

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

REGULAR MEETING OF FEBRUARY 2, 2004  
Being the first day of the February 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 February 2, 2004, at the Madison County Chancery/Administrative Building in Canton, Mississippi, as follows, to-wit:

The President of the Board, Douglas L. Jones, 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 Paul Griffin  
Chancery Clerk Arthur Johnston  
Sheriff Toby Trowbridge

Absent (initially):

Supervisor Karl M. Banks

Also in attendance:

County Administrator Donnie Caughman  
County Comptroller Mark Houston  
County Road Manager Prentiss Guyton  
County Engineer Mike McKenzie  
LSBP and State Aid Engineer Rudy Warnock  
Board Attorney Edmund L. Brunini, Jr.

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 County Comptroller Mark Houston 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 January, 2004 Term***

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the January 2004 term, said meetings having been conducted on January 5, 9, 16, 21, and 30, 2004.

Following discussion, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to approve the minutes as presented with certain amendments as marked and to authorize the President to sign said minutes after corrections have been made. The vote on the matter being as follows:

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

the matter carried unanimously and the minutes for the January, 2004 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 2nd day of February, 2004.

***In re: Receipt and Acknowledgment of Financial and Budget Reports***

WHEREAS, Chancery Clerk Arthur Johnston did present to the Board the Budget and

Fund Balance Reports as those reports stood as of February 2, 2004,

Mr. Tim Johnson did move and Mr. Andy Taggart did second a motion to acknowledge receipt of the Budget and Fund Balance Reports. The vote on the matter being as follows,

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

the matter carried unanimously and said reports were and are hereby acknowledged received.

SO ORDERED this the 2<sup>nd</sup> day of February, 2004.

***In re: Acknowledgment and Approval  
of Order of the State Tax Commission  
Regarding Real and Personal Property Rolls***

**ORDER APPROVING REAL AND PERSONAL ROLLS**

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with an Order of the State Tax Commission dated January 14, 2004 approving the real and personal rolls for the year 2003 for Madison County, and

WHEREAS, the Board of Supervisors received and reviewed said Order and determined that it would be in the best interest of the citizens of Madison County to enter said Order in the official minutes of the Board of Supervisors of Madison County.

WHEREAS, Miss. Code Ann. §§ 27-35-117 and 27-35-119 (1972) requires the Board to take appropriate action in accordance with the instructions of the Tax Commission and carry out the Orders of the Tax Commission, and

WHEREAS, the instructions of the Tax Commission as set forth in that certain undated correspondence from Paul D. Smith (but which contains enclosures dated January 14, 2004), a copy of which is attached hereto as Exhibit A, spread hereupon, and incorporated herein by reference, require the entry of an Order by this Board finally approving the rolls, and

Following discussion, Mr. Tim Johnson did move and Mr. Paul Griffin did second a motion to enter a copy of the Order of the Mississippi State Tax Commission approving the real and personal rolls for 2003 in the minutes of the Board of Supervisors and that a copy of said Order is attached hereto as Exhibit B, spread hereupon, and incorporated herein by reference, and it is further ordered that said roll shall be delivered to the Madison County Tax Collector and that a copy of the Order of the State Tax Commission is to be pasted to the copies of the rolls as delivered to the Madison County Tax Collector by the Chancery Clerk and that the Clerk is further authorized to give notice to the Mississippi State Tax Commission indicating that the rolls have been finally approved by the Board of Supervisors of Madison County. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and the above and foregoing Order and the aforesaid Order of the Tax Commission were and are hereby approved.

SO ORDERED this the 2nd day of February, 2004.

***In re: Approval of County Administrator to  
Attend National Association of Counties Legislative***

**Conference February 29, 2004 through March 1, 2004**

WHEREAS, Madison County is a member of the National Association of Counties by virtue of prior acts of a prior Board of Supervisors, and

WHEREAS, it appears that membership in this organization carries certain benefits, including a substantial savings and price reduction for certain office and other supplies, and

WHEREAS, the Board is of the opinion that the full level of benefits of such membership should be obtained in order to ascertain whether to continue such membership, and

WHEREAS, the Board determined that it was and is in the best interest of Madison County to send a delegate to the Association's Legislative Conference scheduled for February 29 through March 1, 2004 in Washington, D. C., and

WHEREAS, the Board believes that County Administrator Donnie Caughman is the proper person to attend upon said conference and to return with information and materials concerning the benefits of continued membership therein,

Following discussion, Mr. Tim Johnson did move and Mr. Andy Taggart did second a motion to authorize County Administrator Donnie Caughman to attend said conference and to authorize the payment of all reasonable and necessary travel expenses, including airfare, lodging and accommodation charges, per diem and registration fees. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and Mr. Caughman was and is hereby authorized to attend said conference and to be reimbursed for his travel expenses associated therewith.

SO ORDERED this the 2nd day of February, 2004.

***In re: Approval of Eleven (11) Certain Utility Permits***

WHEREAS, County Engineer Mike McKenzie did appear before the Board of Supervisors requesting approval of permits allowing use and occupancy for the construction or adjustment of a utility within certain roads or highway rights of way, and

WHEREAS, said permits were as follows:

- (1) Bear Creek Water Association – seeking to install an 8 inch sewer force on Clarkdell Road;
- (2) Bear Creek Water Association – seeking to install a 12 inch PVC water main on West Sowell Road;
- (3) BellSouth – seeking to install lines along Old Jackson – Canton Road;
- (4) BellSouth – seeking to install lines along Stribling Road;
- (5) Bear Creek Water Association – seeking to install 18 inch steel casing along Stribling Road;
- (6) Entergy – seeking to add single phase of A10 ACSR to the existing poleline along Church Road to Germantown Road;
- (7) Entergy – seeking to reconductor the existing multi phase lines Gluckstadt Road;
- (8) Bear Creek Water Association – seeking a boring and jacking operation to begin preparation to install a pressure sewer on Bozeman Road;
- (9) Time Warner Cable – seeking to install underground CATV cable on Harvey Crossing;
- (10) Bear Creek Water Association – seeking to bore and jack steel casing under Yandell Road at the entrance to Hampton Hills subdivision;
- (11) BellSouth – seeking to install lines around Sundial and Hoy Roads; and

WHEREAS, a true and correct copy of each of the above and foregoing applications may be found in the Miscellaneous Appendix to these Minutes,

Following discussion thereon, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to approve said permit applications and to authorize the Board President to execute the same. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said permits were and are hereby approved.

SO ORDERED this the 2nd day of February, 2004.

***In re: Final Approval of Plat for Bridgewater Subdivision***

WHEREAS, County Engineer Mike McKenzie did appear before the Board on behalf of developer Bucky Gideon and presented a final plat in conjunction with Bridgewater Subdivision and requested the approval of said final plat and to further approve the filing of the Declaration of Covenants and Restriction, the Letter of Credit, and to accept all streets and easements amending county-wide road map and registry regarding said development.

Following additional discussion of this matter, Supervisor Andy Taggart did move and Supervisor Paul Griffin did second a motion to approve the final plat in conjunction with Bridgewater Subdivision as being recorded and as recommended by the County Engineer, and to further approve the filing of the Declaration of Covenants and Restrictions, the Letter of Credit and to further accept all streets and easements and amending the county-wide road map and registry to reflect these additions. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the aforesaid plat was and is hereby finally approved.

SO ORDERED this the 2nd day of February, 2004.

***In re: Petition of Don Walker to Alter Sundial Estates Subdivision Plat***

**ORDER APPROVING ALTERATION OF SUNDIAL ESTATES SUBDIVISION PLAT**

WHEREAS, County Engineer Mike McKenzie did appear before the Board during its regular meeting on February 2, 2004 on behalf of Mr. Don Walker, developer of Sundial Estates Subdivision, requesting approval of an alteration to the plat of Sundial Estates Subdivision in the form of a line adjustment between lots 6 and 7, and

WHEREAS, Mr. McKenzie did present unto the Board a plat showing the proposed line adjustment together with documentation reflecting the agreement, in writing, of the owners of

lots 1 through 5 of said subdivision, which are the parties or persons adversely affected thereby in accordance with Miss. Code Ann. § 17-1-23, and

WHEREAS, a true and correct copy of said plat and the documentation aforesaid are attached hereto as Exhibit C incorporated herein by reference and spread hereupon, and

WHEREAS, this Order constitutes approval of that portion of the Minutes of this meeting of the Board wherein the aforesaid alteration and line adjustment was duly approved,

Following discussion, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to approve the aforesaid plat alteration in accordance with Miss. Code Ann. § 17-1-23. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and the aforesaid plat alteration and line adjustment was and is hereby approved in accordance with Miss. Code Ann. § 17-1-23.

SO ORDERED this the 2nd day of February, 2004.

***In re: Acquisition of Drainage Easement on King Ranch Road***

WHEREAS, State Aid and LSBP Engineer Rudy Warnock did appear before the Board and advised that the acquisition of a drainage easement along King Ranch Road would be necessary in order to proceed with the currently programmed state aid project pertaining thereto,

Following discussion, Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to authorize the Board Attorney to prepare the necessary instruments to secure said easements. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye
Supervisor Andy Taggart	Aye
Supervisor Paul Griffin	Aye
Supervisor Karl M. Banks	Aye <sup>1</sup>

the matter carried by the unanimous vote of those present and the Board Attorney was and is so directed.

SO ORDERED this the 2nd day of February, 2004.

***In re: Acknowledging the Receipt of the Six (6) Month Bids***

WHEREAS, the Board of Supervisors did advertise for certain term contracts for a period of six months as provided for by law for items and services to be used during said contract periods; and

WHEREAS, the Board of Supervisors did receive the following bids in response to its advertisement:

<b><u>CATEGORY</u></b>	<b><u>BIDS</u></b>
Asphalt Paving Repair	Dickerson & Bowen

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<sup>1</sup>Mr. Banks arrived prior to casting his vote on this matter.

Adcamp

After a review of bids and discussion thereon, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bids under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Seeding, Mulching & Fertilizer

Shiloh, Inc. (only bid received)

After a review of bids and discussion thereon, Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bid under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Gravel Products

Miller Materials  
Martin Marietta Aggregates  
Green Brothers Gravel  
Vulcan Materials  
Hammett Gravel

After a review of bids and discussion thereon, Mr. Tim Johnson did move and Mr. Paul Griffin did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bids under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Hot Asphalt

Blackledge Emulsions  
Vance Brothers  
Adcamp  
Ashland (Apac)  
Dickerson & Bowen

After a review of bids and discussion thereon, Mr. Tim Johnson did move and Mr. Andy Taggart did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bids under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Tankcar Culverts

Diversified Railcar (only bid rec'd)

After a review of bids and discussion thereon, Mr. Tim Johnson did move and Mr. Andy Taggart did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bids under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Construction Equipment Rental  
Without Operator

Puckett (CAT) (only bid received)

After a review of bids and discussion thereon, Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bid under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Bridge Construction

S&S Dragline (only bid received)

After a review of bids and discussion thereon, Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bid under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Trenching & Boring

American Cabling & Electrical  
(only bid received)

After a review of bids and discussion thereon, Mr. Paul Griffin did move and Mr. Tim Johnson did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bids under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Supplies for Maintaining of Offices,  
Buildings, Equipment & Related  
Activities

CML Industries  
Beta Technology

After a review of bids and discussion thereon, Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bids under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.



SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Mudjacking Service

Murry Mudjacking Service (only bid received)

After a review of bids and discussion thereon, Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bid under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Bridge Supplies

Gordon Redd Lumber  
Hanson Pipe & Products

After a review of bids and discussion thereon, Mr. Tim Johnson did move and Mr. Andy Taggart did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bids under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Bridges, Culverts & Box Culverts

G&O Supply  
Contech Construction Products  
Central Supply  
Pearl River Pipe Sales  
Hancor Technology  
Advanced Drainage Systems  
Hanson Pipe & Products  
Hanson Pipe & Products  
Hanson Pipe & Products

After a review of bids and discussion thereon, Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bids under advisement for further review and tabulation. The vote on the matter being as follows:

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

Supervisor Paul Griffin  
Supervisor Karl M. Banks

Aye  
Not Present and Not Voting

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Liquid Asphalt

Blacklidge Emulsions  
Ergon Asphalt & Emulsions

After a review of bids and discussion thereon, Mr. Tim Johnson did move and Mr. Paul Griffin did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bids under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

**CATEGORY**

**BIDS**

Miscellaneous Supplies

Robbie Robinson  
Traffic Control Products  
Helena Chemical Company  
Heavyequip  
Custom Products Corporation  
G&C Supply Co., Inc.

After a review of bids and discussion thereon, Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to acknowledge the publication of bids for the above and foregoing items and to take the bids under advisement for further review and tabulation. The vote on the matter being as follows:

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

the matter carried by a majority vote of those present and said publication was and is hereby acknowledged and the bids were and are hereby taken under advisement.

SO ORDERED this the 2nd day of February, 2004.

***In re: Authorization of Payment of Expenses  
of County Judge to Attend Law Science and  
Ethics Course Sponsored by National Judicial  
College***

WHEREAS, County Judge Cynthia Brewer did appear before the Board requesting authorization to attend a seminar sponsored by the National Judicial College in Key West, Florida on February 21 - 26, 2004, and

WHEREAS, Judge Brewer did represent to the Board that the Mississippi Judicial College has made arrangements to cover the costs of airfare, lodging and conference meals, and

WHEREAS, the County would only be required to pay a registration fee (\$900) and reimbursement of one meal per day (5 days at \$10 per meal),

Following discussion, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to amend the budget of the County Court to reflect an increase of \$950 in the appropriate categories and to authorize an expenditure in the aforesaid amount(s) to cover the meals and registration fee. The vote on the matter being as follows:

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

the matter carried unanimously and the budget of the County Court was and is hereby amended to reflect an increase of \$950, and the Chancery Clerk was and is hereby directed to issue pay warrants accordingly upon the demand of the County Judge.

SO ORDERED this the 2nd day of February, 2004.

***In re: Adoption of Schedule for Board of Supervisors Meetings***

WHEREAS, County Administrator Donnie Caughman did appear before the Board and submitted a proposed meeting schedule for the Board of Supervisors as follows:

First Monday of Each Month: approve minutes of previous meetings, claims docket, financial and budget reports, budget amendments, policy, personnel, county projects {ongoing or proposed}, quarterly allocations, receive bids, changes in homestead/real and personal property rolls, Reports and/or request from elected officials or department heads.

Second Friday Following the First Monday of Each Month: work session

Third Friday Following the First Monday of Each Month: public concerns and issues, public hearings, claims docket

Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to adopt the above and foregoing schedule. The vote on the matter being as follows:

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

the matter carried unanimously and the above and foregoing schedule was and is hereby adopted

SO ORDERED this the 2nd day of February, 2004.

***In re: Appointment to Board of Trustees of Holmes Community College***

WHEREAS, County Administrator Donnie Caughman did appear before the Board on behalf of Holmes Community College requesting that the Board appoint a Trustee to represent the County on the Board of Trustees thereof, and

WHEREAS, Supervisor Andy Taggart recommended that Loyal Blackwood of Ridgeland be so named,

Following discussion, Mr. Andy Taggart did move and Mr. Tim Johnson did second a motion to appoint Mr. Loyal Blackwood of Ridgeland, Mississippi to the Board of Trustees of Holmes Community College. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Loyal Blackwood was and is so appointed.

SO ORDERED this the 2nd day of February, 2004.

***In re: Various Resignations***

WHEREAS, County Administrator Donnie Caughman did appear before the Board and reported that he had received letters of resignation from the following individuals pertaining to the following positions:

Ms. Betty Gill	-	Madison County Library Commission
Mr. Don McGraw	-	Attorney for Madison County Planning & Zoning Board
Mr. Larson Conway	-	Camden Volunteer Fire Department
Lynn Harmount	-	Southwest Madison County Fire Protection District

Following discussion thereon, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to acknowledge but not presently accept the resignations of Betty Gill, Larson Conway, and Lynn Harmount and to acknowledge and accept the resignation of Don McGraw, Jr. The vote on the matter being as follows:

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

the matter carried unanimously and the resignations were and are hereby acknowledged and that of Don McGraw was and is hereby accepted as well.

SO ORDERED this the 2nd day of February, 2004.

***In re: Request of Madison County Soil and Water Conservation District for Use of County Facilities***

WHEREAS, County Administrator Donnie Caughman did advise the Board of the request of the Madison County Soil and Water Conservation District to use the County Courthouse grounds on February 5, 2004 for the sale and distribution of various varieties of trees in celebration of tree planing week,

Following discussion thereon, Mr. Paul Griffin did move and Mr. Karl M. Banks did second a motion to grant said request on condition that the requesting parties sign and fully consent to the county's facility use agreement which agreement is to contain a release of liability and a requirement that the requesting party return the facility to its pre-use condition upon event conclusion. The vote on the matter being as follows:

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

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

SO ORDERED this the 2nd day of February, 2004.

***In re: Request of Annie Marie White for Use of County Facilities***

WHEREAS, County Administrator Donnie Caughman did advise the Board of the request of Annie Marie White to use the County Courthouse grounds on March 20, 2004 for her wedding ceremony,

Following discussion thereon, Mr. Andy Taggart did move and Mr. Karl Banks did second a motion to grant said request on condition that Ms. White sign and fully consent to the county's facility use agreement which agreement is to contain a release of liability and a requirement that the requesting party return the facility to its pre-use condition upon event conclusion. The vote on the matter being as follows:

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

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

SO ORDERED this the 2nd day of February, 2004.

***In re: Request to Amend Budget of the Madison County Library System Relative to the New Camden Library***

WHEREAS, a representative of the Madison County Library System did appear before the Board and indicated a substantial need for additional funds to maintain and operate the new branch library currently under construction in Camden, and

WHEREAS, the Library System has projected a minimum likely expenditure of \$46,364.00 in additional funds related to the new branch, and

WHEREAS, Supervisor Paul Griffin did attest to the need for the additional funds and the Board concurred,

Following discussion, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to amend the FY 04 budget of the Madison County Library System to reflect an increase of \$46,364.00. The vote on the matter being as follows:

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

the matter carried unanimously and the FY 04 Budget of the Madison County Library System was and is hereby amended.

SO ORDERED this the 2nd day of February, 2004.

**In re: Approval of Claims Docket  
for February 2, 2004**

WHEREAS, the Board reviewed the claims docket for February 2, 2004; 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:

<u>Fund</u>	<u>Claim Nos.</u>	<u>No. Of Checks</u>	<u>Total Amount</u>
001	22123 to 22270	147	\$289,182.53
012	295 to 308, 22122	15	14,286.14
095	32 to 33	2	139,343.54
097	305 to 310	6	25,251.36
105	292 to 298	7	11,311.13
114	37 to 38	2	3,302.79
116	58 to 60	3	264.61
120	38 to 38	1	67.03
137	327 to 335	9	4,331.57
150	6020 to 6039	20	50,580.92
160	683 to 683	1	240.00
170	22202 to 22202	1	30,687.04
190	169 to 176	8	2,334.41
292	1 to 1	1	2,000.00
401	83 to 84	2	2,955.07
690	34 to 35	2	53,248.26
691	33 to 34	2	43,737.59
Total for all Funds		No. Of Checks = 229	\$673,123.99

**HELD**

<u>Fund</u>	<u>Claim Nos.</u>	<u>Claimant</u>	<u>Amount Held</u>
013	155	Horne CPA Group	\$4,900.00

Following discussion, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to approve the claims docket with the following held claim 013 Horne CPA # 155 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 is 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 D, 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 Paul Griffin	Aye
Supervisor Karl M. Banks	Aye

the matter carried unanimously and said Claims Docket was and is hereby approved with the exception of the above noted held item, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 2nd day of February, 2004.

***In re: Solid Waste Master Plan for Madison County***

WHEREAS, Mr. Butch Lambert did appear before the Board with respect to a Solid Waste Master Plan for the County, and

WHEREAS, the Board expressed concern regarding the Ballard Rubbish project,

Following discussion, Mr. Andy Taggart did move and Mr. Tim Johnson did second a motion to authorize Mr. Lambert to convey to the Mississippi Department of Environmental Quality the Board's request that it (the DEQ) proceed with all deliberate speed to complete the Ballard Rubbish project. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Lambert was and is so authorized.

SO ORDERED this the 2nd day of February, 2004.

***In re: Declaration of Tax Exempt Status of Certain Property Owned Jointly by the Town of Flora and the County, and Authorization of Reimbursement for Taxes Erroneously Paid Thereon***

WHEREAS, Tax Assessor Gerald Barber did appear before the Board on behalf of the Town of Flora and its Mayor, the Honorable Jw Richardson, requesting that parcel # 51E-16B-209/01 be declared exempt from ad valorem taxation and be so denominated on the Land Roll, and

WHEREAS, said parcel is the site of the Flora Library and is jointly owned by the county and the town, and

WHEREAS, the Town of Flora erroneously paid ad valorem taxes in the amount of \$142.93 on said parcel for the tax year 2002 and received a tax notice for 2003 taxes recently,

Following discussion, Mr. Andy Taggart did move and Mr. Tim Johnson did second a motion to declare said parcel to be tax exempt and to authorize the Tax Collector to issue the Town of Flora a refund in the amount of the 2002 taxes erroneously paid by it in the amount of \$142.93. The vote on the matter being as follows:

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

the matter carried unanimously and parcel number 51E-16B-209/01 was and is hereby deemed tax exempt and the Tax Assessor was and is hereby directed to amend the Land Roll accordingly. In addition, the Tax Collector was and is directed to issue a refund of \$142.93 to the Town of Flora.

SO ORDERED this the 2nd day of February, 2004.

**In re: Approval of Assignment of Exempt Codes to 2003 Tax Statements**

WHEREAS, Tax Assessor Gerald Barber did appear before the Board requesting approval of the assignment of exempt codes to certain parcels of property as listed on that certain memo dated January 14, 2004, a true and correct copy of which is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Barber did recommend the approval of said code assignments and did represent that such were warranted and were proper and correct and that such parcels were entitled to be declared exempt from ad valorem taxation for 2003,

Following discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to approve the assignment of exempt codes to the parcels of real property as set forth in the aforesaid Exhibit F and to direct the Tax Assessor to forward the same to the Tax Collector. The vote on the matter being as follows:

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

the matter carried unanimously and the aforesaid codes were and are hereby assigned, and the Tax Assessor was and is so instructed.

SO ORDERED this the 2nd day of February, 2004.

**In re: Approval of Corrections and Deletions of Homestead Exemptions**

WHEREAS, Tax Assessor Gerald Barber did appear before the Board and presented corrections and/or deletions of homestead exemptions on property in Madison County, Mississippi and that copies of said corrections/deletions are found in the Miscellaneous Appendix to these Minutes and pertain to the following individuals and parcels, to-wit:

Moore, James Lee and Luretha H.	Parcel # 92F-13D-220
Blaylark, Linda and Michael	Parcel # 93F-13-012/02
Garrett, Ira Curtis	Parcel # 92F-24A-223
Page, Georgia E. and Charles E.	Parcel #s 94B-04-011 104H-33-005/01
Henry, John W. and Catherine G.	Parcel #s 113I-29-019/02 113I-29-003 113I-29-006/01.01 113I-29-007
Clerk, Willie and Helen	Parcel #s 114D-17-004/02 83E-15C-030
Weeks, Whitney J.	Parcel # 81F-13-059 85-F-13-013
Bailey, James Michael	Parcel # 81F-13-002/31
Williamson, Mark L. and Betty D.	Parcel # 71E-22-013/02.21
Ealy, Mabel R.	Parcel # 51B-09A-008
Weathersby, James Ray and Barbara	Parcel # 51B-09A-005
Kraft, Agnes G. and Ernest A., Jr	Parcel #s 83E-15C-030 83E-15C-031
Queen, Billy W. and Lynda S.	92D-20-006/02

Following discussion, Mr. Andy Taggart did move and Mr. Tim Johnson did second a motion to approve the corrections/deletions of homestead exemptions as presented by Mr. Barber pertaining to the above referenced individuals and parcels, and that copies of the



corrections/deletions may be found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

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

the matter carried unanimously and the aforesaid corrections/deletions were and are hereby approved.

SO ORDERED this the 2nd day of February, 2004.

***In re: Consideration of Certain Individual Petitions  
for Reduction of Assessments (SB82 Forms)***

WHEREAS, Tax Assessor Gerald Barber did appear before the Board presenting the Petitions of Beth Clay and Harlon and Mary Sistrunk for a reduction of real property assessments on parcel numbers 72H-27C-020/00 and 81H-33-003/04.01, respectively, due to erroneous assessments, together with the appropriate SB82 forms, and

WHEREAS, Mr. Barber did recommend to the Board his approval of said Petitions, and

WHEREAS, copies of said Petitions may be found in the Miscellaneous Appendix to these Minutes.

Following discussion, Mr. Tim Johnson did move and Mr. Karl M. Banks did second a motion to approve the Petitions, thereby reducing said assessments by \$5,886.00 as to Beth Clay and \$9,602.00 as to the Sistrunks. The vote on the matter being as follows:

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

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

SO ORDERED this the 2nd day of February, 2004.

***In re: Rejection of All Bids Received to Replace  
Roof on County Barn***

WHEREAS, County Road Manager Prentiss Guyton did appear before the Board recommending that the Board reject all bids received for the demolition and replacement of the roof of the DHS Building and the Road Department Building, and

WHEREAS, Mr. Guyton did recommend that the funds to be allocated to such project would be better spent elsewhere and could be used to demolish the entire building(s) and begin construction of a new facility,

Following discussion, Mr. Karl M. Banks did move and Mr. Andy Taggart did second a motion to reject all bids received for the removal and replacement of a roof on the DHS and Road Department Building(s). The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye

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

the matter carried unanimously and such bids were and are hereby rejected.

SO ORDERED this the 2nd day of February, 2004.

***In re: Adoption of Four (4) Year Road Plan***

WHEREAS, County Road Manager Prentiss Guyton and County Engineer Mike McKenzie did appear before the Board and presented the Board with a proposed Four (4) Year Road Plan as required by statute, and

WHEREAS, the Board made certain changes and amendments to said plan and did acknowledge that the same would be further amended in the future to better reflect the county's needs, particularly upon completion of the Board's 90-Day Plan, and

WHEREAS, said Four (4) Year Road Plan as amended may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve the Four (4) Year Road Plan as amended. The vote on the matter being as follows:

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

the matter carried by a majority vote and said plan was and is hereby approved.

SO ORDERED this the 2nd day of February, 2004.

***In re: Approval of Partial Pay Requests 2-5 of Williford Gearhart & Knight on CDBG Project No. 1118-01-045-PF-01***

WHEREAS, County Engineer Mike McKenzie did appear before the Board requesting partial payments to the firm of Williford Gearhart & Knight for its work on CDBG project No. 1118-01-045-PF-01, the same being the Old Jackson Road Sewer Improvements Project, and

WHEREAS, Mr. McKenzie did represent to the Board that final inspection thereon has taken place and said payments are due, owing and proper, and

WHEREAS, true and correct copies of said requests may be found in the Miscellaneous Appendix to the Minutes.

Following discussion, Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve partial pay requests 2 through 5 pertaining to CDBG Project No. 1118-01-045-PF-01 as submitted by said firm. The vote on the matter being as follows:

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

the matter carried unanimously and said partial payments were and are hereby authorized to be made.

SO ORDERED this the 2nd day of February, 2004.

***In re: Request of Canton Municipal Utilities  
to Draw Down on Pass Through Grant***

WHEREAS, County Engineer Mike McKenzie did appear before the Board requesting authorization of a draw down by Canton Municipal Utilities (“CMU”) on pass through dollars pertaining to CDBG project No. 1118-01-045-PF-01, the same being the Old Jackson Road Sewer Improvements Project, and

WHEREAS, Mr. McKenzie did represent to the Board that said draw down should and of right ought to be authorized in the amount of \$98,196.22 as requested by CMU in that certain Invoice No. 009975, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.

Following discussion, Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve the draw down requested by CMU. The vote on the matter being as follows:

Supervisor Douglas L. Jones	Aye
Supervisor Tim Johnson	Aye <sup>2</sup>
Supervisor Andy Taggart	Aye
Supervisor Paul Griffin	Aye
Supervisor Karl M. Banks	Aye

the matter carried unanimously and said draw down was and is hereby authorized to be made.

SO ORDERED this the 2nd day of February, 2004.

***In re: Inter-local Agreement  
With Yazoo County Regarding  
Resurfacing***

WHEREAS, County State Aid and LSBP Engineer Rudy Warnock did appear before the Board suggesting that the County would save significant sums of money by contracting with Yazoo County to resurface certain roads in Madison County as a part of an inter-local agreement, and

WHEREAS, the Board expressed a desire to pursue such a course of action,

Following discussion, Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to authorize the Board Attorney to confer with the Board Attorney in Yazoo County and develop the proposed inter-local agreement necessary to allow Yazoo County to perform re-surfacing services. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and the Board Attorney was and is so authorized.

SO ORDERED this the 2nd day of February, 2004.

***In re: Establishment of Just Compensation for Permanent***

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<sup>2</sup>After casting his vote on this matter, Supervisor Tim Johnson excused himself from the meeting.

**Easements Acquired for the Reunion Parkway Roadway  
Improvements Project**

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and presented a memorandum requesting approval of the establishment of just compensation for three (3) separate parcels of land relative to the Reunion Parkway Roadway Improvements Project, and

WHEREAS, a copy of said memorandum is found in the miscellaneous file to these minutes, and

WHEREAS, Mr. Sample did further recommend that the Board of Supervisors authorize just compensation to the following landowners for such easements as follows:

<u>Property Owner</u>	<u>Amount</u>
Minnie Bozeman Family, L. P.	\$10,437.00
Minnie Bozeman Family, L. P.	\$27,288.00
Sunny Development Company	\$33,904.00

Following additional discussion of this matter, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to authorize the establishment of just compensation of \$10,437, \$27,288.00, and \$33,904.00 for the above and foregoing parcels respectively for easements as set forth above and to authorize the Board President to execute the aforesaid memorandum, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and just compensation for said easements was and is hereby established and the President was and is hereby authorized to execute said memorandum.

SO ORDERED this the 2nd day of February, 2004.

***In re:* Transferral of Safe to Mississippi  
Commission for International Cultural Exchange**

WHEREAS, Sheriff Toby Trowbridge did appear before the Board requesting authority to transfer a safe owned by the county in the possession of his department unto the Mississippi Commission for International Cultural Exchange for use by said Commission to safekeep valuables received from foreign nations exhibiting items in Mississippi, and

WHEREAS, the Board expressed its desire to accommodate said request,

Following discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to authorize and direct County Administrator Donnie Caughman and County Comptroller Mark Houston to arrive at a legally acceptable means of transferring said safe and to remove the same from the sheriff's inventory. The vote on the matter being as follows:

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

the matter carried by a unanimous vote of those present and the County Administrator and the Comptroller were and are hereby so instructed.

SO ORDERED this the 2nd day of February, 2004.

***In re: Declaration of Surplus Property***

WHEREAS, Sheriff Toby Trowbridge did appear before the Board requesting authority to declare a certain E911 radio console (fixed asset number 891) owned by the county as surplus property and to donate the same to the Sardis, Mississippi Police Department , and

WHEREAS, the Board expressed its desire to accommodate said request,

Following discussion, Mr. Karl M. Banks did move and Mr. Andy Taggart did second a motion to declare the aforesaid E911 radio console surplus property and authorize the donation of the same to the Sardis, Mississippi Police Department. The vote on the matter being as follows:

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

the matter carried by a unanimous vote of those present and the aforesaid E911 radio console (fixed asset number 891) was and is hereby declared surplus property of the county and the Sheriff was and is hereby authorized to donate the same to the Sardis, Mississippi Police Department.

SO ORDERED this the 2nd day of February, 2004.

***In re: Authorizing the Sale of Two (2) Vehicles at Auction***

WHEREAS, Sheriff Toby Trowbridge did appear before the Board requesting that the Board authorize the sale of two (2) vehicles bearing VIN numbers 2G1WL52M1X9192990 and 2G1W55KX19326632 at auction, and

WHEREAS, the Board has previously declared said vehicles to be surplus property of the county,

Following discussion, Mr. Paul Griffin did move and Mr. Karl M. Banks did second a motion to authorize the Sheriff to sell said vehicles at an auto auction of his choosing. The vote on the matter being as follows:

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

the matter carried by a unanimous vote of those present and the aforesaid vehicles bearing VIN numbers 2G1WL52M1X9192990 and 2G1W55KX19326632 were and are hereby authorized to be sold by the Sheriff at an auto auction of his choosing.

SO ORDERED this the 2nd day of February, 2004.

***In re: Acknowledgment of Employment Changes in the Sheriff's Department***

WHEREAS, Sheriff Toby Trowbridge did appear before the Board advising it of certain changes in employment in the Sheriff's Department as follows, to-wit:

John Marc O'Cain	-	Deputy	-	Terminated	-	January 26, 2004
Don Jackson	-	Detention Officer	-	Hired	-	November 10, 2003

Chris Picou - Deputy - Hired - November 1, 2003  
Felicia Owens - Detention Officer - Hired - December 1, 2003  
Denise Towers - Detention Officer - Hired - December 15, 2003

Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to acknowledge said employment changes. The vote on the matter being as follows:

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

the matter carried by a unanimous vote of those present and said changes were and are hereby acknowledged.

SO ORDERED this the 2nd day of February, 2004.

***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.

Following this discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Andy Taggart did move 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 litigation with the following persons deemed necessary for board discussions, deliberations, and recording of such executive session, to-wit: members of the Board, Sheriff Toby Trowbridge, County Administrator Donnie Caughman, County Comptroller Mark Houston and the Board Attorney. The vote on the matter being as follows:

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

the matter carried and the Board took up the matter of entering into Executive Session.

SO ORDERED this the 2nd day of February, 2004.

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

WHEREAS, a discussion of the nature of the matters requiring Executive Session was had and Board Attorney Edmund L. Brunini, Jr. informed the board that he wished to discuss certain litigation matters,

Following a discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to enter into Executive Session to discuss litigation as provided by law. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and President Jones declared the Board of Supervisors to be Executive Session for the consideration of such matters.

SO ORDERED this the 2nd day of February, 2004.

Following a discussion, Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to come out of Executive Session and to direct the Chancery Clerk to announce to the public the action taken in executive session. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and President Jones then reopened the meeting and Chancery Clerk Arthur Johnston informed the public of the reason for the Executive Session and that as the result of action taken in executive session, the Board instructed the Board Attorney to contact Pickering Engineering and Joe Johnson in an effort to acquire plans pertaining to currently programmed state aid projects SAP-45(54) (Yandell Road), SAP-45 (53) (Gluckstadt Road), and BR-692 (3)B Old Canton Bridge.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Andy Taggart and seconded by Supervisor Karl Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Friday, February 13, 2004.

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Douglas L. Jones, President  
Madison County Board of Supervisors

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Arthur Johnston, Chancery Clerk