

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

REGULAR MEETING OF APRIL 6, 2009
Being the first day of the April 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 April 6, 2009, in the Board Room on the first floor of the new addition to the Chancery/Administrative Building in Canton, Mississippi, as follows, to-wit:

The President of the Board, Mr. Paul Griffin, 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
Sheriff Toby Trowbridge

Absent:

Chancery Clerk Arthur Johnston

Also in attendance:

County Administrator Donnie Caughman
County Comptroller Mark Houston
County Zoning Administrator Brad Sellers
Board Attorney Eric Hamer
County Purchase Clerk Hardy Crunk
Building and Grounds Director Barry Parker
Board Secretary and Deputy Chancery Clerk Cynthia Parker
Assistant County Comptroller and Deputy Chancery Clerk Quandice Green
County Engineer Rudy Warnock
Emergency Management Director Butch Hammack
Fire Coordinator Mack Pigg
County Road Manager Lawrence Morris
Chief Deputy Tax Assessor Kent Hawkins

Special Guests:

Tax Collector Kay Pace
Tax Assessor Gerald Barber
Mayor Fred Esco
City of Canton Chief Robert Winn
City of Canton Assistant Chief Bracey Coleman
Tim Coursey

The President 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 Supervisor D. I. Smith led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

In re: Approval of Minutes From March, 2009 Term

WHEREAS, Board Secretary and Deputy Chancery Clerk Cynthia Parker did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the March 2009 term, said meetings having been conducted on March 2, 5, 16 and 25, 2009,

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Following discussion, Mr. Tim Johnson 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	Not Present and Not Voting
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the minutes of the March 2009 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 6th day of April, 2009.

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 (23) 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, Board President requested that additional items, bearing Item (24) and Item (25) be added to the Consent Agenda, the same constituting an Emergency Declaration and Authorize Purchase of Workstations for Madison County Citizens' Service Agency,

Therefore, Mr. Tim Johnson did offer and Mr. John Bell Crosby did second a motion to take the following actions on the Consent Agenda:

- 2. Acknowledge March Monthly Report - Road Department**
(A true and correct copy of the March 2009 Monthly Road Department Report submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
- 3. Acknowledge April Service Call Schedule Report - Road Department**
(A true and correct copy of the April 2009 Road Department Service Call Schedule submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
- 4. Acknowledge March Closed Call Analysis - Road Department**
(A true and correct copy of the 2009 March Closed Call Analysis submitted by the County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
- 5. Approve *En Masse* Petitions for Increases of Assessments of Real Property for the 2008 Tax Year Agreed to by Taxpayers and Set Public Hearing as to All Others**
(A true and correct copy of Petitions, as accepted by taxpayers, and one (1) Petition setting public hearing for April 20, 2009, are attached hereto as Collective Exhibit A, spread hereupon and incorporated herein by reference.)
- 6. Approve *En Masse* Petition for Reduction of Assessments of Real Property for the 2008 Tax Year**
(A true and correct copy of said Petition and its spreadsheet attachment is attached hereto as Collective Exhibit B, spread hereupon and incorporated herein by reference.)

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7. **Approve Petition for Increases of Assessment of Personal Property for the 2008 Tax Year Agreed to by Taxpayer**
(A true and correct copy of Petition, as accepted by taxpayer, is attached hereto as Collective Exhibit C, spread hereupon and incorporated herein by reference.)
8. **Approve *En Masse* Petition for Reduction of Assessments of Personal Property for the 2008 Tax Year**
(A true and correct copy of said Petition and its spreadsheet attachment is attached hereto as Collective Exhibit D, spread hereupon and incorporated herein by reference.)
9. **Approve Amended Homestead Applications - 2008 Tax Year**
(A true and correct copy of said Applications are attached hereto as Collective Exhibit E, spread hereupon and incorporated herein by reference.)
10. **Approve Void Tax Sale for 2007 Tax Sale Year on Parcel No. 072I-29D-085 in the Name of Belinda Sanford and 2008 Tax Sale Year on Parcel No. 092F-24A-442 in the Name of Randolph Dixon**
(A true and correct copy of explanatory correspondences dated March 30, 2009 from Chancery Clerk Arthur Johnston are attached hereto as Collective Exhibit F, spread hereupon and incorporated herein by reference.)
11. **Authorize Correction of Settlement Error Special Assessments of Highland Colony and Grandview PID**
(A true and correct copy of explanatory correspondence dated March 31, 2009 from Tax Collector Kay Pace is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference.)
12. **Approval of Zoning Matter - Cross Pointe Church Petition for Special Exception to Erect and use as Church Zoned A-1 Agricultural District**
(A true and correct copy of Petition for Special Exception to erect church and use for religious purposes on 7.86 acres zoned A-1 Agricultural District on corner of Catlett Road and Stribling Road Extension may be found in the Miscellaneous Appendix to the Minutes.)
13. **Approve Refund of Deposit for use of Rogers Park**
(A true and correct copy of that certain memorandum dated March 31, 2009 from Gloria Nichols requesting a refund to Ms. Alexis Allen is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)
14. **Acknowledge Parkway East Annual Audit Report**
(A true and correct copy of Parkway East Annual Audit Report from Haddox, Reid, Burkes & Calhoun, PLLC, may be found in the Miscellaneous Appendix to the Minutes.)
15. **Approve Contract with DeltaCom for Three T-1 lines**
(A true and correct copy of that certain contract with DeltaCom for three (3) T-1 lines for use by the IT Department is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference.)
16. **Acknowledge Personnel Appointments - Road Department**
(A true and correct copy of that certain Personnel Appointment Form from Road Manager Lawrence Morris is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference.)
17. **Approve Placement of Culverts for Protection of Right of Way**
(A true and correct copy of a spreadsheet containing dates and locations of the placement of culverts for protection of county right of way is attached hereto as Collective Exhibit K, spread hereupon and incorporated herein by reference.)

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- 18. Approve Deletion List of Current Inventory and Authorize Proper Disposal**
(A true and correct copy of that certain memorandum dated March 31, 2009 from Inventory Control clerk Loretta Phillips is attached hereto as Exhibit L, spread hereupon and incorporated herein by reference.)
- 19. Authorize Advertising of Countywide Cleanup - April 27 - May 1, 2009**
(A true and correct copy of that certain memorandum from County Road Manager Lawrence Morris listing various items for pickup is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference.)
- 20. Approve 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 the applications for which are attached *en masse* hereto as Collective Exhibit N, spread hereupon, and incorporated herein by reference:
- (1) Telepak Network - seeking to place (2) 1.25" hdpe e/w (1) 144 for a minimum depth of 48" along Lake Castle Road
 - (2) Telepak Network - seeking to place (2) 1.25" hdpe e/w (1) 144 for a minimum depth of 48" along Hickory Road
 - (3) Telepak Network - seeking to place (2) 1.25" hdpe e/w (1) 144 for a minimum depth of 48" along Aaron Lane
 - (4) Telepak Network - seeking to place (2) 1.25" hdpe e/w (1) 144 for a minimum depth of 48" along N. Livingston Road
 - (5) Telepak Network - seeking to place (2) 1.25" hdpe e/w (1) 144 for a minimum depth of 48" along Society Ridge Road
 - (6) Telepak Network - seeking to place (2) 1.25" hdpe e/w (1) 144 for a minimum depth of 48" along Lake Cavalier Road
 - (7) CenterPoint Energy - seeking to install 2" plastic main by boring across Old Jackson Road
 - (8) CenterPoint Energy - seeking to install 4" plastic gas main by trenching and boring in a southerly direction along Old Jackson Road
 - (9) AT&T - seeking to place approximately 4,500 feet of 50 pair copper cable along Robinson Road
- 21. Acknowledge Credit Card Report for February 2 through March 9, 2009**
(A true and correct copy of that certain memorandum dated March 19, 2009 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference.)
- 22. Authorize Board Order - State Aid Engineering and Testing Contracts**
(A true and correct copy of said Board Orders for State Aid Engineering and Testing Contracts are attached hereto as Collective Exhibit P, spread hereupon and incorporated herein by reference.)
- 23. Authorize Elevator Maintenance Agreement - Thyssenkrupp Elevator Corporation**
(A true and correct copy of that certain contract with Thyssenkrupp Elevator Corporation for elevator maintenance is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference.)

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- 24. **Adopt “Emergency Declaration - Gluckstadt Road Bridge,” a true and correct copy of which is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference.**
- 25. **Approve Purchase of Workstation at Madison County Citizens Service Agency**
(A true and correct copy of that certain memorandum dated April 6, 2009 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit S, 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	Not Present and Not Voting
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 6th day of April, 2009.

In re: Consideration of Certain Claims for Repair of Vehicles

WHEREAS, During Citizens Concerns, Ms. Debra Parker appeared before the Board and presented certain claims for payment for damage received to her vehicle while traveling Bozeman Road at Cherry Hill Subdivision, and

WHEREAS, Ms. Parker requested the Board overturn Emergency Management Director Butch Hammack’s rejection of said claim, and

WHEREAS, Emergency Management Director Butch Hammack did recommend that such claim be rejected in that the damage to the road was outside the fog line and the Road Department had made necessary repairs same day the matter was reported,

Following discussion, Mr. Tim Johnson did offer and Mr. John Bell Crosby did second a motion to deny such claim. The vote on the matter being as follows:

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

the matter carried by a majority vote (3-2) of the Board and said claim was and is hereby denied.

SO ORDERED this the 6th day of April, 2009.

In re: Consideration of Madison County Nursing Home Refunding Bonds

The Board of Supervisors of Madison County, Mississippi (the "County"), took up the matter of approving the sale by the Mississippi Development Bank (the "Bank") of its Special Obligation Refunding Bonds, Series 2009 (Madison County, Mississippi Limited Tax Pledge Revenue Bonds Refunding Project), in the principal amount not to exceed Nine Million Seven Hundred Thousand Dollars (\$9,700,000), the proceeds of which will provide for the making a loan (the "Loan") to the County under the terms and provisions of a loan agreement secured by a

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promissory note, for the purpose of (i) providing funds for the current refunding and prepayment of certain of the County's outstanding promissory note previously issued by the County to the Bank, as provided herein, (ii) funding a debt service reserve fund for the Bonds, and (iii) paying the costs of issuance of the Bonds and the Note, as hereinafter defined (together, the "Project"). After a discussion of the subject, Supervisor Karl Banks offered and moved the adoption of the following resolution:

RESOLUTION AUTHORIZING THE SALE BY THE MISSISSIPPI DEVELOPMENT BANK (THE "BANK") OF ITS SPECIAL OBLIGATION REFUNDING BONDS, SERIES 2009 (MADISON COUNTY, MISSISSIPPI LIMITED TAX PLEDGE REVENUE BONDS REFUNDING PROJECT), IN THE PRINCIPAL AMOUNT NOT TO EXCEED NINE MILLION SEVEN HUNDRED THOUSAND DOLLARS (\$9,700,000), TO PROVIDE FUNDS FOR A LOAN (THE "LOAN") BETWEEN MADISON COUNTY, MISSISSIPPI (THE "COUNTY"), THE MADISON COUNTY NURSING HOME AND THE BANK PURSUANT TO A LOAN AGREEMENT BETWEEN THE COUNTY AND THE NURSING HOME AND THE BANK (THE "LOAN AGREEMENT") SECURED BY A PROMISSORY NOTE, SERIES 2009 (MADISON COUNTY, MISSISSIPPI LIMITED TAX PLEDGE REVENUE BONDS REFUNDING PROJECT) IN THE PRINCIPAL AMOUNT NOT TO EXCEED NINE MILLION SEVEN HUNDRED THOUSAND DOLLARS (\$9,700,000) (THE "NOTE"); APPROVING THE FORM OF AND EXECUTION OF, AS APPLICABLE, VARIOUS FINANCING DOCUMENTS IN CONNECTION WITH THE LOAN AND THE NOTE, AS PROVIDED HEREIN; AND FOR RELATED PURPOSES.

WHEREAS, the Board of Supervisors of Madison County, Mississippi (the "Governing Body" of the "County"), acting for and on behalf of the County, does hereby find, determine and adjudicate as follows:

1. The County is authorized under the provisions of Miss. Code Ann. § 31-25-1 et seq., as amended (the "Act"), to borrow in such amounts as it may find necessary and proper in order to provide funds for the purpose of (i) providing funds for the current refunding and prepayment of (a) the Issuer's \$8,190,000 outstanding Taxable Special Obligation Bonds, Series 2002 (Madison County, Mississippi Hospital Refunding Project), dated June 4, 2002 (the "2002 Bonds"), and (b) the County's \$8,190,000 outstanding Promissory Note (Madison County, Mississippi Hospital Refunding Project), dated June 4, 2002 (the "2002 Note") (the "Refunding Project"), (ii) funding a debt service reserve fund for the Bonds (defined below), and (iii) paying the costs of issuance of the Bonds and the Note, as hereinafter defined, including the costs of credit enhancement in connection therewith (together, the "Project").
2. It is necessary, proper and economically feasible that the County borrow money by entering into a loan (the "Loan") with the Bank secured by the Note pursuant to the Act for the purposes herein stated and under the procedures hereinafter set forth and as provided by law to provide funds for the Project.
3. It is in the best interest of the County for the Bank to issue its Special Obligation Refunding Bonds, Series 2009 (Madison County, Mississippi Limited Tax Pledge Revenue Bonds Refunding Project), in the principal amount not to exceed Nine Million Seven Hundred Thousand Dollars (\$9,700,000) (the "Bonds") for the purpose of providing funds for the Loan from the Bank to the County to finance the Project.
4. The Governing Body desires (i) to authorize the negotiation of the sale of the Bonds by Government Consultants, Inc., Jackson, Mississippi, as Financial Advisor to the Bank (the "Financial Advisor"), and Butler, Snow, O'Mara, Stevens & Cannada, PLLC, Jackson, Mississippi ("Bond Counsel"), acting on behalf of the Bank, to Crews & Associates (the "Underwriter"), (ii) to approve the form of and distribution of the preliminary official statement (the "Preliminary Official Statement") by the Underwriter for the sale of the Bonds; and (iii) to authorize the execution of the Bond Purchase Agreement (the "BPA") by the President of the Governing Body of the County for the sale of the Bonds subject to approval by the Bank and certain other conditions as hereinafter set forth.

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5. The Governing Body finds it necessary to approve the form of and execution of, as applicable, the Loan Agreement (the "Loan Agreement"), to be dated the delivery date of the Bonds, between the Bank and the County and the Madison County Nursing Home (the "Nursing Home"), the Promissory Note, Series 2009 (Madison County, Mississippi Limited Tax Pledge Revenue Bonds Refunding Project), to be dated the delivery date of the Bonds, of the County and the Nursing Home (the "Note"), the Trust Indenture (the "Indenture"), to be dated the delivery date of the Bonds, between the Bank and Trustmark National Bank, Jackson, Mississippi, as trustee (the "Trustee"), the Intercept Agreement (the "Intercept Agreement"), to be dated the delivery date of the Bonds, among the Bank, the County and the Trustee, and other documents and instruments collateral to the foregoing.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY,
ACTING FOR AND ON BEHALF OF THE COUNTY, AS FOLLOWS:**

SECTION 1. The Governing Body of the County hereby approves the negotiation of the sale of the Bonds to the Underwriter by the Financial Advisor, Bond Counsel and the Bank. Based on the recommendation of the Financial Advisor and Bond Counsel, the President of the Governing Body is hereby authorized to execute the BPA for the sale of the Bonds to the Underwriter with such changes, insertions and omissions as may be approved by such officers, said execution being evidence of such approval provided that the following parameters are met: (i) the Bonds will bear interest at a rate not to exceed a net interest cost of 7% at its initial offering; (ii) approval of the final terms and conditions of the BPA by the President as provided in this Resolution; (iii) term of Bonds not to exceed 25 years; (iv) principal amount of the Bonds not to exceed \$9,700,000; and (v) terms and provisions of the Bonds in compliance with the Act.

SECTION 2. The Loan Agreement, including the form of the Note, are hereby approved, and the President and the Clerk of the Governing Body of the County are hereby authorized and directed to execute said Loan Agreement and Note on behalf of the County. All provisions of the Loan Agreement, including the Note, when executed as authorized herein, shall be incorporated herein, and shall be deemed to be a part of this resolution fully and to the same extent as if separately set out verbatim herein, which said Loan Agreement and Note shall be in substantially the form attached hereto as EXHIBIT A, with such completions, changes, insertions and modifications as shall be approved by the officers executing and delivering the same.

SECTION 3. The form of the Indenture as submitted to this meeting and made a part of this resolution as though set forth in full herein shall be, and the same hereby is, approved in substantially the form as attached hereto as EXHIBIT B with such completions, changes, insertions and modifications as shall be approved by the President and the Clerk of the Governing Body of the County prior to execution and delivery thereof by the Bank and the Trustee in connection with the Loan to the County of the proceeds of the Bonds.

SECTION 4. The Preliminary Official Statement and the Bond Purchase Agreement for the Bonds are hereby approved and ratified in substantially the forms attached hereto. The County hereby deems the Preliminary Official Statement to be "final" as described in Rule 15c2-12(b)(1) of the Securities and Exchange Commission. The President is hereby authorized and directed to approve the final Preliminary Official Statement and Bond Purchase Agreement with such changes, insertions and omissions as may be approved by such officer, said execution being conclusive evidence of such approval, including approval of the sale of the Bonds to the Underwriter. The President is hereby authorized and directed to approve the final Official Statement on behalf of the Governing Body with such changes from the Preliminary Official Statement as he may approve, and, the Governing Body hereby authorizes and ratifies the distribution of said Preliminary Official Statement and said final Official Statement and the use thereof by the Underwriter in connection with the sale of the Bonds. Said Preliminary Official Statement and Bond Purchase Agreement are hereinafter set forth as EXHIBIT C and EXHIBIT D, respectively.

SECTION 5. There has been prepared and submitted to the County the form of the Intercept Agreement, attached hereto as EXHIBIT E, and made a part of the Resolution as though set forth and full herein shall be, and the same hereby is, approved in substantially said form. The

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Date Signed: _____

President and Clerk are hereby authorized and directed to execute and deliver the Intercept Agreement with such changes, insertions and omissions as may be approved by such officers, said agreement and execution being conclusive of such approval.

SECTION 6. The Continuing Disclosure Agreement for the Bonds (the "Continuing Disclosure Agreement"), in the form as attached as an Appendix to the Preliminary Official Statement and made a part of this resolution as though set forth and full herein shall be, and the same hereby is, approved in substantially said form. The President and Clerk are hereby authorized to execute and deliver the Continuing Disclosure Agreement with such changes, insertions and omissions as may be approved by either of such officers, said execution being conclusive evidence of such approval.

SECTION 7. Trustmark National Bank, Jackson, Mississippi, is hereby approved by the County to serve as trustee under the Indenture and the paying agent for the Bonds.

SECTION 8. The President and/or the Clerk of the Governing Body of the County is hereby authorized and directed to sign requisitions and perform such other acts as may be necessary to authorize the Trustee to pay on the date of the issuance of the Bonds the costs of issuance of said Bonds and cost of issuance for the Loan between the Bank and the County; provided, however, total costs of issuance for said Bonds and Loan shall not exceed 4.00% of the par amount of the Bonds, which amount includes the initial costs of any credit enhancement for the Bonds and/or a debt service reserve surety bond. The Governing Body hereby employs Butler, Snow, O'Mara, Stevens & Cannada, PLLC, as Bond Counsel, Danks, Cory, Miller & Hamer, Jackson, Mississippi, as the County's Counsel, and Government Consultants, Inc., Jackson, Mississippi as Financial Advisor, and authorizes such entities to prepare and distribute all necessary documents and to do all things required in order to negotiate the sale of the Bonds to Crews & Associates, as underwriter for the Bonds, and to effectuate the issuance of such Bonds; provided, however, that the Governing Body of the County hereby fully authorizes the President to approve replacement or changes of any engagement and employment of persons, firms and entities noted above to serve various roles in connection with the issuance of the Bonds, the consummation of the Loan and issuance of the Note, and no further action shall be required of the Governing Body to approve such engagement and employment changes. The Governing Body further authorizes members of the Governing Body and any other necessary representatives of the County to travel on behalf of the County in order to procure municipal bond ratings and/or municipal bond insurance and/or other credit enhancement in connection with the Bonds and the Note. No fee will be due to Bond Counsel, the County's Counsel or the Financial Advisor unless the Bonds and the Note are issued and the Loan completed.

SECTION 9. Upon receiving the recommendation of the Financial Advisor to the Bank, Bond Counsel and Counsel to the County, the President of the Governing Body is hereby authorized and directed to make all final determinations necessary to prepare the Preliminary Official Statement, BPA, Indenture, Loan Agreement, Note and the Intercept Agreement for the sale of the Bonds, including the date of sale, the dated date of the Bonds, the final principal amount of the Bonds, the maturity schedule relating to the Bonds, the redemption terms of the Bonds and any other terms thereof; provided, however, that all such determinations shall be made subject to approval by the Executive Director of the Bank, to be evidenced by the execution of the BPA for the sale of the Bonds by the President of the Governing Body, acting for and on behalf of the County, pursuant to this resolution and Executive Director of the Bank, acting for and on behalf of the Bank.

SECTION 10. The President and Clerk be, and they are hereby authorized and directed for and on behalf of the Governing Body, to take any and all such action as may be required by the County to carry out and to give effect to the aforesaid documents authorized pursuant to this resolution and to execute all papers, documents, certificates and other instruments that may be required for the carrying out of the authority conferred by this resolution in order to evidence said authority, including the approval of the final Official Statement in connection with the Bonds and for any municipal bond insurance, surety bond or other credit enhancement in connection with the Bonds.

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SECTION 11. This resolution shall serve as notice to the Bank and Trustmark National Bank (the "Prior Trustee"), in its capacity as paying agent and trustee for the 2002 Bonds (as such term is defined in the Loan Agreement and the Indenture and as provided on Exhibit F hereto) of the County's desire to provide for the Refunding Project. Certain of the Refunded Bonds include obligations previously issued by the Bank for the benefit of the County. The County hereby authorizes and approves (a) the refunding of the Refunded Bonds at such times and on such dates as determined by the President upon advice of the Financial Advisor, (b) the Prior Trustee providing any required notices of redemption in connection with the Refunding Project, and (c) the Prior Trustee or Bond Counsel subscribing for U.S. Treasury Securities - State and Local Government Series, if such subscription is deemed necessary by the Financial Advisor in connection with the refunding of the Refunded Bonds. If an Escrow Agreement is deemed necessary in connection with completing the Refunding Project, the Governing Body hereby approves the execution and delivery of any such Escrow Agreement by the President and/or the Clerk for an on behalf of the Governing Body.

SECTION 12. The President, Board of Supervisors, and/or Clerk, Board of Supervisors, are further authorized and directed to execute and deliver such additional documents and certificates which are required in connection with this Resolution to provide for the Loan and the sale, issuance and delivery of the Bonds and the Note. If the date of the issuance and delivery of the Bonds, and/or the execution and delivery of any of the documents attached hereto and adopted hereby occurs after April, 2009, then the Governing Body of the County hereby fully authorizes the President and Clerk to approve all applicable and necessary changes to the documents attached hereto or otherwise and related to such change to provide for the dating of documents for the appropriate month in 2009 or other applicable year (including the Bonds), the execution of said documents being conclusive evidence of such approval, and no further action shall be required of the Governing Body to approve such date changes. Notwithstanding any other provision herein or in any attachments hereto, the Board of Supervisors further authorizes any necessary changes to the name and/or title and/or series and sub-series designation of the Bonds and/or the Note and corresponding changes to any of the related documents attached hereto if it is determined, after consultation with the Financial Advisor, that it is in the best economic interest of the County for the Bonds and/or the Note to be issued (a) as obligations bearing fixed interest rates as opposed to variable interest rates and that such obligations will not be initially issued as variable rate demand bonds, and/or (b) in one or more taxable or tax-exempt series or sub-series within a series, as municipal bond market conditions may dictate.

Following the reading of the foregoing Resolution, Supervisor Tim Johnson seconded the motion for its adoption. The President put the question to a roll call vote, and the result was as follows:

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

The motion having received the affirmative vote of a majority of the members present, the President declared the motion carried and the resolution adopted this the 6th day of April, 2009.

EXHIBIT A
FORM OF LOAN AGREEMENT AND NOTE

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

EXHIBIT B
FORM OF TRUST INDENTURE

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

EXHIBIT C
FORM OF PRELIMINARY OFFICIAL STATEMENT

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

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EXHIBIT D
FORM OF BOND PURCHASE AGREEMENT

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

EXHIBIT E
FORM OF INTERCEPT AGREEMENT

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

EXHIBIT F
REFUNDED BONDS

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

Up to \$8,190,000 outstanding principal amount of the \$12,000,000 initial aggregate principal amount of Mississippi Development Bank Taxable Special Obligation Bonds, Series 2002 (Madison County, Mississippi Hospital Refunding Project), dated June 4, 2002; and

Corresponding up to \$8,190,000 outstanding principal amount of the \$12,000,000 initial aggregate principal amount of Promissory Note, dated June 4, 2002, from Madison County, Mississippi and the Madison County Nursing Home to the Mississippi Development Bank

SO ORDERED this the 6th day of April, 2009.

***In re: Consideration of Mississippi Development Bank
Loan Agreement for Special Obligation Refunding Bonds, Series 2009***

The Board of Supervisors of Madison County, Mississippi (the "County"), took up for further consideration the matter of the Loan Agreement with Mississippi Development Bank for Special Obligation Refunding Bonds, Series 2009, of said County, in the maximum principal amount of Three Million Dollars (\$3,000,000). After a discussion of the subject, Supervisor Karl M. Banks offered and moved the adoption of the following resolution:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, AUTHORIZING THE NEGOTIATION FOR THE SALE BY THE MISSISSIPPI DEVELOPMENT BANK (THE "BANK") OF ITS SPECIAL OBLIGATION REFUNDING BONDS, SERIES 2009 (MADISON COUNTY, MISSISSIPPI CAPITAL PROJECTS AND EQUIPMENT ACQUISITION PROGRAM LOAN REFUNDING PROJECT), IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED THREE MILLION DOLLARS (\$3,000,000) (THE "BONDS") TO PROVIDE FUNDS FOR A LOAN (THE "LOAN") BETWEEN MADISON COUNTY, MISSISSIPPI (THE "COUNTY"), AND THE BANK PURSUANT TO A LOAN AGREEMENT BETWEEN THE COUNTY AND THE BANK SECURED BY A PROMISSORY NOTE (MADISON COUNTY, MISSISSIPPI CAPITAL PROJECTS AND EQUIPMENT ACQUISITION PROGRAM LOAN REFUNDING PROJECT) IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED THREE MILLION DOLLARS (\$3,000,000) (THE "NOTE"); APPROVING THE FORM OF AND EXECUTION OF, AS APPLICABLE, THE LOAN AGREEMENT, THE NOTE, THE TRUST INDENTURE, THE PRELIMINARY OFFICIAL STATEMENT, THE OFFICIAL STATEMENT, THE BOND PURCHASE AGREEMENT, AND THE INTERCEPT AGREEMENT, ALL AS DESCRIBED HEREIN; AND FOR RELATED PURPOSES.

WHEREAS, the Board of Supervisors of Madison County, Mississippi (the "Governing Body" of the "County"), acting for and on behalf of the County, does hereby find, determine and adjudicate as follows:

1. The County is authorized under the provisions of Miss. Code Ann. § 31-25-1 et seq., as amended (the "Act"), to borrow in such amounts as it may find necessary and proper in order to provide funds for (i) the prepayment and current refunding of the outstanding principal of the County's \$10,350,000 Promissory Note (Mississippi Development Bank 2001 Capital Projects and Equipment Acquisition Program) dated July 27, 2004 currently outstanding in the amount of

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\$2,323,486.72 (the "2004 Note") (the "Refunding Project"), which 2004 Note secures the loan between the County and the Mississippi Development Bank (the "Bank") (the "2004 Loan") under the Loan Agreement, dated July 27, 2004, by and between the County and the Bank, said 2004 Loan being funded from a portion of the proceeds of the Bank's \$125,000,000 Mississippi Development Bank Special Obligation Bonds (Capital Projects and Equipment Acquisition Program), Series 2001A (the "2001 Bank Bonds"), dated as of March 6, 2001; (ii) funding a debt service reserve fund for the Bonds; and (iii) paying the costs of issuance of the Bonds and the Note, as hereinafter defined, including the costs of any credit enhancement in connection therewith (together, the "Project").

2. It is necessary, proper and economically feasible that the County borrow money by entering into the Loan with the Bank secured by the Note pursuant to the Act for the purposes herein stated and under the procedures hereinafter set forth and as provided by law to provide funds for the Project.

3. It is in the best interest of the County for the Bank to issue its Special Obligation Refunding Bonds, Series 2009 (Madison County, Mississippi Capital Projects and Equipment Acquisition Program Loan Refunding Project) in the principal amount of not to exceed Three Million Dollars (\$3,000,000) (the "Bonds") for the purpose of providing funds for the Loan between the Bank and the County to finance the Project.

4. The Governing Body desires (i) to authorize the negotiation for the sale of the Bonds by and to employ Government Consultants, Inc., Jackson, Mississippi, Financial Advisor to the Bank (the "Financial Advisor"), and Butler, Snow, O'Mara, Stevens & Cannada, PLLC, Jackson, Mississippi, Bond Counsel, to Crews & Associates, Inc. (the "Underwriter"); (ii) approve the form of and distribution of the preliminary official statement (the "Preliminary Official Statement") and the Bond Purchase Agreement, to be dated the date of sale of the Bonds (the "Bond Purchase Agreement"), by the Financial Advisor and Bond Counsel for the sale of the Bonds; (iii) to authorize the execution of the Bond Purchase Agreement by the President of the Governing Body and Chancery Clerk of the County for the sale of the Bonds to the Underwriter, subject to approval by the Bank and certain other conditions as hereinafter set forth; (iv) approve the form of and execution of, as applicable, the Loan Agreement, the Trust Indenture, and the Intercept Agreement, all as hereinafter defined; (v) approve the application for municipal bond insurance and/or debt service reserve surety bond; (vi) approve the appointment by the Bank of a trustee under the Indenture, as hereinafter defined, for the Bonds; and (vii) approve the payment of costs of issuance expenses.

5. The Governing Body finds it necessary to approve the form of and execution of, as applicable, the Loan Agreement, to be dated the date of delivery thereof, by and between the Bank and the County (the "Loan Agreement"), the not to exceed \$3,000,000 Promissory Note (Madison County, Mississippi Capital Projects and Equipment Acquisition Program Loan Refunding Project), to be dated the date of delivery thereof, of the County (the "Note"), the Trust Indenture, to be dated the date of delivery thereof, by and between the Bank and Trustmark Bank, Jackson, Mississippi (the "Trustee") (the "Indenture"), the Bond Purchase Agreement for the sale of the Bonds, and the Intercept Agreement, to be dated the date of delivery thereof, by and between the County and the Bank (the "Intercept Agreement").

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY
ACTING FOR AND ON BEHALF OF THE COUNTY, AS FOLLOWS:**

SECTION 1. The Governing Body of the County does hereby approve the negotiation for the sale of the Bonds by the Financial Advisor and Bond Counsel, acting for and on behalf of the Bank, to the Underwriter. Based on the recommendation of the Financial Advisor and Bond Counsel, the President of the Governing Body and the Chancery Clerk of the County are hereby authorized to execute the Bond Purchase Agreement to award the sale of the Bonds to the Underwriter for the Bonds with such changes, insertions and omissions as may be approved by such officers, said execution being evidence of such approval provided that the parameters in the following sentence are met. The Governing Body hereby agrees to sell the Bonds in the principal amount not to exceed \$3,000,000 pursuant to the terms and conditions of the Bond Purchase

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Agreement subject to the approval of the President of the Governing Body and the Chancery Clerk of the County of the following: (1) a net interest cost on the Bonds of not more than 7.00%; (2) approval by the Bank of the Bond Purchase Agreement for the sale of the Bonds evidenced by the Bank's execution of the Bond Purchase Agreement; (3) term of the Bonds not to exceed 20 years; (4) bond par amount not to exceed \$3,000,000, and (5) terms and provisions of the Bonds in compliance with the Act.

SECTION 2. The President of the Governing Body and the Chancery Clerk of the County are hereby authorized and directed to endorse upon the aforesaid Bond Purchase Agreement a suitable notation as evidence of the acceptance thereof, for and on behalf of the County. The Clerk of the Governing Body of the County is hereby directed to forward to the Bank the executed Bond Purchase Agreement.

SECTION 3. The form of the Loan Agreement, including the form of the Note, are hereby approved, and the President of the Governing Body and the Chancery Clerk of the County are hereby authorized and directed to execute said Loan Agreement and the Note for and on behalf of the County. All provisions of the Loan Agreement, including the Note, when executed as authorized herein, shall be incorporated herein, and shall be deemed to be a part of this resolution fully and to the same extent as if separately set out verbatim herein, which said Loan Agreement and the Note shall be in substantially the form attached hereto as EXHIBIT A, with such completions, changes, insertions and modifications as shall be approved by the officers executing and delivering the same, said execution being conclusive evidence of such approval.

SECTION 4. The form of the Indenture as submitted to the Governing Body at this meeting and made a part of this resolution as though set forth in full herein shall be, and the same hereby is, approved in substantially the form as attached hereto as EXHIBIT B with such completions, changes, insertions and modifications as shall be approved by the President of the Governing Body and the Chancery Clerk of the County prior to execution and delivery by the Bank and the Trustee in connection with the Loan to the County of the proceeds of the Bonds.

SECTION 5. The form of the Preliminary Official Statement and the Bond Purchase Agreement for the Bonds are hereby approved and ratified in substantially the form attached hereto. The President is hereby authorized and directed to approve the final Official Statement on behalf of the Governing Body with such changes from the Preliminary Official Statement as he may approve, and, the Governing Body hereby authorizes and ratifies the distribution of said Preliminary Official Statement, the Bond Purchase Agreement and said final Official Statement and the use thereof by the Underwriter in connection with the sale of the Bonds. Said Preliminary Official Statement and Bond Purchase Agreement are hereinafter set forth as EXHIBIT C and EXHIBIT D, respectively.

SECTION 6. The form of the Intercept Agreement is hereby approved, and the President of the Governing Body and the Chancery Clerk of the County are hereby authorized and directed to execute said Intercept Agreement on behalf of the County. All provisions of the Intercept Agreement, when executed as authorized herein, shall be incorporated herein, and shall be deemed to be a part of this resolution fully and to the same extent as if separately set out verbatim herein, which said Intercept Agreement shall be in substantially the form attached hereto as EXHIBIT E, with such completions, changes, insertions and modifications as shall be approved by the officers executing and delivering the same, said execution being conclusive evidence of such approval.

SECTION 7. The President of the Governing Body or the Chancery Clerk of the County is each hereby authorized and directed to sign requisitions and perform such other acts as may be necessary to authorize the Trustee to pay on the issue date of the Bonds the costs of issuance of said Bonds and cost of issuance for the Note; provided, however, total costs of issuance for said Bonds and the Note shall not exceed 4% of the par amount of the Bonds (exclusive of Underwriter's discount and premiums for municipal bond insurance and/or debt service reserve surety bond). The Governing Body hereby employs Butler, Snow, O'Mara, Stevens & Cannada, PLLC, as Bond Counsel, Danks, Cory, Miller & Hamer, Jackson, Mississippi, as the County's Counsel, and Government Consultants, Inc., Jackson, Mississippi as Financial Advisor, and

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authorizes such entities to prepare and distribute all necessary documents and to do all things required in order to negotiate the sale of the Bonds to Crews & Associates, as underwriter for the Bonds, and to effectuate the issuance of such Bonds. The Governing Body further authorizes members of the Governing Body and any other necessary representatives of the County to travel on behalf of the County in order to procure municipal bond ratings and/or municipal bond insurance and/or other credit enhancement in connection with the Bonds and the Note. No fee will be due to Bond Counsel, the County's Counsel or the Financial Advisor unless the Bonds and the Note are issued and the Loan completed.

SECTION 8. If the Bank executes a commitment for the provision of municipal bond insurance and/or a debt service reserve surety bond for the Bonds and any additional documents and certificates which are required by any provider of such municipal bond insurance and/or debt service reserve surety bond selected to provide credit enhancement in connection with the issuance of the Bonds, the President of the Governing Body is hereby authorized to approve any changes, insertions and omissions as may be required by the provider of the municipal bond insurance and/or debt service reserve surety bond to the Indenture, Loan Agreement, Note, Intercept Agreement, Bond Purchase Agreement and/or Preliminary Official Statement as are approved by the Executive Director of the Bank evidenced by such officer's execution of the commitment for said municipal bond insurance and/or debt service reserve surety bond and other additional documents and certificates. In anticipation of the issuance of a commitment for municipal bond insurance for the Bonds, the County hereby approves the references to the bond insurer, the municipal bond insurance policy and related documents in the attached documents and the deletion of said references if no commitment for municipal bond insurance is provided. Payment of the premiums, if applicable, for such municipal bond insurance from the proceeds of the Bonds is hereby approved.

SECTION 9. This resolution shall serve as notice to the Bank and Hancock Bank (the "Prior Paying Agent"), in its capacity as paying agent and trustee for the 2001 Bank Bonds of the County's desire to provide for the Refunding Project. The County hereby authorizes and approves (a) the refunding and prepayment of the outstanding amount of the 2004 Note at such times and on such dates as determined by the President upon advice of the Financial Advisor, (b) the Prior Paying Agent providing any required notices of redemption in connection with the Refunding Project, and (c) the Prior Paying Agent or Bond Counsel subscribing for U.S. Treasury Securities - State and Local Government Series, if such subscription is deemed necessary by the Financial Advisor in connection with the refunding and prepayment of the 2004 Note. If an Escrow Agreement is deemed necessary in connection with completing the Refunding Project, the Governing Body hereby approves the execution and delivery of any such Escrow Agreement by the President and/or the Clerk for an on behalf of the Governing Body.

SECTION 10. Upon receiving the recommendation of the Financial Advisor to the Bank, Bond Counsel and Counsel to the County, the President of the Governing Body is hereby authorized and directed to make all final determinations necessary to prepare the Preliminary Official Statement, Bond Purchase Agreement, Trust Indenture, Loan Agreement, and Intercept Agreement for the sale of the Bonds, including the date of sale, the dated date of the Bonds, the final principal amount of the Bonds, the maturity schedule relating to the Bonds, the redemption terms of the Bonds and any other terms thereof; provided, however, that all such determinations shall be made subject to approval by the Executive Director of the Bank, acting for and on behalf of the Bank, pursuant to a resolution to be adopted by the Bank on April 8, 2009, to be evidenced by the execution of the Bond Purchase Agreement for the sale of the Bonds, and by the President of the Governing Body and the Chancery Clerk of the County, acting for and on behalf of the County, pursuant to this resolution.

SECTION 11. The President, Board of Supervisors, and/or Clerk, Board of Supervisors, are further authorized and directed to execute and deliver such additional documents and certificates which are required in connection with this Resolution to provide for the Loan and the sale, issuance and delivery of the Bonds and the Note. If the date of the issuance and delivery of the Bonds, and/or the execution and delivery of any of the documents attached hereto and adopted hereby occurs after April or May, 2009, then the Governing Body of the County hereby fully authorizes the President and Clerk to approve all applicable and necessary changes to the

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documents attached hereto or otherwise and related to such change to provide for the dating of documents for the appropriate month in 2009 or other applicable year (including the Bonds), the execution of said documents being conclusive evidence of such approval, and no further action shall be required of the Governing Body to approve such date changes. Notwithstanding any other provision herein or in any attachments hereto, the Board of Supervisors further authorizes any necessary changes to the name and/or title and/or series and sub-series designation of the Bonds and/or the Note and corresponding changes to any of the related documents attached hereto if it is determined, after consultation with the Financial Advisor, that it is in the best economic interest of the County for the Bonds and/or the Note to be issued (a) as obligations bearing fixed interest rates as opposed to variable interest rates and that such obligations will not be initially issued as variable rate demand bonds, and/or (b) in one or more taxable or tax-exempt series or sub-series within a series, as municipal bond market conditions may dictate.

SECTION 12. The County hereby designates the Bonds as "qualified tax-exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Internal Revenue Code of 1986 in effect on the date of issuance of the Bonds, and the applicable regulations or rulings promulgated or proposed thereunder, and any successor thereto (the "Code"). For purposes of this designation, the County hereby represents that:

1. The County is a "qualified borrower" as defined in Section 265(b)(3)(G)(vi) of the Code;
2. The County reasonably anticipates that the amount of 2009 Tax-Exempt Obligations, as hereinafter defined, to be issued and the amount of obligations to be designated as 2009 Qualified Tax-Exempt Obligations during the period from January 1, 2009 to December 31, 2009 (the "Calendar Year 2009") will not exceed \$30,000,000; and
3. For purposes of this Section 12, the following obligations are not taken into account in determining the aggregate principal amount of 2009 Tax-Exempt Obligations, as hereinafter defined: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided for in Section 265(b)(3)(C)(ii)(III) of the Code. The County shall provide to the Bank written notice of any 2009 Tax-Exempt Obligation (other than the Bonds) at least 30 days prior to the issuance thereof.

For purposes of this Section 12 the following terms shall mean:

"2009 Tax-Exempt Obligations" shall mean the sum of (i) the amount of any obligations issued by the County during Calendar Year 2009 the interest on which is wholly exempt from taxes imposed by subtitle A of the Code and (ii) the amount of any obligations issued by the Bank (or any other conduit issuer) during Calendar Year 2009 the interest on which is wholly exempt from taxes imposed by subtitle A of the Code and the proceeds of which are used directly or indirectly to make or finance loans to the County.

"2009 Qualified Tax-Exempt Obligations" shall mean the sum of (i) the amount of the Bonds and (ii) the amount of any other 2009 Tax-Exempt Obligations designated by the County and/or the Issuer during Calendar Year 2009 as "qualified tax-exempt obligations" pursuant Section 265(b)(3) of the Code.

SECTION 13. This resolution shall become effective immediately and all resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, repealed.

Following the reading of the foregoing Resolution, Supervisor Tim Johnson seconded the motion for its adoption. The President put the question to a roll call vote, and the result was as follows:

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

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The motion having received the affirmative vote of a majority of the members present, the President declared the motion carried and the resolution adopted this the 6th day of April, 2009.

EXHIBIT A
FORM OF LOAN AGREEMENT AND NOTE

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

EXHIBIT B
FORM OF TRUST INDENTURE

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

EXHIBIT C
FORM OF PRELIMINARY OFFICIAL STATEMENT

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

EXHIBIT D
FORM OF BOND PURCHASE AGREEMENT

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

EXHIBIT E
FORM OF INTERCEPT AGREEMENT

(A true and correct copy of said which may be found in the Miscellaneous File to these Minutes.)

SO ORDERED this the 6th day of April, 2009.

In re: Authorize Chancery Clerk Draft a Resolution Honoring Thomas Johnson

Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to authorize and direct Chancery Clerk Arthur Johnston draft a resolution honoring the life of Mr. Thomas Johnson and for his years of service on the Madison County Economic Development Authority Board to be presented to his widow at a later date. 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 hereby authorized and directed.

SO ORDERED this the 6th day of April, 2009.

In re: Discussion on Animal Control Memorandum of Understanding with City of Canton

WHEREAS, Canton Chief of Police Robert Winn and Assistant Chief of Police Bracey Coleman appeared before the Board and expressed a concern of several matters for the Animal Control Department to continue performing their duties, and

WHEREAS, Chief Winn (1) reported to the Board a need for an additional employee to assist with the many calls received within the county, (2) requested funding for pads to place kennels due to overflow of animals being picked up, and (3) requested permission to issue citations to individuals for violation of animal control within subdivisions,

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Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to authorize the Board Attorney to evaluate each request presented by Chief Winn and have Chief Winn re-appear before the Board with a recommendation to the Board with project costs. 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 Attorney and Chief Winn were and are hereby so authorized.

SO ORDERED this the 6th day of April, 2009.

In re: Discussion of Sides, LLC Bond Issue

WHEREAS, Board Attorney Eric Hamer appeared before the Board and requested permission to prepare a Letter Agreement with Sides, LLC to draw monies, if needed, for necessary improvements to North Livingston Road,

Following discussion, Mr. D. I. Smith did offer and Mr. John Bell Crosby did second a motion to (1) authorize the Board Attorney to prepare a Letter of Agreement with Sides, LLC to draw monies, if needed, for necessary improvements to North Livingston Road and (2) authorize Board Attorney Eric Hamer, County Administrator Donnie Caughman, County Engineer Rudy Warnock, Supervisor D. I. Smith, and Alderman Michael Hudgins with the City of Madison to confer with the developer to discuss the requirements of Sides, LLC as referenced in the October 6, 2009 minutes. 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 Attorney, County Administrator, County Engineer, Supervisor Smith were and are hereby so authorized.

SO ORDERED this the 6th day of April, 2009.

In re: Consideration of Zoning Violation - Eddie Tate/St. David's Way

WHEREAS, County Zoning Administrator Brad Sellers appeared before the Board and advised the Board of what he deemed to be a violation by Mr. Eddie Tate regarding use of a commercial business operation, known as Thyritronics, on his property zoned R-1 Residential in violation of county's zoning ordinance, and

WHEREAS, the property in question is described by tax parcel numbers 082H-34-001/02.05, and

WHEREAS, Mr. Sellers reported that Mr. Tate had not acquired a building permit prior to remodeling a three car garage to be used for business purposes, and

WHEREAS, Mr. Sellers had conferred with the Tax Collector as to a privilege license for this property and was informed there was no record of such,

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Following discussion and at the recommendation of the Zoning Administrator, Mr. Tim Johnson did offer and Mr. D. I. Smith did second a motion to require Mr. Tate to obtain a privilege license and building permit. 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. Tate was and is hereby so required.

SO ORDERED this the 6th day of April, 2009.

***In re: Consideration of Request of Ms. Kathy Burkes for
Permission to Place Mobile Home in an R-1 Residential District***

WHEREAS, County Zoning Administrator Brad Sellers appeared before the Board and presented a request from Ms. Kathy Burkes seeking permission to place a mobile home on certain property zoned R-2 Residential District on Spring Creek Road to care for her mother, Ms. Elise V. Shoemaker, and

WHEREAS, Mr. Sellers presented a signed statement from Ms. Shoemaker's physician, Dr. Wilford Patterson, supporting Mr. Burkes' request,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to grant the request to place a new mobile home in an R-1 Residential District with the understanding that the home would be for Ms. Shoemaker's use only and to be removed if Ms. Shoemaker vacates said home. 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 request was and is hereby approved.

SO ORDERED this the 6th day of April, 2009.

***In re: Set Public Hearing to Regarding Mannsdale Heritage
Preservation District***

Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to authorize Zoning Administrator Brad Sellers to set a public hearing for May 18, 2009 at 9:00 a.m. to discuss the parameters of the Mannsdale Heritage Preservation District and to discuss dissolution of same. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting ¹
Supervisor Tim Johnson	Aye
Supervisor D. I. Smith	No
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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

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the matter carried by a majority vote (3-1) of the Board and said public hearing was and is hereby set.

SO ORDERED this the 6th day of April, 2009.

In re: Request to Upgrade Radio System at Sheriff's Department and Town of Flora Police Department

WHEREAS, Emergency Management Director Butch Hammack appeared before the Board and presented a request from Flora Chief of Police Judy Tucker requesting funding to install a repeater to enhance police, fire and emergency communications, and

WHEREAS, Mr. Hammack also presented two (2) quotes, true and correct copies of which are attached hereto as Collective Exhibit T, spread hereupon and incorporated herein by reference, for the purchase and installation of repeater at Flora Police Department and the Madison County Sheriff's Department, and

WHEREAS, Mr. Hammack reported that Ozborn Communications had submitted the lowest and best bid and recommended the approval of same,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to accept the low quote of \$19,957.87 from Ozborn Communication and direct the issuance of a purchase order in said amount unto said firm for the purchase and installation of said repeater. 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 quote of Ozborn Communication was and is hereby accepted as the lowest and a purchase order was and is hereby directed to be issued unto said firm in the amount of \$19,957.87.

SO ORDERED this the 6th day of April, 2009.

In re: Approval of Storm Water Management Plan

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented the Storm Water Management Plan for the period January 5, 2009 through December 31, 2013 and requested approval of same, and

WHEREAS, a true and correct copy of which is attached hereto as Exhibit U, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to approve and adopt the Storm Water Management Plan for the period January 5, 2009 through December 31, 2013 as presented by the County Engineer. 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: _____

the matter carried unanimously and said plan was and is hereby approved and adopted.

SO ORDERED this the 6th day of April, 2009.

In re: Acknowledge Madison County’s 2009 Annual Report for (MS4) General Permit: MSRMS4-031 and Authorize Forwarding to Mississippi Department of Environmental Quality

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented Madison County’s 2009 Annual Report for (MS4) General Permit: MSRMS4-031 and requested permission to forward same to Mississippi Department of Environmental Quality, and

WHEREAS, a true and correct copy of which is attached hereto as Exhibit V, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to acknowledge Madison County’s 2009 Annual Report for (MS4) General Permit: MSRMS4-031 as presented by the County Engineer and authorized Mr. Warnock to forward said report to Mississippi Department of Environmental Quality. 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 report was and is hereby acknowledged and the County Engineer was and is hereby directed.

SO ORDERED this the 6th day of April, 2009.

In re: Consideration of Final Claim for Reimbursement by Bear Creek Water Association, Inc. Regarding the Gluckstadt Road Widening Project

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented the written request of Bear Creek Water Association, Inc., seeking payment of the county’s share of costs in the amount of \$66,795.42 associated with the relocation of its water lines along and as a part of the Gluckstadt Road Widening Project, and

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

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to approve said payment. 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 Chancery Clerk was and is hereby authorized and directed to issue a pay warrant in the amount of \$66,795.42 unto Bear Creek Water Association, Inc.

SO ORDERED this the 6th day of April, 2009.

***In re: Consideration of Claim of CenterPoint Entergy
Regarding the Gluckstadt Road Widening Project***

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented the written request of CenterPoint Entergy seeking payment of the county's share of costs in the amount of \$107,100.00 associated with the relocation of its gas lines along and as a part of the Gluckstadt Road Widening Project, and

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

Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to approve said payment as 90% of the cost of said relocation in the amount of \$107,100.00 as authorized in the minutes of May 5, 2008. The vote on the matter being as follows:

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

the matter carried unanimously and the Chancery Clerk was and is hereby authorized and directed to issue a pay warrant in the amount of \$107,100.00 unto CenterPoint Entergy.

SO ORDERED this the 6th day of April, 2009.

***In re: Acknowledge Proposed Distribution of AARA Funds and
Authorize County Engineer to Use Funds for North Old Canton Road***

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented the "Madison Counties Proposed Distribution of ARRA Funds" report, a true and correct copy of which is attached hereto as Exhibit Y, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Warnock reported that the funds would be distributed five (5) ways among the Cities of Canton, Madison, Ridgeland, and Flora and Madison County,

Following discussion, Mr. Tim Johnson did offer and Mr. John Bell Crosby did second a motion to acknowledge "Madison Counties Proposed Distribution of ARRA Funds." 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 report was and is hereby acknowledged.

SO ORDERED this the 6th day of April, 2009.

President's Initials: _____

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Thereafter, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to authorize County Engineer Rudy Warnock to use the aforementioned funds for North Old Canton Road from the Canton city limits to Deerfield Subdivision. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Warnock was and is hereby authorized.

SO ORDERED this the 6th day of April, 2009.

In re: Consideration of NATR 3P16 Sign Placement

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented written documentation from Mr. Scott Winburn of Eastern Federal Lands Highway Division requesting approval of NATR 3P16 sign placement along the Natchez Trace Parkway from Livingston Road to Highland Colony Parkway, and

WHEREAS, a true and correct copy of said written request along with location map, permanent striping and permanent sign plans and a traffic plan is attached hereto as Exhibit Z, spread hereupon and incorporated herein by reference,

Mr. D. I. Smith did offer and Mr. John Bell Crosby did second a motion to authorize and approve the placement of the NATR 3P16 sign placement. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Warnock was and is hereby authorized.

SO ORDERED this the 6th day of April, 2009.

In re: Approval of Claims Docket for April 6, 2009

WHEREAS, the Board reviewed the claims docket for April 6, 2009, and

WHEREAS, the County Comptroller Mark Houston 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:

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Fund	Claim Nos.	No. of Claims	Amount
001	2090 to 2264	175	747,103.08
002	7 to 9	3	61,629.67
012	115 to 126	12	10,763.86
013	19 to 20	2	71,839.00
014	7 to 7	1	2,464.57
051	21 to 25	5	190,967.30
095	13 to 14	2	121,018.63
097	196 to 215	20	42,272.12
105	24 to 25	2	8,392.70
113	8 to 8	1	886.71
114	15 to 15	1	998.28
115	51 to 53	3	1,736.19
116	29 to 32	4	300,301.17
119	5 to 5	1	53,000.00
120	49 to 54	6	676.63
121	24 to 25	2	125.76
137	10 to 10	1	125,000.00
150	483 to 535	53	455,379.97
160	144 to 174	31	46,607.00
190	89 to 101	13	6,200.02
226	9 to 11	3	1,915,453.15
240	7 to 7	1	4,061.15
302	34 to 37	4	38,561.39
305	12 to 13	2	123,895.55
401	10 to 10	1	17,144.89
690	13 to 14	2	98,954.79
691	13 to 14	2	118,436.80
TOTAL ALL FUNDS		353	4,563,870.38

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to approve the claims docket as presented. 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 AA, 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 6th day of April, 2009.

In re: Awarding of Bid to Old River Truck Sales for Single-Axel and Tandem-Axel Garbage Trucks

WHEREAS, County Purchase Clerk Hardy Crunk appeared before the Board and presented the bids for single-axel and tandem-axel garbage trucks with compactor bodies, and

WHEREAS, a true and correct copy of Mr. Crunk's memorandum dated April 1, 2009 containing the bid tabulations and his recommendations on what actions to take if the Board

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desires to begin in-house collection of garbage on October 1, 2009, is attached hereto as Exhibit BB, spread hereupon and incorporated herein by reference, and

WHEREAS, in his estimation, the lowest and best bidder for the purchase of three (3) single-axle garbage trucks with compactor body was Old River Truck Sales who submitted a bid in the total amount of \$141,305.42 each, and

WHEREAS, in his estimation, the lowest and best bidder for the purchase of three (3) tandem-axle garbage trucks with compactor body was Old River Truck Sales who submitted a bid in the total amount of \$151,014.95, and

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to (1) reject the bids of Ingram Equipment Company, Empire Truck Sales, Truck Equipment Sales, and Tri-State as irregular and non-conforming, for the reasons stated Exhibit BB and (2) accept and award the bid of Old River Truck Sales as the lowest and best bid received for the purchase of three single-axel and three tandem-axel garbage trucks, as outlited in Exhibit BB. The vote on the matter being as follows:

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

the matter carried by a majority vote (3-2) of the Board and the bid of Old River Truck Sales was and is hereby accepted, the bids of Ingram Equipment Company, Empire Truck Sales, Truck Equipment Sales, and Tri-State were and are hereby rejected.

SO ORDERED this the 6th day of April, 2009.

***In re: Approval of Contract Change Order
Madison County Historic Courthouse
Roof Repair and Roof Drain***

WHEREAS, County Administrator Donnie Caughman appeared before the Board and presented a proposed change order for roof repair and other aspects of the historic Madison County Historic Courthouse, and

WHEREAS, Mr. Caughman reported that in addition to the work previously contracted for, after work began, the contractor, Gulf South Construction Company, LLC determined that additional roof repair and roof drain repair would be necessary at an additional cost not to exceed \$17,140.94, and

WHEREAS, correspondence detailing this change is attached hereto as Exhibit CC, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to approve the request for additional shore up work as outlined in said Exhibit CC. The vote on the matter being as follows:

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Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Not Present and Not Voting ²
Supervisor D. I. Smith	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 6th day of April, 2009.

***In re: Acknowledge Report on Inspection of
CN Railroad Grade Crossings***

WHEREAS, County Administrator Donnie Caughman appeared before the Board and presented a “Report on Inspection of CN Railroad Grade Crossings,” a true and correct copy of which is attached hereto as Exhibit DD, spread hereupon and incorporated herein by reference,

Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to acknowledge receipt of the “Report on Inspection of Railroad Grade Crossings” and authorize the Road Manager to make necessary repairs as presented. 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 report was and is hereby acknowledged and the Road Manager was and is hereby so authorized.

SO ORDERED this the 6th day of April, 2009.

***In re: Petition for County to Maintain
North Brooks Road as Public***

WHEREAS, County Administrator Donnie Caughman appeared before the Board and presented a petition from homeowners requesting the county maintain North Brooks Road as a public road, a true and correct copy of which is attached hereto as Exhibit EE, spread hereupon and incorporated herein by reference, and

WHEREAS, County Road Manager Lawrence Morris reported that he had inspected said road and does not feel in his estimation that the road meets the county requirements,

Following discussion, Mr. Supervisor Tim Johnson did offer and Mr. John Bell Crosby did second a motion to deny the petition. The vote on the matter being as follows:

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

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

the matter carried by a majority vote (4-1) of the Board and said petition was and is hereby denied.

SO ORDERED this the 6th day of April, 2009.

In re: Re-appoint Will Sligh to Madison County Citizens Service Agency Board of Directors

Mr. Karl M. Banks did offer and Mr. D. I. Smith did second a motion to re-appoint Mr. Will Sligh to the Madison County Citizens Service Agency Board of Directors for a term of five (5) years representing District 4. 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. Sligh was and is hereby re-appointed.

SO ORDERED this the 6th day of April, 2009.

In re: Approve Travel Expense of County Engineer

Mr. Paul Griffin did offer and Mr. Tim Johnson did second a motion to authorize the travel and registration expenses of the County Engineer to attend the Mississippi Association of Supervisors Annual Convention June 15 – 19, 2009, Biloxi, Mississippi. The vote on the matter being as follows:

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

the matter carried unanimously and the County Engineer was and is hereby authorized and said travel expense was and is hereby approved.

SO ORDERED this the 6th day of April, 2009.

In re: Approve Additional Utility Permit

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented an additional utility permit submitted by Entergy seeking to install overhead electrical line along New Stribling Road allowing use and occupancy for the construction or adjustment of a utility within said road, and

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

Following discussion, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to approve the aforementioned utility permit. 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 utility permit was and is hereby approved.

SO ORDERED this the 6th day of April, 2009.

In re: Discussion of Allocation of Savings Realized on Road Projects Within a Particular District

Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to require that any savings realized on a specific road project within a particular district shall be expended on other road projects within that same district. The vote on the matter being as follows:

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

the matter carried by a majority vote (3-2) of the Board and said such requirement was and is hereby approved.

SO ORDERED this the 6th day of April, 2009.

In re: Acknowledge Receipt of Funds; Acknowledge Hires and Terminations; and Acceptance of Donation

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

<u>Entity</u>	<u>Amount</u>
MDOC	\$ 1,120.16 (Katrina grant - 913 fund)
City of Flora	\$ 393.05
Hinds County	\$ 600.00 (issuance of tax warrants)
City of Ridgeland	\$ 4,329.22
State of Mississippi	\$ 57,180.00
Evercom	\$ 17,788.91
Valley Foods	\$ 1,983.87

WHEREAS, Sheriff Trowbridge did further request that the Board acknowledge the receipt by his office of certain items donated by Wal Mart, a true and correct list thereof attached hereto as Exhibit GG, spread hereupon and incorporated herein by reference, and

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WHEREAS, Sheriff Trowbridge then presented a list of two (2) hires for the month of February, 2009 and one (1) termination for the month of March, 2009, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to acknowledge receipt of said checks, accept said donations, and acknowledge said hires and terminations. 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 checks were and are hereby acknowledged, said donations were and are hereby accepted and said hires and terminations were and are hereby acknowledged.

SO ORDERED this the 6th day of April, 2009.

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 potential litigation, and

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Tim Johnson 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 acquisition of certain real property and litigation, with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Board Secretary and Deputy Chancery Clerk Cynthia Parker, Board Attorney Eric Hamer, County Administrator Donnie Caughman, County Comptroller and Deputy Chancery Clerk Mark Houston, County Fire Coordinator Mack Pigg, 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 6th day of April, 2009.

In re: Entering into Executive Session

WHEREAS, the Board Attorney advised the Board that, consequently, discussion thereof was properly the subject of executive session,

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WHEREAS, a discussion of the nature of the matters requiring Executive Session was had and Board Attorney Eric Hamer informed the Board that he had information concerning the acquisition of certain real property and potential litigation,

Following discussion, Mr. Tim Johnson did offer and Mr. Karl M. Banks did second a motion to enter into Executive Session to discuss acquisition of real property and potential litigation. 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 Griffin declared the Board of Supervisors to be in Executive Session for the consideration of such matters and the Board Attorney announced to the public the purpose for the Executive Session.

SO ORDERED this the 6th day of April, 2009.

Following discussion, Mr. Karl M. Banks did offer and Mr. D. I. Smith did second a motion to authorize the purchase of a certain parcel of land containing approximately .947 acres at a sum certain for the location of a fire station for South Madison Volunteer Fire Department #2 and to authorize and direct the Board Attorney to prepare the conveyance documents contingent on the Governor signing certain SB 2899 allowing the purchase thereof on terms agreed upon. 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 purchase of property for the South Madison Volunteer Fire Department #2 was and is hereby approved and Mr. Hamer was and is so authorized and directed, subject to the proviso aforesaid.

SO ORDERED this the 6th day of April, 2009.

Thereafter, Mr. Tim Johnson did offer and Mr. John Bell Crosby did second a motion to adjourn the Executive Session and direct the Board Attorney 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 Board Attorney did announce to the public the action taken therein.

SO ORDERED this the 6th day of April, 2009.

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Date Signed: _____

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THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Tim Johnson and seconded by Supervisor Karl M. Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Monday, April 20, 2009 for purposes of consideration of a Claims Docket and any other business which may properly come before the Board.

Paul Griffin, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____

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