the 21st day of May 2007.

SO ORDERED this the 21st day of May, 2007.

In re: Consideration of Amending the Madison County Solid Waste Management Plan on Behalf of Vanessa Henderson/CP Farms LLC

WHEREAS, Mr. Ken Ruckstul did appear before the Board on behalf of Vanessa Henderson and CP Farms LLC and requested that the Board consider the matter of setting a public hearing on the matter of an amendment to the county's Solid Waste Management Plan so as to allow Ms. Henderson to operate a Class 1 rubbish facility on certain property owned by her, and

WHEREAS, Mr. Ruckstul referred the Board to that certain item of correspondence dated May 2, 2007 from Eric T. Hamer, Esq., of the firm Danks Miller Hamer & Cory to County Zoning Administrator Brad Sellers, together with a copy of the Ms. Henderson's application seeking such relief, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes and reported that Mr. Hamer has withdrawn from representation of Ms. Henderson for purposes of this meeting,

Following discussion during which Board Attorney Edmund L. Brunini, Jr. stated that his firm has represented BFI for years and made no recommendations or opinions on this matter whatsoever and recused himself entirely from the discussion and debate hereof, Mr. Andy Taggart did offer and Mr. Tim Johnson did second a motion to authorize and direct County Zoning Administrator Brad Sellers to set and advertise a public hearing and take all other necessary steps for the Board to lawfully consider said request for amendment. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Sellers was and is so authorized and directed.

SO ORDERED this the 21st day of May, 2007.

President's Initials: _____

Date Signed: _____

**In re: Request to Withhold Issuance of Building Permits
in Wind Dance Subdivision**

WHEREAS, County Zoning Administrator Brad Sellers did appear before the Board and presented certain correspondence and a Petition from the Annandale Property Owners Associations requesting that the board withhold the issuance of any further building permits in the adjoining Wind Dance Subdivision due to the developer's failure to resolve certain outstanding issues regarding drainage and flooding and compliance with a prior agreement regarding buffers and fencing, and

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

WHEREAS, Ms. Melissa Dempsey and Mrs. Lynn Nelson did appear before the Board and discussed specific concerns and problems,

Following discussion, Mr. Tim Johnson did offer and Mr. Andy Taggart did second a motion to take said request under advisement and direct County Zoning Administrator Brad Sellers to review the matter, request the appearance of the developer of Wind Dance, Mr. John Stinson, and present the Board with the minutes of the Planning and Zoning Commission as well as any minutes of this Board pertaining to the matter and appear before the Board on May 29, 2007. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Sellers was and is so directed.

SO ORDERED this the 21st day of May, 2007.

In re: Establishment of Just Compensation - Yandell Road Project

WHEREAS, Mr. Woody Sample of Sample & Associates Inc. did appear before the Board and presented that certain memorandum dated May 21, 2007, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, recommending that the Board establish just compensation for a parcel of land known as Tract 3 pertaining to the Yandell Road Project, said parcel owned by Herbert Marshall in the amount of \$17,292.00, said sum representing the appraised value thereof as established by the county's appraiser,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Andy Taggart did second a motion to establish just compensation for said parcel at \$17,292.00 and authorize and direct Board Attorney Edmund L. Brunini, Jr. to prepare the necessary conveyance document, and upon execution thereof, authorize and direct the Chancery Clerk to issue a pay warrant unto Herbert Marshall in said amount. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Not Present and Not Voting ¹

¹Prior to the call of the question, Mr. Griffin briefly excused himself from the meeting and returned immediately thereafter.

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the matter carried unanimously and just compensation was and is hereby established and Mr. Brunini and the Chancery Clerk were and are hereby so authorized.

SO ORDERED this the 21st day of May, 2007.

In re: Enrollment of Employees of the Madison County Nursing Home in the Public Employees Retirement System of Mississippi and the Allocation of Funds Therefor

WHEREAS, Mr. Robert Martin, Chairman of the Madison County Nursing Home Board, did appear before the Board and requested the Board allocate funds sufficient to enroll the employees of the Madison County Nursing Home in the Public Employees Retirement System of Mississippi (PERS), and

WHEREAS, Mr. Martin was joined in said request by fellow Board member Dr. Tom Logue and Executive Director Daniel Logan, and

WHEREAS, Mr. Martin indicated that the cost of such enrollment was approximately \$250,000 over the next two (2) years,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to (1) commit to providing retirement benefits through PERS to employees of the Madison County Nursing Home, (2) make monthly payments to PERS based upon the number of employees who enroll therein, and (3) allocate funding for such enrollments up to \$250,000 over the next year years beginning in the FY 2007 – 2008 budget year. The vote on the matter being as follows:

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

the matter carried by a majority vote (4-1) of the Board and said commitments were and are hereby made.

SO ORDERED this the 21st day of May, 2007.

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

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

<u>Date</u>	<u>Work Order</u>	<u>Address</u>	<u>REASON</u>
5/14/2007	4755	125-B Green Road	Protection of ROW
5/15/2007	4762	203 Trace Harbour Road	Protection of ROW
5/15/2007	4767	107 Ross Road	Protection of ROW
5/15/2007	4768	1064 Old Jackson Road	Protection of ROW
5/15/2007	4771	355 Permenter Road	Protection of ROW

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

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

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

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

the matter carried by a majority vote (4-1) of the Board and said culvert installation requests were and are hereby approved.

SO ORDERED this the 21st day of May, 2007.

In re: Request for Speed Bumps – South Deerfield Drive

WHEREAS, County Road Manager Lawrence Morris did appear before the Board and presented the Board with a petition requesting the installation of speed bumps on South Deerfield Drive in Deerfield Subdivision signed by 45 residents of the subdivision, and

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

Following discussion, Mr. Douglas L. Jones did offer and Mr. Tim Johnson did second a motion to authorize and direct the Road Department to erect such speed bumps of a type and style it deems appropriate at the locations requested in said petition. The vote on the matter being as follows:

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

the matter carried unanimously and the Road Department is so authorized and directed.

SO ORDERED this the 21st day of May, 2007.

In re: Four Year Road Plan Funding Changes

Following discussion, and at the request of County Road Manager Lawrence Morris, Mr. Douglas L. Jones did offer and Mr. Paul Griffin did second a motion to authorize and approve the use of \$95,000 in the Road Maintenance Fund (Fund 051) for prime seal or DBST work on various roads in the Four Year Road Plan. The vote on the matter being as follows:

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

the matter carried unanimously and said request was and is hereby approved and authorized.

President's Initials: _____

Date Signed: _____

SO ORDERED this the 21st day of May, 2007.

In re: Approval of Final Plat of Cedar Green of Sheffield – Part Two C (2C)

WHEREAS, County Engineer Rudy Warnock did appear before the Board and presented the final plat of Cedar Green of Sheffield – Part Two C (2C) subdivision and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and that an appropriate performance bond had been posted, and

WHEREAS, Mr. Warnock did also advise the Board that the roads listed on said plat are to be accepted as public roads in so far as they are depicted thereon, to-wit:

Notting Hill Place
Cedar Green Drive

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

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

the matter carried unanimously and the final plat of Cedar Green of Sheffield – Part Two C (2C) subdivision was and is hereby approved subject to the aforesaid provisos, said roads were and are hereby accepted as public, and the developer's bond accepted and ordered retained by the Clerk.

SO ORDERED this the 21st day of May, 2007.

In re: Revised Subdivision Regulation Storm Water Ordinance

At the request and recommendation of County Engineer Rudy Warnock, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to set a public hearing on the matter of the adoption of certain Revised Subdivision Regulations and Storm Water Ordinance for June 25, 2007 at 9:00 am in the regular meeting place of the Board. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Not Present and Not Voting ²

the matter carried unanimously and said public hearing was and is hereby set.

SO ORDERED this the 21st day of May, 2007.

²Prior to the call of the question, Mr. Griffin briefly excused himself from the meeting and returned immediately thereafter.

President's Initials: _____

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In re: Gluckstadt Road Widening and Reconstruction Project

(1) Consideration of Change Order No. 5

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented Change Order No. 5 pertaining to the Gluckstadt Road Widening and Reconstruction (5-Lane) submitted by Superior Asphalt, Inc. for the relocation of certain electric service poles to accommodate foliage designs,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to approve said Change Order No. 5, a true and correct copy of which is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference and authorize the payment of the sums set forth therein. The vote on the matter being as follows:

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

the matter carried unanimously and said Change Order No. 5 was and is hereby approved and the Chancery Clerk was and is authorized to issue a pay warrant accordingly.

SO ORDERED this the 21st day of May, 2007.

(2) Consideration of Revised Construction Plans

WHEREAS, County Engineer Rudy Warnock did appear before the Board and presented certain proposed changes to the construction plans for the Gluckstadt Road Widening and Reconstruction Project so as to include certain additional intersection work, a true and correct copy of which revised plans may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to approve said changes. The vote on the matter being as follows:

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

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

SO ORDERED this the 21st day of May, 2007.

In re: Approval of Final Plat of Charlton Subdivision Phase 1

WHEREAS, County Engineer Rudy Warnock did appear before the Board and presented the final plat of Charlton Subdivision, Phase 1 subdivision and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and that an appropriate performance bond had been posted, and

WHEREAS, Mr. Warnock did also advise the Board that the roads listed on said plat are to be accepted as public roads in so far as they are depicted thereon, to-wit:

President's Initials: _____

Date Signed: _____

Stratford Place
Windermere Blvd.
Chamberlin Court
Chantry Lane

Somerset Drive
Churchill Place
Cambridge Court
Devon Pointe

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

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

the matter carried unanimously and the final plat of Charlton Subdivision Phase 1 was and is hereby approved subject to the aforesaid provisos, said roads were and are hereby accepted as public, and the developer's bond accepted and ordered retained by the Clerk.

SO ORDERED this the 21st day of May, 2007.

In re: Approval of Utility Permit

Following discussion, Mr. Paul Griffin did offer and Mr. Tim Johnson did second a motion to approve the following permit allowing use and occupancy for the construction or adjustment of a utility within certain roads or highway rights of way, a copy of which may be found in the Miscellaneous Appendix to these Minutes:

(1) Entergy Mississippi, Inc. -- seeking to bore and install 2 inch pipe along and across Gunter Road to serve electric power

The vote on the matter being as follows:

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

the matter carried unanimously and said permit was and is hereby approved and authorized to be issued.

SO ORDERED this the 21st day of May, 2007.

In re: Approval of Claims Docket for May 21, 2007

WHEREAS, the Board reviewed the claims docket for May 21, 2007, as well as the claim of Superior Asphalt in the amount of \$323,287.61 pursuant to that certain Pay Request No. 5, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

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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	2485 to 2589	105	344,210.95
012	173 to 176	4	2,196.96
051	19 to 19	1	12,775.00
096	10 to 10	1	1,500.00
097	212 to 221	10	6,135.91
105	36 to 38	3	25,358.13
113	14 to 15	2	659.00
115	35 to 35	1	134.28
119	5 to 5	1	75.00
120	53 to 53	1	4.95
121	38 to 39	2	137.38
150	546 to 576	31	93,723.01
160	230 to 237	8	19,727.28
190	139 to 148	10	1,136.53
226	9 to 9	1	1,500.00
302	50 to 55	6	987,593.09
305	1 to 9	9	300,750.00
401	31 to 34	4	21,904.32
693	2 to 2	1	93.25
TOTAL ALL FUNDS		201	1,819,615.04

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to (1) correct the claims docket so as to reflect that Claim # 8 in Fund # 305 in the amount of \$32,400.00 be made payable to the Parkway East Public Improvement District as opposed to McMaster & Associates and (2) approve the claims docket together with the claim of Superior Asphalt as set forth above less and except the following held claims:

HELD CLAIM

<u>Fund</u>	<u>Claim No.</u>	<u>Payee</u>	<u>Amount</u>
150	559 (partial)	Warnock & Associates	\$ 2,060.30
302	53 (partial)	Warnock & Associates	\$23,442.91

Said motion directed that invoice numbers should be attached to each claim on the claims docket and further directed the Chancery Clerk to publish the Summary of Claims as required by law and to authorize the Board President to sign and approve the Claims Docket, a copy of which may be found in the Miscellaneous Appendix to these Minutes together with a separate Resolution approving payment of said claims, which Resolution is attached hereto as Exhibit E spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	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 claims, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

President's Initials: _____

Date Signed: _____

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SO ORDERED this the 21st day of May, 2007.

Thereafter, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to approve the two (2) held claims noted herein above and direct the Chancery Clerk to issue pay warrants accordingly. The vote on the matter being as follows:

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

the matter carried by a majority (3-2) vote of the Board and said claims were and are hereby approved, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 21st day of May, 2007.

In re: Request to Purchase Used Patrol Cars by the City of Canton and Holmes Community College

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to authorize and approve the sale of up to 12 used patrol cars to the City of Canton for use by the Canton Police Department at the price of \$1,500.00 per vehicle, subject to this Board's subsequent determination that each such vehicle is surplus and no longer needed for county purposes. The vote on the matter being as follows:

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

the matter carried unanimously and the sale of such patrol cars was and is hereby approved and authorized, subject to the proviso aforesaid.

SO ORDERED this the 21st day of May, 2007.

Thereafter, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to authorize and approve the sale of up to 8 used patrol cars to Holmes Community College at the price of \$1,500.00 per vehicle, subject to this Board's subsequent determination that each such vehicle is surplus and no longer needed for county purposes. The vote on the matter being as follows:

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

the matter carried unanimously and the sale of such patrol cars was and is hereby approved and authorized, subject to the proviso aforesaid.

SO ORDERED this the 21st day of May, 2007.

In re: Approval of 16th Section Leases

WHEREAS, the Madison County School Board has approved the following 16th Section

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 13 of 22 (05/21/07)

leases and forwarded them to the Board for review and approval, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes:

(1) Renegotiated Long Term Residential Lease Contract:

Lessees: Raina Anderson Minor
 Description: Lot 2, Sherbourne Subdivision Part
 Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
1	\$ 575.00 (pro-rated)
2 - 5	\$ 645.00
6 - 10	\$ 709.50
11 - 15	\$ 774.00
16 - 20	\$ 838.50
21 - 25	\$ 903.00
26 - 30	\$ 967.50
31 - 35	\$ 1,032.00
36 - 40	\$ 1,096.50

(2) Long Term Residential Lease Contracts:

Lessee: Opie Grenn Builder LLC
 Description: Lot 10, Bonne Terre Subdivision
 Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
1 - 5	\$ 256.66
6 - 10	\$ 282.32
11 - 15	\$ 307.98
16 - 20	\$ 333.64
21 - 25	\$ 359.30
26 - 30	\$ 384.96
31 - 35	\$ 410.62
36 - 40	\$ 436.28

Lessee: Opie Grenn Builder LLC
 Description: Lot 3, Bonne Terre Subdivision
 Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
1 - 5	\$ 256.66
6 - 10	\$ 282.32
11 - 15	\$ 307.98
16 - 20	\$ 333.64
21 - 25	\$ 359.30
26 - 30	\$ 384.96
31 - 35	\$ 410.62
36 - 40	\$ 436.28

Lessee: Opie Grenn Builder LLC
 Description: Lot 2, Bonne Terre Subdivision
 Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
1 - 5	\$ 256.66
6 - 10	\$ 282.32

President's Initials: _____

Date Signed: _____

11 - 15	\$ 307.98
16 - 20	\$ 333.64
21 - 25	\$ 359.30
26 - 30	\$ 384.96
31 - 35	\$ 410.62
36 - 40	\$ 436.28

Lessee: Chudy Construction, LLC
Description: Lot 4, Bonne Terre Subdivision
Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
1 - 5	\$ 256.66
6 - 10	\$ 282.32
11 - 15	\$ 307.98
16 - 20	\$ 333.64
21 - 25	\$ 359.30
26 - 30	\$ 384.96
31 - 35	\$ 410.62
36 - 40	\$ 436.28

Lessee: Community First Development, Inc.
Description: Lot 6, Bonne Terre Subdivision
Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
1 - 5	\$ 256.66
6 - 10	\$ 282.32
11 - 15	\$ 307.98
16 - 20	\$ 333.64
21 - 25	\$ 359.30
26 - 30	\$ 384.96
31 - 35	\$ 410.62
36 - 40	\$ 436.28

Lessee: Community First Development, Inc.
Description: Lot 1, Bonne Terre Subdivision
Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
1 - 5	\$ 256.66
6 - 10	\$ 282.32
11 - 15	\$ 307.98
16 - 20	\$ 333.64
21 - 25	\$ 359.30
26 - 30	\$ 384.96
31 - 35	\$ 410.62
36 - 40	\$ 436.28

Lessee: Kendal-Lyn Homes, Inc.
Description: Lot 8, Bonne Terre Subdivision
Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
1 - 5	\$ 256.66
6 - 10	\$ 282.32
11 - 15	\$ 307.98
16 - 20	\$ 333.64

President's Initials: _____

Date Signed: _____

21 - 25	\$ 359.30
26 - 30	\$ 384.96
31 - 35	\$ 410.62
36 - 40	\$ 436.28

(3) Amendment to 16th Section Commercial Property Lease Contracts:

Lessee: Flora Station Properties, LLC
Description: Amendment to 16th Section Property Lease Contract found at Book 396, Page 617 in the land records on file in the Madison County Chancery Clerk's office pertaining to three parcels, to-wit:
Parcel 1 – 10 feet off the South side of Lot 15, and Lots 16 and 17 Block 19 Jones Addition, West of Railroad, Town of Flora, Mississippi, Section 16, Township 8 north, Range 1 West, Madison County, Mississippi approximately 231.66 acres west of I-55 in Section 16, Township 8 North, Range 2 East. This amendment incorporates the exact acreage resulting from survey and adjusts the annual lease fee to agree with the acreage.
Parcel 2 – Madison County Tax Parcel No. 051E-16B-188 as more particularly described in the Amendment.
Parcel 3 – Madison County Tax Parcel No. 051E-16B-156 as more particularly described in the Amendment.
Lease Term April 15, 1997 through April 14, 2037.
Annual Rent Increased to \$680.00 annually.

Lessee: R & D Real Estate, LLC
Description: Lots 1 and 2 of Block 23 of the Jones Addition to the Town of Flora as shown on the map or plat thereof made by H. R. Covington
Lease Term: Increased to \$680.00 annually.

Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to approve the 16th Section Leases and Amendments as set forth above and as submitted by the Madison County School Board. The vote on the matter being as follows:

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

the matter carried by a majority vote (4-1) of the Board and said leases were and are hereby approved.

SO ORDERED this the 21st day of May, 2007.

In re: Addition of South Locust Lane to Four Year County Road Plan and authorize and direct the Resurfacing Thereof

Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to add South Locust Lane to the County's Four Year Road Plan and authorize and direct the Road Department to widen and resurface the same. The vote on the matter being as follows:

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

President's Initials: _____

Date Signed: _____

Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said road was and is hereby added to the County's Four Year Road Plan and the Road Department was and is hereby so authorized.

SO ORDERED this the 21st day of May, 2007.

***In re: Approval of Ridgeland Recreation Center
as a New Polling Place for Main Harbor Precinct***

WHEREAS, County Administrator Donnie Caughman did inform the Board that due to the closure of Main Harbor Marina, it was necessary to establish a new polling location for voters in the Main Harbor Precinct, and

WHEREAS, Mr. Caughman did announce that the City of Ridgeland was agreeable and willing to allow the Ridgeland Recreation Center to be used as a polling location and presented a Polling Lease Agreement reflecting such willingness, said Polling Lease Agreement having been approved by this Board on May 7, 2007,

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to approve and designate the Ridgeland Recreation Center as the polling location for the Main Harbor Precinct in Madison County. The vote on the matter being as follows:

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

the matter carried unanimously and the Ridgeland Recreation Center was and is so designated.

SO ORDERED this the 21st day of May, 2007.

***In re: Settlement of the Claim of Truck Trailer
& Equipment, Inc. in View of Threatened Litigation***

WHEREAS, Board Attorney Edmund L. Brunini, Jr. did appear before the Board and reported that Chancery Clerk Arthur Johnston had received certain correspondence from Allen Fielder, a Vice President of Truck Trailer & Equipment, Inc. pertaining to said firm's invoice # 1270790039 threatening the institution of litigation against the county in the event the same was not paid, and

WHEREAS, the Clerk assured the Board that said work was performed as reflected on said invoice based on his discussions with Road Department personnel and the Purchase Clerk and did further assure the Board that the facts were very much as outlined in said correspondence, a true and correct copy of which is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference

Following discussion, Mr. Douglas L. Jones did offer and Mr. Karl M. Banks did second a motion to approve and authorize the payment of the sum of \$607.36 in order to settle the threatened litigation as set forth in the aforesaid exhibit. The vote on the matter being as follows:

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

President's Initials: _____

Date Signed: _____

Supervisor Karl M. Banks Aye
Supervisor Paul Griffin Aye

the matter carried unanimously and the Chancery Clerk was and is hereby authorized to issue a pay warrant in said amount to said firm.

SO ORDERED this the 21st day of May, 2007.

***In re: Consideration of Professional Engineering Services
Contract for Environmental Clearance, Route Location,
Design Engineering & Construction Engineering Phase
Services on Sowell Road Extension***

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented a proposed contract for Environmental Clearance, Route Location, Design Engineering & Construction Engineering Phase Services on Sowell Road Extension project, and

WHEREAS, said contract is to authorize County Engineer Rudy Warnock to perform such engineering services on behalf of the county,

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

Following discussion, Mr. Karl M. Banks did offer and Mr. Douglas L. Jones did second a motion to approve and adopt the aforesaid contract. The vote on the matter being as follows:

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

the matter carried unanimously and said contract was and is hereby adopted and approved and the Board President was and is hereby authorized to execute the same.

SO ORDERED this the 21st day of May, 2007.

In re: Appointment to Southwest Madison Fire District Board

WHEREAS, Supervisor Andy Taggart announced his desire to appoint the following persons to serve on the board of the Southwest Madison Fire District:

Lem Hill – for the term expiring December 2009
Lucius Perkins – for the term expiring December 2010
Lynn Harmount – for the term expiring December 2012

Following discussion, Mr. Andy Taggart did offer and Mr. Tim Johnson did second a motion to appoint the above and foregoing individuals to the Board of the Southwest Madison Fire District. The vote on the matter being as follows:

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

President's Initials: _____

Date Signed: _____

the matter carried unanimously and said individuals were and are hereby so designated and appointed.

SO ORDERED this the 21st day of May, 2007.

In re: Rejection of Bid of John E. Smith, Inc. For Rip-Rap and Authorize the Re-Advertisement for Bids of Same as Well as the Advertisement for Bids for Liquid Asphalt Products and Creosote Bridge Timbers and Pilings

WHEREAS, County Purchase Clerk Hardy Crunk appeared before the board and announced that no term bids for liquid asphalt and creosote-treated bridge timbers and pilings were received in response to the recent advertisement for same, and

WHEREAS, Mr. Crunk further reported that the county received only one term bid for limestone and rip-rap and the transportation distance and related cost from that supplier John E. Smith, Inc. is too great for regular use,

Following discussion and upon the recommendation of Mr. Crunk, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to (1) reject the term bids from John E. Smith, Inc. for RIP-RAP No. 100, 200, & 300 sizes and Washed Limestone # 6, # 7, and # 57 sizes, for the period 1 July 2007-30 June 2008 and authorize re-advertising for same, said bid having been previously taken under advisement; (2) authorize advertising for term bids for liquid asphalt products; and (3) authorize advertising for creosote-treated bridge timbers and pilings. The vote on the matter being as follows:

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

the matter carried unanimously and said bid was and is hereby rejected, and Mr. Crunk was and is hereby authorized to re-advertise for term bids for the aforesaid materials.

SO ORDERED this the 21st day of May, 2007.

In re: Request to Allow Off-Duty Sheriff Deputies Provide Security

WHEREAS, Sheriff Toby Trowbridge appeared before the Board and requested permission to allow off-duty sheriff deputies provide security to Reunion Golf and Country Club, and to allow said deputies to make use of such items of equipment as he may deem necessary thereto, and

WHEREAS, on July 31, 2006, the Board did approve Sheriff Deputies to wear their official uniforms when providing security to private concerns as per Senate Bill 2236 which took effect as law on July 1, 2006,

Following discussion, Mr. Andy Taggart did offer and Mr. Douglas L. Jones did second a motion to allow deputies to wear official uniforms while providing security to Reunion Golf & Country Club and to utilize such equipment as the Sheriff may deem necessary. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye

President's Initials: _____

Date Signed: _____

Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and Sheriff Deputies were and are hereby authorized and allowed to wear official uniforms while providing security at Reunion Golf & Country Club and the Sheriff was and is authorized to utilize such equipment as he deems necessary with respect thereto.

SO ORDERED this the 21st day of May, 2007.

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

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

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Paul Griffin did offer and Mr. Karl M. Banks 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, Deputy Chancery Clerk Stacey Toten, John Brunini, Esq., County Administrator Donnie Caughman, County Comptroller and Deputy Chancery Clerk Mark Houston, and Sheriff Toby Trowbridge. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	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 21st day of May, 2007.

In re: Entering into Executive Session

WHEREAS, a discussion of the nature of the matters requiring Executive Session was had and John A. Brunini, Esq. informed the Board that an executive session was necessary for consideration of the acquisition of certain rights of way in connection with the CMIC Pump Station and Gluckstadt Road projects of the Madison County Wastewater Authority, in particular, Parcels 13 and 17 thereof, and

WHEREAS, Mr. Brunini advised the Board that, consequently, discussion thereof was properly the subject of executive session,

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to enter into Executive Session to discuss the acquisition of certain rights of way in connection with said projects. The vote on the matter being as follows:

President’s Initials: _____

Date Signed: _____

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

the matter carried unanimously and President Taggart 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 21st day of May, 2007.

During Executive Session and following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to authorize the law firm of Brunini Grantham Grower & Hewes to institute eminent domain proceedings against Smart Logistics, LLC with respect to said project and needed rights of way. The vote on the matter being as follows:

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

the matter carried unanimously and the Board Attorney was and is so authorized.

SO ORDERED this the 21st day of May, 2007.

Thereafter, Mr. Paul Griffin did offer and Mr. Tim Johnson 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 Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously, the Executive Session declared adjourned, and the Chancery Clerk did announce to the public the action taken therein.

SO ORDERED this the 21st day of May, 2007.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Tim Johnson and seconded by Supervisor Douglas L. Jones and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Tuesday, May 29, 2007 at 9:00 a. m. to consider the matter of the request of landowners in Annandale Estates Subdivision to withhold further permits in Wind Dance Subdivision, and any other business which may properly come before the Board.

 Andy Taggart, President
 Madison County Board of Supervisors

Date signed: _____

President's Initials: _____

Date Signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 22 of 22 (05/21/07)

Purchasing Department
Madison County Board of Supervisors
146 West Center Street
Canton, Mississippi 39046

601-855-5503
hardy@madison-co.com

9 May 2007

District 1 Supervisor Douglas Jones
District 2 Supervisor Tim Johnson
District 3 Supervisor Andy Taggart
District 4 Supervisor Karl Banks
District 5 Supervisor Paul Griffin

Subject: Place monthly credit card report on minutes

Gentlemen:

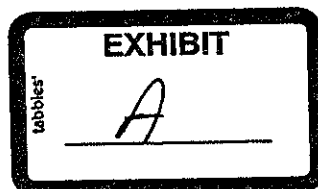
State law requires that a signed monthly report of all credit card purchases, along with corresponding receipts, be placed on the board minutes.

I request that the attached the signed credit card report and corresponding receipts for the period 5 March 2007--2 April 2007 be placed on the minutes.

Thank you in advance for your consideration of this request.

Sincerely,


Hardy Crunk
Purchasing Clerk



CREDIT CARD REPORT

CREDIT CARD: VISA-Trustmark
 NUMBER: 4328 410X XXXX

MONTH OF 3/5/07 - 4/2/07 CHANCERY CLERK/PURCHASE CLERK
[Signature] (Signature) 14 May 07 (Date)

CARD USER	PURPOSE	DATE OF USE	VENDOR NAME	AMOUNT	DESCRIPTION
Karl Bank	NACO, D.C.	3/5/07	HILTON	\$217.55	Cancellation fee - see Note 1
Doug Jones	NACO, D.C.	3/7/07	HILTON	625.65	3 nights room
Butch Hammack	Mosquito Seminar	3/14/07	Barnhill's	6.08	Supper - Starkville
" "	" "	3/15/07	Day's Inn	67.69	hotel, Starkville, night 3/14/07
" "	Homeland Security Meeting	3/20/07	Silver Star	24.98	supper; room paid by Home Sec.
" "	See Note 2 below	3/21/07	Pizza Hut Canton	7.83	lunch; reimbursed
Andy Taggart	CM PDD MEETING	4/02/07	Beau Rivage	(133.28)	credit for canceled room
TOTAL				\$843.50	

Attach all credit card receipts for amounts listed above.
 Prescribed by the Office of the State Auditor. Revised effective October 1, 2002.

E-58

Note 1: Room was canceled prior to deadline. Credit should appear on next bill.
 Note 2: Upon returning from Homeland Security meeting, Mr. Hammack met some Homeland Security officials for lunch. He was unaware credit card cannot be used for such and has made full reimbursement.

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IF YOU ARE TRAVELING TO A FOREIGN COUNTRY AND INTEND TO USE YOUR CREDIT CARD, PLEASE NOTIFY US AT (601) 949-4462 OR TOLL FREE AT (800) 844-2000 EXT 4462.

TRANSACTIONS

POST DATE	TRAN DATE	DESCRIPTION	REFERENCE NUMBER	AMOUNT
03-06	03-05	HILTON HOTELS WASHNGTN WASHINGTON DC 0001545204	24906047064040300106072	217.55 ✓
		ARRIVAL: 03-05-07		
03-09	03-08	HILTON HOTELS WASHNGTN WASHINGTON DC 0001545974	24906047067040300056035	652.65
		ARRIVAL: 03-07-07		
03-03	03-14	BARNHILL'S BUFFET #30 STARKVILLE MS	24761977074276085010069	6.08
03-03	03-15	DAYS INN AND SUITE STARKVILLE MS 509031607160014	24717057075150753822504	67.79
		ARRIVAL: 03-14-07		
03-03	03-21	PAYMENT RECEIVED - THANK YOU	74680177080005001339431	1,490.74 PY
03-22	03-20	SILVER STAR - FOOD & B CHOCTAW MS	24129427080100000907013	24.98
03-23	03-21	PIZZA HUT - 00011122 CANTON MS	24164077081096320007206	8.83
04-04	04-02	BEAU RIVAGE RESERVATIONS BILOXI MS	74610437083004081007243	133.28 CR

ACCOUNT SUMMARY

ACCOUNT NUMBER	4328-4100-5007-4895
STATEMENT DATE	April 04, 2007
NUMBER OF DAYS IN BILLING CYCLE	30
CREDIT LIMIT	\$20,000.00
AVAILABLE CREDIT	\$19,153.40
MINIMUM PAYMENT	\$25.00
PAYMENT DUE DATE	May 04, 2007

BALANCE SUMMARY

PREVIOUS BALANCE	\$4,490.74
PURCHASES & OTHER CHARGES	\$977.88
CASH ADVANCES	\$0.00
PAYMENTS AND CREDITS	4.02
	0.00
	0.00
	1.60

RECEIVED
CLAIM 205064

APR 09 2007
ENDOR # 13909
CLAIM # 201100476 - 870.20
001100476 133.28

RECEIVED
CLAIM 205065

APR 09 2007
VENDOR # 13909
CLAIM # 097230
107.68

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return to this
need to modify
listing

Thank you. Reservation complete. Please print this page for your records.

BOOK 2007 PAGE 0508

Reservation complete. Please print this page for your records.

The information below is required to modify or cancel your reservation at a later date. A reservation summary will be sent to the email address listed below.

[Visit Event Web Site](#)

Reservation Summary

Room Type	Acknowledgment #	Guests	Email
Standard Room	323GXSD30	Karl Banks	hardy@madison-co.com

Event:

2007 NACo Legislative Conference
Mar 3, 2007 - Mar 7, 2007
1919 Connecticut Avenue, NW
Washington, DC US 20009
Phone: / 866-812-3755
Fax: 919-882-1570

Hotel:

Hilton Washington
1919 Connecticut Ave., NW
, Washington, DC 20009 UNITED STATES
Phone: 202-483-3000
Fax: 202-232-0438

Room 1 - Standard Room

Guests	Address	Options
Karl Banks /	P.O. Box 608 Canton, MS 39046 UNITED STATES Phone: 601-855-5503 Fax: : Email: hardy@madison-co.com	Smoking preference: Non-Smoking Accessible Room: No Rewards Program: None Special requests for this room: None

Payment Details & Rates

Payment Type: Credit Card
VISA ending in: 4895
MADISON CO SUPERVISORS
Exp. **/**
P.O. BOX 608
CANTON, MS 39046 UNITED STATES
Phone: 601-855-5503

Rates
Sun Mar 4, 2007 - USD 190.00
Mon Mar 5, 2007 - USD 190.00
Tue Mar 6, 2007 - USD 190.00

- Tax is not included
- Rates do not include 14.5% tax. (subject to change without notice)
- Fees for extra guests: 2nd guest =23.0, 3rd guest =20.0, 4th guest =20.0

12/7/2006

4, 5, 6 March

hardy@passkey.com
 Tuesday, December 06, 2006 4:19 PM
 HARDY@MADISON-CO.COM
 Reservation

2007 NACo Legislative Conference

Hilton Washington
 Washington, D.C.
 Mar 3, 2007 - Mar 7, 2007

[View, Modify or Cancel Existing Reservations](#)

Your Room is Booked
 Please print this page for your records. Return to this site if you ever need to modify or cancel an existing reservation.

Thank you. Reservation complete. Please print this page for your records.

Reservation complete. Please print this page for your records.
 The information below is required to modify or cancel your reservation at a later date. A reservation summary will be sent to the email address listed below.

[Visit Event Web Site](#)

Reservation Summary

Room Type	Acknowledgment #	Guests	Email
Standard Room	323GXX80	Douglas Jones	hardy@madison-co.com

Event:
 2007 NACo Legislative Conference
 Mar 3, 2007 - Mar 7, 2007
 1919 Connecticut Avenue, NW
 Washington, DC US 20009
 Phone: / 866-812-3755
 Fax: 919-882-1570

Hotel:
 Hilton Washington
 1919 Connecticut Ave., NW
 Washington, DC 20009 UNITED STATES
 Phone: 202-483-3000
 Fax: 202-232-0438

Room 1 - Standard Room

Guests	Address	Options
Douglas Jones /	P.O. Box 608 Canton, MS 39046 UNITED STATES Phone: 601-855-5503 Fax: : Email: hardy@madison-co.com	Smoking preference: Smoking Accessible Room: No Rewards Program: None Special requests for this room: None

Payment Details & Rates

Payment Type: Credit Card
 VISA ending in: 4895
 MADISON CO SUPERVISORS
 Exp. **/**
 P.O. BOX 608
 CANTON, MS 39046 UNITED STATES
 Phone: 601-855-5503

Rates
 Sun Mar 4, 2007 - USD 190.00
 Mon Mar 5, 2007 - USD 190.00
 Tue Mar 6, 2007 - USD 190.00

- Tax is not included
- Rates do not include 14.5% tax. (subject to change without notice)
- Fees for extra guests: 2nd guest =23.0, 3rd guest =20.0, 4th guest =20.0

3/15/07 10:21:22

of 1

DAYS INN AND SUITES STARKVILLE
119 HIGHWAY 12 WEST
STARKVILLE, MS 39759
662-324-5555

Acct# 191129
Room# 104

Rate Code: RK
Room Type: PKI
Room Rate: 67.79

Arrive: 3/14/07: 17:07
Depart: 3/15/07

HAMMACK/BUTCH
MSU SESQUITO CONTROL CONF
146 E. CENTER ST
CANTON, MS 39046

4328410050074895

04/07

Date	Description	Reference	Charges/Credits
3/ 4/07	ROOM CHARGE	#104 HAMMACK/BUTCH	67.79
3/ 5/07	VISA		(67.79)
BALANCE DUE:			0.00

Direct Bill Signature: _____

I agree that my liability for this bill is not waived.

DAYS INN AND SUITE
119 HIGHWAY 12 W
STARKVILLE, MS. 39759-3

104
Room #: 208
Gtd By: VS
Account #: 191129

TERMINAL I.D.: L124PLT
MERCHANT #: 8886298494

Rate	Nights	Depart Date	# Adults	# Child	Rate Plan	G Ac
3/14/07	1	3/15/07	1		RK	

VISA
4328410050074895
CHECK-OUT
BATCH: 888453
DATE: MAR 15, 07
EXP: 04/07
INVOICE: 191129
TIME: 09:06
AUTH NO: 816685

Charges	Rate Changes
7	\$67.79

Please Print:

Name: HAMMACK/BUTCH

Company: MSU SESQUITO CONTROL CONF

Address: 146 E. CENTER ST

City, State ZIP: CANTON, MS 39046

Signature: *[Signature]*

I agree this hotel will not be responsible for theft from my room
My signature approves of

CHECK-IN: 03/14/07
CHECK-OUT: 03/15/07
LENGTH OF STAY: 1
GROSS AMOUNT: \$89.00

TOTAL \$67.79

I AGREE TO PAY ABOVE TOTAL AMOUNT
ACCORDING TO CARD ISSUER AGREEMENT
(MERCHANT AGREEMENT IF CREDIT VOUCHER)

MERCHANT COPY

License # State

Safe is available for my use upon request.

7-125

*may bring alternate payment
subject to audit records*

called to change room

Thank You
For Eating At
PIZZA HUT

Have A Nice Day!

Ticket: 55 Register: 1
Server: Ida front-4
1112 03/21/2007
(601)859-9067 13:00

1 Lunch Buffet 5.49
1 Beverage Bar 1.69

Sub Total 7.18
Tax/Other 0.65
DINE IN Total 7.83

VISA 7.83
Account: XXXXXXXXXXXX4895
Expires: 04/07
Appr. Code: 01

[Signature]
Customer Copy
Bhammuel

Villa
Steaks and Chops
In a Beautiful Setting
3/20/2007 20:29

Villa
Check: 1437775 Table: 24
Related Check: 1474007
Server: Jennifer Guests: 1
Terminal

total
Visa 24.98
XXXXXXXXXXXX4895
MADISON CO SUPERVISORS /
GRAND TOTAL 24.98

T145 C222683 3/20/2007 20:44

Thank You for Choosing
Villa 16 West

DUPLICATE RECEIPT

Supper
Bhammuel
Philadelpia

Stayed
overnight
@ Howard
Security
Expense

[Signature]

RECEIPT

DATE 5/9/07 No. 092656

RECEIVED FROM Butch Hammaek \$9.87

Eight dollars & 87/100 DOLLARS

FOR RENT FOR ump for credit Card

ACCOUNT		<input checked="" type="checkbox"/> CASH	FROM	TO
PAYMENT		<input type="checkbox"/> CHECK		
BAL. DUE		<input type="checkbox"/> MONEY ORDER	BY <u>[Signature]</u>	

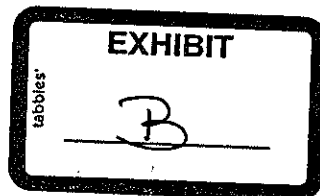
Identix 2701

Memo to Record:

On May 14, 2007, Doug Jones was talking to citizens on Summit Drive and Traceview Rd regarding installing pipes in their ditches. I observed him tell them that if they purchase the pipes, the Road Department would install them for free. He later told me that if anyone needed a pipe put in, take the size down and if they have any questions to give them one of his business cards and he gave me a stack of his business cards.

James Dennis
James Dennis

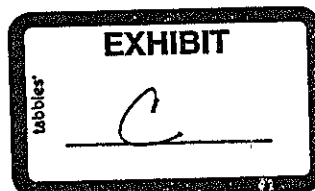
Lawrence Morris
Lawrence Morris
Road Manager

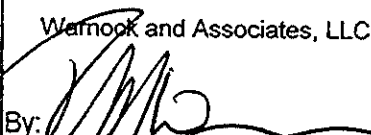
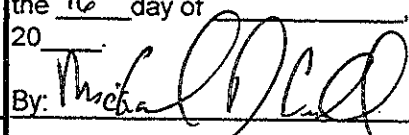



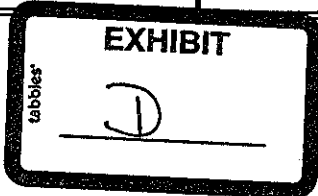
Memo to Record:

I scheduled a crew to install pipes and talk to other residents on Saturday, May 12, 2007 in Twin Harbors Subdivision. Ted Smith, at 101 Summit Drive, asked me that if he would purchase the pipes would I install them. I told him that I would. The pipes needed to be installed due to ditches being dug too deep prior to my being Road Manager.

Lawrence Morris
Lawrence Morris
Road Manager



CONTRACT CHANGE ORDER		CHANGE ORDER NUMBER: 005	
		AGREEMENT DATE: May 15, 2007	
CONTRACT DESCRIPTION: Relocation of existing electric service pole for Foliage Designs.			
OWNER: <p style="text-align:center;">MADISON COUNTY</p>		CONTRACTOR: <p style="text-align:center;">SUPERIOR ASPHALT, INC</p>	
The following changes will be made in the CONTRACT TIME:		The following changes will be made in the CONTRACT AMOUNT:	
Current Contract Time: <u>120</u> Calendar Days		Current Contract Amount: <u>\$2,848,671.50</u>	
Change in Contract Time: <u>0</u> Calendar Days		Change in Contract Amount: <u>\$1,500.00</u>	
Adjusted Contract Time: <u>120</u> Calendar Days		Adjusted Contract Amount: <u>\$2,850,171.50</u>	
		The change in the Contract Amount is based on the itemized attachment hereto.	
ENGINEER'S RECOMMENDATION I, the undersigned ENGINEER, do hereby recommend approval of this CHANGE ORDER to the Construction Agreement for the above named Contract. This recommendation is based on the attached UNIT PRICE SCHEDULE and/or CHANGE ORDER JUSTIFICATION for each of the changes proposed. Warnock and Associates, LLC By:  Date: <u>5/15/07</u>	CONTRACTOR'S ACCEPTANCE I, the undersigned duly authorized representative of the above named CONTRACTOR, do hereby accept this CHANGE ORDER to the Construction Agreement and further agree that no other provision of the Contract Documents shall be altered or amended except as herein provided. WITNESS MY SIGNATURE this the <u>16</u> day of <u>20</u> By:  Date: <u>5/16-07</u>	OWNER'S APPROVAL I, the undersigned duly authorized representative of the above named OWNER, do hereby approve this CHANGE ORDER to the Construction Agreement was approved by the Board of <u>Supervisors</u> on the <u>21</u> day of <u>May</u> , 20 <u>07</u> and further acknowledge that no other provision of the Contract Documents shall be altered or amended except as herein provided. WITNESS MY SIGNATURE this the <u>21</u> day of <u>May</u> , 20 <u>07</u> . By:  Date: <u>5/21/07</u>	



Change Order Number 5
 Agreement Date 5/15/2007
 Contract Description:
Relocation of existing electric service pole for Foliage Designs.

Owner Madison County
 Contractor Superior Asphalt Inc.

Current Contract Time 120.00
 Change in Contract Time -
 Adjusted Contract Time 120.00

Adjusted Contract Completion Date

Current Contract Amount \$ 2,848,671.50
 Change in Contract Amount \$ 1,500.00
 Adjusted Contract Amount \$ 2,850,171.50

Change Order

Item No.	Description	Original Quantity	Adjusted Quantity	Change in Quantity	Unit	Unit Price	Amount
101	Relocation of Existing Electric Service Pole	0.0	1.0	1.0	LS	\$ 1,500.00	\$ 1,500.00

Total Increase in Contract Amount..... \$ 1,500.00

In the Matter of the Approval of the Claims Docket

RESOLUTION

WHEREAS, the Supervisors reviewed the docket of claims dated May 21, 2007, (copies of which are attached hereto and marked as Exhibit "A"); 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.

NOW THEREFORE BE IT RESOLVED BY THE SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that the Chancery Clerk is hereby authorized to pay claims filed against Madison County as set forth in Exhibit "A" which is attached hereto and made a part hereof by reference and that all claims which are marked as "Hold" or "Rejected" shall be treated as such by the Clerk and that invoice numbers should be attached to each claim on the claims docket and the Chancery Clerk is further directed to publish the Summary of Claims as required by law and the President is authorized to sign the Claims Docket, a copy of which is attached hereto and marked as "Exhibit" A.

This Resolution constitutes approval of that portion of the minutes of the May 21, 2007, meeting of the Board of Supervisors of Madison County wherein the aforesaid claims docket was approved.

After discussion on the matter, Supervisor Tim Johnson offered and moved for the adoption of the above and foregoing Resolution, which was seconded by Supervisor Paul Griffin. The vote on said matter was as follows, to-wit:

Supervisor Douglas L. Jones - District I	Voted: Aye
Supervisor Tim Johnson - District II	Voted: Aye
Supervisor Andy Taggart - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. Andy Taggart, President of said Board as being duly carried on this the 21st day of May, 2007.

Andy Taggart, President
Madison County Board of Supervisors





Truck Trailer & Equipment, Inc.

1670 Hwy. 80 E.
P.O. Box 6067
PEARL, MS 39208

PHONE: 601-939-7873
FAX: 601-939-7888
EMAIL: AFIELDER@TRUCKTRAILEREQUIPMENT.COM
WEBSITE: HTTP://TRUCKTRAILEREQUIPMENT.COM

May 16, 2007

Mr. Arthur Johnston
Madison County Chancery Clerk
P.O. Box 404
Canton, MS 39046

Re: Invoice No. 1270790039

Mr. Johnston,

On February 6, 2007, Truck Trailer & Equipment, Inc. provided Madison County Road Department a quote for repairs to unit M97. The quote which totaled \$435.12 stated that parts and labor for "Brake parts and 2 wheel seals are open". A purchase order was issued by Madison County Road Department and repairs were completed on February 9, 2007. Repairs to the brakes on unit M97 were required and made as needed. The total repairs exceed the original estimate due to the additional repairs noted as open on the original quote. The Madison County Road Department was aware that the quote provided on February 6, 2007 was an estimate and open items were noted on the quote.

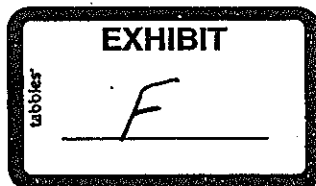
To date, Truck Trailer & Equipment, Inc. has not been successful in collecting the outstanding balance of \$607.36 for the repairs that were authorized by Madison County Road Department. It is our desire to collect the outstanding balance without engaging in legal proceedings but Truck Trailer & Equipment, Inc. will proceed with necessary filings if payment is not made.

Please call on me if you need any additional information with regards to this matter.

Sincerely,

Allen Fielder, V.P.
Truck Trailer & Equipment, Inc.

Via fax: 601.855.5759



TRUCK TRAILER & EQUIPMENT, INC.



BOOK 2007 PAGE 05 P.9

Box 6067 P.O. Box 921
 Highway 61 North 1670 Highway 80 East 481 Highway 98 Bypass 325 Lower Woodville Rd. 1143 S. Pat Harrison Dr.
 Jurg, MS 39183 Jackson, MS 39208 Columbia, MS 39429 Natchez, MS 39120 Crystal Springs, MS 39059
 : 601-634-6638 Phone: 601-939-7873 Phone: 601-736-1012 Phone: 601-442-2108 Phone: 601-892-4763

INVOICE DATE	
03/20/2007 11:33A	
INVOICE NO.	PAGE
1270790039	1
CUSTOMER NO.	BRANCH
43366	* 1

EMIT TO: * P.O. Box 6067 * Jackson, MS 39288

SOLD TO

MADISON CTY RD DEPT
 HELEN
 3137 S. LIBERTY ST
 CANTON MS 39046

SHIP TO

MADISON CTY RD DEPT
 HELEN
 3137 S. LIBERTY ST
 CANTON MS 39046

All cores must be returned within 30 days from date of purchase.
 Credit will not be issued on cores returned after 30 days.

ORDER P.O. HIS ORDER NO. 029667 (601) 855-5670 MS 000/000

COMPLETION DATE: 02/09/2007

UNIT: M97 YEAR: MAKE/MODEL: HOLDEN
 SERIAL: 97773 MILEAGE:

OPR#01 20 000 00 TRAILER REPAIR

R/R 2 BRAKE MAGNETS ON ELECTRIC BRAKES ON 2 FRONT WHEELS
 R/R 2 FRONT AXLE SEALS AND ADJUSTED ALL BRAKES

			PRICE/EA	EXTENSION
10 PH	1-51106	TERMINAL	\$0.14	0.07EA 0.70
10 PH	1-51206	BUTT CONNECTOR 12-106A	\$0.14	0.07EA 0.70
3 PH	1-52236	TERMINAL	\$0.14	0.07EA 0.21
1 ZZ	0/S	MAGNET	BIL	70.36EA* 70.36
1 ZZ	0/S	WHEEL SEAL	BIL	50.91EA* 50.91
1 ZZ	0/S	MAGNET	BIL	70.36EA* 70.36
1 ZZ	0/S	WHEEL SEAL	BIL	50.91EA* 50.91
1 ZZ	0/S	MISC. PARTS	BIL	29.00EA* 29.00
PARTS SUBTOTAL				273.15
LABOR SUBTOTAL				334.21
** OPR SUBTOTAL				607.36

*TOTAL PARTS: 273.15
 *TOTAL LABOR: 334.21

 PLEASE PAY AMOUNT AT
 ** BOTTOM OF INVOICE **

FREIGHT	TAXABLE SUB TOTAL	TAX STATUS/STATE	SALES TAX	PLEASE PAY
	607.36	EXEMPT MS	0.00	607.36

CUSTOMER SIGNATURE

Any warranties on the product sold hereby are those made by the manufacturer. The seller hereby expressly disclaims all warranties, either express or implied, including any implied warranty of merchantability or fitness for a particular purpose, and the seller neither assumes nor authorizes any other person to assume for it any liability in connection with the sale of said products. Any limitation contained herein does not apply where prohibited by law.