

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

REGULAR MEETING OF JUNE 7, 2010
Being the first day of the June 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 June 7, 2010, in the Board Room on the first floor of the Chancery/Administrative Building, 125 West North Street, Canton, Mississippi, as follows, to-wit:

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

Present:

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

Absent:

None

Also in attendance:

County Administrator and County Zoning Administrator Brad Sellers
Board Secretary and Deputy Chancery Clerk Cynthia Parker
Board Attorney Eric Hamer
E911 Director Butch Hammack
County Fire Coordinator Mack Pigg
Purchase Clerk Hardy Crunk
Road Manager Lawrence Morris
Chief Deputy Tax Assessor Kent Hawkins

Special Guest:

Canton Public School District Superintendent Dwight Lockett

The Board President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Chancery Clerk Arthur Johnston opened the meeting with a prayer and Supervisor John Bell Crosby 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 May 2010 Term

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the May 2010 term, said meetings having been conducted on May 3, 2010 and May 17, 2010,

Following discussion, Mr. John Bell Crosby did offer and Mr. D. I. Smith did second a motion to approve the Minutes and to authorize the President to sign the Minutes. The vote the matter being as follows:

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

the matter carried unanimously and the Minutes for the May 2010 term of the Board of Supervisors of Madison County were and are hereby approved and the President was and is hereby authorized to sign the Minutes.

SO ORDERED this the 7th day of June, 2010.

In re: Petition the Minnie J. Bozeman Family Limited Partnership and Richard Skinner to Re-zone Special Use District to C1 District

WHEREAS, the Board of Supervisors had previously advertised its intent to conduct a public hearing concerning the request of Minnie J. Bozeman Family Limited Partnership and Richard Skinner to re-zone seventeen (17) acres more or less, on the corner of Bozeman Road and Gluckstadt Road located in Section 30 T8N, R2E in Madison County from Special Use District to a C-1 District, and

WHEREAS, on May 3, 2010, the Board authorized the publication of notice in the Madison County Herald, a newspaper of general circulation in Madison County, and directed that the Zoning Administrator publish notice in said paper, and

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

WHEREAS, the date and hour as advertised did arrive and the Board President declared open the public hearing to consider the petition of the Minnie J. Bozeman Family Limited Partnership and Richard Skinner to re-zone certain property at Section 30 Township 8N, Range 2E in Madison County from Special Use District to a C-1 District, a true and correct copy of which is attached hereto as Exhibit B, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Richard Skinner, General Partner in the Minnie J. Bozeman Family Limited Partnership, did appear before the Board of Supervisors in support of the petition, and

WHEREAS, Mimi Speyerer, a Belle Terre homeowner, did appear before the Board in opposition to the petition and express her objections to the proposed re-zoning for fear that the gas stations and convenience stores that could be allowed as a conditional use under a C-1 classification would increase crime, traffic, noise and light pollution in the area, and

WHEREAS, Ms. Speyerer did present to the Board a packet including photos, a map and signed petitions, true and correct copies are attached hereto as Collective Exhibit C, spread hereupon and incorporated by reference, and

WHEREAS, Ms. Beverly Pettigrew Kraft, residing at 882 Gluckstadt Road, also appeared before the Board of Supervisors in opposition of the petition and voiced concern that rezoning to a C-1 District would change the character of the residential neighborhood and did not feel there was a public need for said request and further felt it would allow for future commercial development, and

WHEREAS, the Board considered the testimony of other Belle Terre homeowners being Mr. Paul Arrington, Mr. Gene McGee and Mr. Russell Simpkins, in opposition to the petition, and

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WHEREAS, Mr. Skinner did urge the Board to consider the best and highest use of the property,

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to close the public hearing. 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 public hearing was and is hereby closed.

SO ORDERED this the 7th day of June, 2010.

Thereafter, Mr. D. I. Smith did offer and Mr. Karl Banks did second a motion to admit the aforementioned documents from all parties into the record. 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 documents were and are admitted.

SO ORDERED this the 7th day of June, 2010.

WHEREAS, the Board found, based on the submission of the applicant, that a change in the character of the neighborhood was evident and that there was a need for the change in zoning. The Board also found that the change in zoning was consistent with the County's land use plan, adopted October 24, 2005, which was developed based on the changing character of the area; Supervisor Banks also stated that through his experience (driving through that area everyday) and knowledge of the area, that a change in the character of the area was self-evident. Moreover, board members also commented on the widening of Gluckstadt Road, which increased traffic capacity and lent the area to more commercial development and that the change in zoning was consistent with the Planning and Zoning Board's recommendation,

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to grant the petition to re-zone seventeen (17) acres more or less, on the corner of Bozeman Road and Gluckstadt Road from Special Use District to a C-1 District. Prior to call of the question on said motion, Mr. D. I. Smith did offer a substitute motion to re-zone the property to C-1A. The substitute motion failed for lack of a second.

Thereafter, the President called for a 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	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (4-1) of the Board and the Petition by Minnie J. Bozeman Family Limited Partnership and Richard Skinner was and is hereby approved, the subject property was and is hereby re-zoned, the County zoning ordinance and map were and are

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amended accordingly.

SO ORDERED this the 7th day of June, 2010.

In re: Petition of Cellular South for Special Exception

WHEREAS, the Board of Supervisors had previously advertised its intent to conduct a public hearing concerning the request of Cellular South for a Special Exception to construct a 300' self-supporting telecommunications tower at 2340 Loring Road, and

WHEREAS, on April 19, 2010, the Board authorized the publication of notice in the Madison County Herald, a newspaper of general circulation in Madison County, and directed that the Zoning Administrator publish notice in said paper, and

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

WHEREAS, the date and hour as advertised did arrive and the Board President declared open the public hearing to consider the petition for a Special Exception by Cellular South to construct a 300 foot self-supporting telecommunications tower and facility at 2340 Loring Road in Camden, and

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

WHEREAS, Mr. Chad Mullen, representing Cellular South, appeared before the Board in support of the petition and explained to the Board the signal growth the tower will offer for the community, and

WHEREAS, Mr. John B. Brown, a landowner in Camden, appeared before the Board opposing the location of the tower, due to its proximity to a historic home and cemetery. Mr. Brown urged the Board to plan for the future development of Camden and require Cellular South to locate its tower further away from Camden's main road and landmarks, and

WHEREAS, Mr. Brown did present for the record a labeled aerial photo of the area, of which a true and correct copy is attached hereto as Exhibit E, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. James Morphus, another landowner in the Camden area, voiced his support of the tower, and

WHEREAS, the Board considered the testimony of Glenda Rushing and Ollie Ray Brown, residents of Camden, who opposed the location of the tower because of its proximity to the cemetery and historic home,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl Banks did second a motion to close the public hearing and admit the documents into the record. The vote on the matter being as follows:

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

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the matter carried unanimously, and the public hearing was and is hereby closed and the documents were and are hereby admitted to the record.

SO ORDERED this the 7th day of June, 2010.

Thereafter, Mr. Paul Griffin did offer and Mr. Karl Banks did second a motion to approve Cellular South's request for a Special Exception, provided that Cellular South meet with Interim County Administrator Brad Sellers to develop a screening and landscaping plan and execute said plan. 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 Special Exception was and is hereby granted to Cellular South, subject to their development and implementation of a screening and landscaping plan.

SO ORDERED this the 7th day of June, 2010.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President announced that the he and County Administrator Brad Sellers had conferred in advance of the meeting as to certain matters denominated "Consent Items" which bear Item numbers (3) and (25) 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, Supervisor D. I. Smith requested that Consent Item (14) be removed from the Consent Agenda and addressed separately, and

WHEREAS, Supervisor John Bell Crosby requested that Consent Item (19) be removed from the Consent Agenda and addressed separately,

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

- Acknowledge Building & Grounds Department Monthly Report.**
(A true and correct copy of said Report is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference.)
- Declare Certain Inventory Items as Surplus and Delete from Inventory.**
(A true and correct copy of that certain memorandum dated June 1, 2010 from Inventory Control Clerk Loretta Phillips listing the items to be deleted is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference.)
- Acknowledge May 2010 Monthly Report - Road Department.**
(A true and correct copy of the May 2010 Monthly Road Department Report submitted by County Road Manager Lawrence Morris is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)

President's Initials: _____

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6. **Acknowledge May 2010 Closed Call Analysis - Road Department.**
(A true and correct copy of the May 2010 Closed Call Analysis submitted by the County Road Manager Lawrence Morris is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference.)
7. **Acknowledge June 2010 Service Call Schedule Report - Road Department.**
(A true and correct copy of the June 2010 Road Department Service Call Schedule submitted by the County Road Manager Lawrence Morris is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference.)
8. **Approve Location of Culvert Placements.**
(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 Exhibit K, spread hereupon and incorporated herein by reference.)
9. **Acknowledge Correspondence from MDAH and Authorize the Board President to Eecute Permit.**
(A true and correct copy of that certain correspondence dated May 10, 2010 from Mr. Jim Woodrick, Acting Director of the Historic Preservation Division of the Mississippi Department of Archives and History, authorizing the removal of selective trees and restoration to the cupola at the Historic Madison County Courthouse along with said permits are attached hereto as Collective Exhibit L, spread hereupon and incorporated herein by reference.)
10. **Authorize the Board of Supervisors, County Engineer, County Attorney, Chancery Clerk, County Administrator and Comptroller to Attend the 2010 NACO Annual Conference & Exposition July 26-20, 2010, Reno, Nevada, for the Benefit of the County, and Approve Travel and Registration Expenses Related Thereto.**
11. **Approve Monthly Credit Card Report April 10 - May 10, 2010 – Sheriff's Department.**
(A true and correct copy of that certain memorandum dated May 24, 2010 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference.)
12. **Acknowledge General County Credit Card Report April 10 - May 10, 2010.**
(A true and correct copy of that certain memorandum dated May 21, 2010 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference.)
13. **Acknowledge and Approve Repeater Installation Agreement with Cellular South for the Road Department.**
(A true and correct copy of that certain agreement is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference.)
15. **Award Bid Term Bids for Asphalt Products and All Other Term Bid Products**
as recommended by County Purchase Clerk Hardy Crunk and as set forth in that certain explanatory memorandum dated May 28, 2010 from County Purchase Clerk Hardy Crunk, a true and correct copy of which is attached hereto as Exhibit P, spread hereupon and incorporated herein by reference. The Board hereby awards term bids for asphalt products for the period of July 1, 2010 through December 31, 2010 and to award all other term bid products for the period of July 1, 2010 through June 30, 2011, all as set forth in said memorandum.

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16. **Approve Reimbursement of Ms. Katisha Milton - Rogers Park.**
(A true and correct copy of that certain memorandum dated May 19, 2010 from Ms. Gloria Nichols requesting a refund for Ms. Katisha Milton is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference.)
17. **Approve Reimbursement of Ms. Sandra Clinton - Rogers Park.**
(A true and correct copy of that certain memorandum dated June 1, 2010 from Ms. Gloria Nichols requesting a refund for Ms. Sandra Clinton is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference.)
18. **Approve Zoning Matter - Petition to Rezone SU-1 Property to A-1 District and Approve Request for Conditional Use to Conduct Surface Mining for One Year.**
(A true and correct copy of the petition by Mr. Fred Bennett Jr. to rezone four (4) acres being situated in Section 13 T8N, R1E, and located on Lubirdia Lane, Madison County, Mississippi from SU-1 Special Use District to an A-1 Agricultural District in order to conduct a surface mining operation, is attached hereto as Exhibit S, spread hereupon and incorporated herein by reference.)
20. **Approve En Masse Petition for Decrease of Assessments of Real Property for the 2009 Tax Year.**
(A true and correct copy of said Petition and its spreadsheet attachment is attached hereto as Exhibit T, spread hereupon and incorporated herein by reference.)
21. **Approve En Masse Petitions for Increases of Assessments of Real Property for the 2009 Tax Year Agreed to by Taxpayers and Set Public Hearing as to All Others.**
(A true and correct copy of said Petitions, as accepted by taxpayers, and those certain Petitions not so accepted and for which a public hearing for June 21, 2010 is set, are attached hereto as Collective Exhibit U, spread hereupon and incorporated herein by reference.)
22. **Approve Amended Homestead Applications for the 2009 Tax Year.**
(A true and correct copy of that certain memorandum dated June 1, 2010 from Homestead Director Emily Anderson is attached hereto as Exhibit V, spread hereupon and incorporated herein by reference.)
23. **Authorize to Void 2009 Property Tax Sale- 16th Section Land- Parcel #093E-16D-001.**
(A true and correct copy of that certain explanatory correspondence dated July 1, 2009 from Mr. John Christopher, Attorney for the Canton Public School District is attached hereto as Exhibit W, spread hereupon and incorporated herein by reference.)
24. **Acknowledge Rebecca Unland's Resignation as Cashier with the Tax Collector's Office.**
(A true and correct copy of certain correspondence dated May 24, 2010 from Ms. Rebecca Unland offering her resignation after twelve years of service in the Madison County Tax Collector's Office is attached hereto as Exhibit X, spread hereupon and incorporated herein by reference.)
25. **Approval of New Hire for Road Department.**
(A true and correct copy of Personnel Appointment Forms from Road Manager Lawrence Morris is hereto attached as Collective Exhibit Y, spread hereupon and incorporated herein by reference.)

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The vote on the matter being as follows:

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

the matter carried unanimously, and each item was and is hereby approved, adopted and authorized as described herein above.

SO ORDERED this the 7th day of June, 2010.

In re: Acknowledgment of TIF Task Force Report

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to acknowledge the TIF Task Force Report dated May 10, 2010 as prepared by the TIF Task Force Committee, a true and correct copy of said report can be found in the Miscellaneous Appendix to these 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 said Report was and is hereby acknowledged.

SO ORDERED this the 7th day of June, 2010.

In re: Approval of Petition For Variance to the Required 60 Foot Buffer Hatheway Lake

WHEREAS, Zoning Administrator Brad Sellers appeared before the Board and presented a petition for variance from Stribling Lake, LLC for Hatheway Lake, and

WHEREAS, Mr. Sellers reported to the Board that Stribling Lake, LLC was requesting a variance to the buffer zone adjacent to Stribling Road from the existing sixty (60) feet to forty (40) feet, and

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

Following discussion, Mr. Karl Banks did offer and Mr. John Bell Crosby did second a motion to approve the variance from sixty (60) feet to forty (40) foot buffer zone adjacent to Stribling Road. The vote on the matter being as follows:

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

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

SO ORDERED this the 7th day of June, 2010.

In re: Discussion of Hines Road

WHEREAS, during the period of citizens concerns, Mr. Billy Hines and Mr. James Talkington appeared before the Board and requested the Board take necessary action to make repairs to Hines Road in north east Madison County, and

WHEREAS, Mr. Hines reported to the Board that the road was not accessible for emergency vehicles,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to direct County Engineer Rudy Warnock and County Road Manager Lawrence Morris to inspect Hines Road and determine whether it is a public road in Madison County. If it is determined that said road is a public road, Mr. Warnock is hereby authorized to prepare a cost estimate for repairs to said road. The vote on the manner 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 and Mr. Morris were and are hereby directed.

SO ORDERED this the 7th day of June, 2010.

***In re: Request for Variance to Sign Regulations
Use Existing Sign that Exceeds Maximum Size in the C2 Commercial District***

WHEREAS, Ms. Marketa Smith of Sassy Paint N Floors, LLC appeared before the Board and requested that the Board grant her a variance to use an existing sign that exceeds the size allowed in the C2 Commercial District being located in the Twin Cedars Shopping Center,

Following discussion, Mr. Karl Banks did offer and Mr. John Bell Crosby did second a motion to approve the variance to the sign regulation as to allow Ms. Smith to use existing sign. The vote on the matter 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 7th day of June, 2010.

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In re: Acknowledgment of Market Analysis Report

WHEREAS, Mr. Jim Turner of JLT Realty, Inc. appeared before the Board and presented a Market Analysis Report on properties within the immediate vicinity of the intersection of Moss Road and Robinson Road, Madison County, Mississippi, and

WHEREAS, Mr. Turner reported to the Board that said report was to determine just compensation for proposed right of way easements and temporary construction easements that will encumber eighteen (18) tracts along Moss Road for the Moss Road Reconstruction Project, and

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

Following discussion, Mr. Paul Griffin did offer and Mr. Karl Banks did second a motion to acknowledge said report. 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 7th day of June, 2010.

In re: Discussion of Prescription Drug Card Analysis

WHEREAS, Ms. Lisa Mayo, Human Resource Director appeared before the Board and presented a comparison of the free prescription drug card programs offered by Coast2Coast and NACo, as previously directed and recommended the Board approve the Coast2Coast program, because it provides benefits including indemnification of the county and assurance that user information will not be passed on to drug marketers, and

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

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to approve and adopt the Coast2Coast free Rx card program. 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 free prescription drug card program offered by Coast2Coast was and is hereby approved.

SO ORDERED this the 7th day of June, 2010.

President's Initials: _____
Date Signed: _____

In re: Approval of Uniform Policy

WHEREAS, Ms. Lisa Mayo, Human Resource Director, appeared before the Board and presented the "Madison County Uniform Policy," and requested the Board approve same, and

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

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to approve said policy. 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 Uniform Policy was and is hereby approved.

SO ORDERED this the 7th day of June, 2010.

In Re: Discussion of Agent of Record Insurance Renewal

WHEREAS, Mr. Woods Cavett of Regions Insurance, Inc. appeared before the Board and presented that certain "Premium and Comments Summary Proposal for the Board's review to extend coverage from July 1, 2010 to July 1, 2011, and

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

Following discussion, Mr. Paul Griffin did offer and Mr. Karl Banks did second a motion to accept said proposal and renew the county's insurance coverages with Regions Insurance, Inc. and direct that said firm continue to serve as the county's insurance agent of record. 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 policy was and is hereby renewed.

SO ORDERED this the 7th day of June, 2010.

***In re: Consideration of Preliminary Plats
Kemper Creek, Phase 3 and Water Oak of Oakfield***

WHEREAS, County Zoning Administrator Brad Sellers appeared before the Board and presented the preliminary plats for Kemper Creek, Phase 3 and Water Oak of Oakfield for the Board's consideration and review, and

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

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Date Signed: _____

WHEREAS, Mr. Sellers requested the Board approve said preliminary plats and reported the same met with all appropriate and applicable county requirements,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve the preliminary plat of said subdivision, subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to said plat and/or the accompanying covenants until such time as a majority of votes necessary to change the covenants are controlled by residents of the subdivision and subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future. The vote on the matter being as follows:

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

the matter carried by majority vote (3-2) of the Board and said preliminary plats were and are hereby approved.

SO ORDERED this the 7th day of June, 2010.

In re: Approval of Budget Amendments and Interfund Transfers

WHEREAS, County Comptroller Quandice Green appeared before the Board and presented that certain document entitled "Madison County Budget Amendments and Interfund Transfers and requested the Board's consideration of certain amendments to the current year budget of the county and interfund transfers, a true and correct copy is attached hereto as Exhibit AA, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl Banks did second a motion to approve said budget amendments. The vote on the matter being as follows:

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

the matter carried unanimously and said budget amendments and interfund transfers were and are hereby approved.

SO ORDERED this the 7th day of June, 2010.

In re: Approval of Claims Docket for June 7, 2010

WHEREAS, the Board reviewed the claims docket for June 7, 2010; and

WHEREAS, the Comptroller 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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Date Signed: _____

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	Claim Nos.	No. of Claims	Amount
001	2159 to 2320	162	493,206.24
012	163 to 181	19	22,822.90
051	11 to 11	1	3,727.94
095	17 to 18	2	30,826.50
096	10 to 10	1	1,806.75
097	223 to 239	17	28,207.16
105	163 to 170	8	15,293.91
108	7 to 8	2	15,552.62
113	9 to 9	1	1,435.00
115	88 to 95	8	6,299.55
116	38 to 40	3	477.65
119	6 to 6	1	275.00
120	64 to 66	3	79.11
121	34 to 36	3	394.23
150	676 to 708	33	86,730.32
160	150 to 179	30	265,914.87
170	6 to 6	1	6,282.78
190	142 to 150	9	7,580.98
302	44 to 46	3	143,500.00
401	18 to 18	1	4,177.68
690	17 to 18	2	28,753.93
691	17 to 18	2	28,815.20
TOTAL ALL FUNDS		312	1,192,160.32

HELD CLAIMS

Fund	Claim No.	Payee	Amount
001	2309	Gulf South Construction Co.	\$ 36,450.00
302	46	Warnock & Associates, LLC	\$ 96,000.00

Thereafter and following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to approve the claims docket as presented, less and except the above noted held claims. 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 BB, 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 7th day of June, 2010.

Thereafter, Mr. Karl M. Banks did offer and Mr. Tim Johnson did second a motion to pay the held claim of Warnock & Associates in the amount of \$96,000.00. The vote on the matter being as follows:

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Supervisor John Bell Crosby	Aye
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 (4-1) of the Board and said Held Claim was and is hereby approved, and the Chancery Clerk was and is instructed to issue pay warrant accordingly.

SO ORDERED this the 7th day of June, 2010.

Following discussion, Mr. Paul Griffin did offer and Mr. D. I. Smith did second a motion to pay the held claim of Gulf South Construction Co. in the amount of \$36,450.00. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Tim Johnson	Not Present and Not Voting
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 Held Claim was and is hereby approved, and the Chancery Clerk was and is instructed to issue pay warrant accordingly.

SO ORDERED this the 7th day of June, 2010.

In re: Approval of Indigent Burial Policy

WHEREAS, County Administrator Brad Sellers appeared before the Board and presented that certain document entitled “Madison County Board of Supervisors Indigent Burial Policy,” a true and correct copy is attached hereto as Exhibit CC, spread hereupon and incorporated herein by reference, and requested the Board approve same and authorize the president to execute said policy,

Following discussion, Mr. Karl Banks did offer and Mr. John Bell Crosby did second a motion to approve the indigent burial policy and authorize the Board President execute same. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and said policy was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 7th day of June, 2010.

President’s Initials: _____
Date Signed: _____

In re: Appointee to the Madison County Wastewater Authority

Mr. Tim Johnson did offer and Mr. Karl Banks did second a motion to appoint Mr. Brad Sellers to the Madison County Wastewater Authority Board. The vote on the matter being as follows:

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

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

SO ORDERED this the 7th day of June, 2010.

In re: Consideration of Lease Agreement - Madco Properties, LLC

WHEREAS, County Administrator Brad Sellers appeared before the Board and presented that certain lease agreement between Madison County and Madco Properties, LLC for office space for the District Attorney’s Office, and

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

Following discussion, Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to approve said lease subject to the review and approval of Board Attorney Eric Hamer. 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 lease agreement was and is approved subject to the review and approval of the Board Attorney.

SO ORDERED this the 7th day of June, 2010.

In re: Authorization to Retain an Architect for Circuit Court Building

WHEREAS, County Administrator Brad Sellers appeared before the Board and requested the Board authorize him to retain an architect to develop plans for consideration of additional space at the Circuit Court Building,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl Banks did second a motion to authorize Mr. Sellers to retain an architect for consideration of additional space at the Circuit Court Building. The vote on the matter being as follows:

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

President’s Initials: _____

Date Signed: _____

the matter carried by unanimously and Mr. Sellers was and is hereby authorized.

SO ORDERED this the 7th day of June, 2010.

In re: Authorization of County Engineer to Inspect Potential Sites for a Fire Station in the Valley View Area

WHEREAS, Fire Coordinator Mack Pigg appeared before the Board and requested the Board authorize County Engineer Rudy Warnock to inspect two proposed sites for a proposed fire station in the Valley View area located at Way Road and approve any necessary budget amendments in the Fire Coordinator's budget to pay engineering expenses,

Mr. Paul Griffin did offer and Mr. Karl Banks did second a motion to (1) authorize the County Engineer to inspect the proposed sites and (2) approve any budget amendments to allow for the payment of engineering expenses. The vote 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 said budget amendments were and are hereby authorized.

SO ORDERED this the 7th day of June, 2010.

In re: Approval of Letter of Engagement - Real Estate Appraisers, Inc.

WHEREAS, Board Attorney Eric Hamer appeared before the Board and presented that certain letter of engagement dated May 21, 2010 from Mr. Mark Hamilton of Real Estate Appraisers, Inc. and requested the Board authorize the Board President to execute same, a true and correct copy of said letter dated May 21, 2010 is attached hereto as Exhibit EE, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Hamer reported that pursuant to a memorandum of understanding with the landowner, said letter of engagement was for the right of way site, being the Matin Meadowlands Tract, located on the south side of Stout Road,

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to approve said letter of engagement with Real Estate Appraiser, Inc. pursuant to a memorandum of understanding with the landowner and authorize the Board President to execute same. The vote on the matter being as follows:

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

the matter carried unanimously and said letter of engagement was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 7th day of June, 2010.

President's Initials: _____

Date Signed: _____

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***In re: Authorization of Board Attorney
to Defend County Coroner***

WHEREAS, Board Attorney Eric Hamer appeared before the Board and requested authority to defend County Coroner Alex Breland in his deposition,

Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to authorize Mr. Hamer to represent Mr. Breland in his deposition. The vote on the matter being as follows:

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

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

SO ORDERED this the 7th day of June, 2010.

***In re: Consideration of Lease Agreement -
Aarion Enterprises, LLC***

WHEREAS, Board Attorney Eric Hamer appeared before the Board and presented a lease agreement between Madison County and Aarion Enterprises, LLC for a park in the Kearney Park area and requested the Board approve same, and.

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

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve said lease agreement for a park in the Kearney Park area. 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 lease agreement was and is hereby approved.

SO ORDERED this the 7th day of June, 2010.

In re: Rescind Agreement with City of Canton for Lease of Space in WIN Job Center

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to rescind the Board's Memorandum of Understanding with the City of Canton entered December 7, 2009 for the lease of office space at the WIN Job Center, due to the city's failure to fulfill its obligation to lease the space and fulfill its obligation to establish the Homelessness Prevention and Rapid Re-housing Programs. The vote on the matter being as follows:

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 17 of 27 (6/7/10)

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

the matter carried unanimously and said agreement was and is hereby rescinded.

SO ORDERED this the 7th day of June, 2010.

In re: Appointment of Budget Committee for the 2011 Fiscal Year Budget

Following discussion, Mr. Tim Johnson did offer and Mr. Karl Banks did second a motion to appoint a Budget Committee consisting of County Administrator Brad Sellers, County Comptroller Quandice Green, Chancery Clerk Arthur Johnston, Purchase Clerk Hardy Crunk, Board President Tim Johnson and Vice President Karl M. Banks to assist in the preparation of the Budget for the 2011 Fiscal Year. 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 committee was and is hereby appointed.

SO ORDERED this the 7th day of June, 2010.

***In re: Approval of Claim for Damages -
Ms. Barbara Pierce***

WHEREAS, E911 Director Butch Hammack appeared before the Board and requested approval of a payment of \$187.25 to Ms. Barbara Pierce for damage to her car window caused by a piece of debris from one of the county's lawn mowers while traveling on Old Yazoo City Road, and

WHEREAS, Mr. Hammack submitted to the Board a letter dated June 7, 2010 outlining his request along with documentation of the costs of repair, true and correct copies of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to approve the claim. 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 claim was and is hereby approved.

SO ORDERED this the 7th day of June, 2010.

President's Initials: _____
Date Signed: _____

In re: Request for Stop Signs in Lake Lorman

WHEREAS, Supervisor D. I. Smith presented a request from Mr. Jim Watts, President of Lake Lorman Homeowners Association requesting the placement of stop signs along Coker Road, a true and correct copy of said correspondence may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. D. I. Smith did offer and Mr. Tim Johnson did second a motion to direct Road Manager Lawrence Morris, County Engineer Rudy Warnock and Sheriff Toby Trowbridge to inspect Coker Road at Lake Lorman to consider the addition of one or more stop signs for the safety of residents. The vote on the matter being as follows:

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

the matter carried unanimously and the Road Manager, County Engineer and Sheriff were and are hereby directed.

SO ORDERED this the 7th day of June, 2010.

In re: Authorization of the Chancery Clerk and Information Technology Director to Prepare a Report on Webcasting of Board Meetings

D.I. Smith did offer a motion to direct the Chancery Clerk Arthur Johnston, Board Secretary Cynthia Parker, and Information Technology Director Duane Thompson to report to the Board at its first meeting in September on the costs and feasibility of broadcasting meetings of the Madison County Board of Supervisors on the internet via webcasting, in the interest of providing more convenience, transparency and open government to Madison County residents. The motion failed for lack of a second.

SO ORDERED this the 7th day of June, 2010.

In re: Acknowledge Receipt of Funds and Authorize Board President to Execute Invoice

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>
MS Tort Claims Board	\$ 1,350.00
Zurich Insurance	\$ 1,249.04
City of Ridgeland	\$ 2,639.92
City of Canton	\$ 1,968.80
City of Pearl	\$ 75.00
Valley Foods	\$ 2,263.52
City of Madison	\$ 3,000.46
State of Mississippi	\$ 13,180.00
State of Mississippi	\$ 7,420.00

President's Initials: _____

Date Signed: _____

Thereafter, Sheriff Trowbridge requested the Board authorize the Board President to execute an invoice in the amount of \$18,421.16 unto MDOC for housing of prisoners,

Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to (1) acknowledge receipt of said checks, and (2) authorize the Board President to execute said invoice. 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 and the Board President was and is hereby so authorized.

SO ORDERED this the 7th day of June, 2010.

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 discuss potential litigation, property acquisition and personnel matters,

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Paul Griffin did offer and Mr. Karl 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 legal and personnel issues with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Chancery Clerk Arthur Johnston, County Administrator Brad Sellers, Board Secretary and Deputy Chancery Clerk Cynthia Parker, Board Attorney Eric Hamer, County Comptroller Quandice Green, and Human Resource Director Lisa Mayo. 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 7th day of June, 2010.

In re: Entering into Executive Session

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

Following discussion, Mr. Karl Banks did offer and Mr. John Bell Crosby did second a motion to enter into Executive Session to discuss legal and personnel issues. The vote on the matter being as follows:

President's Initials: _____

Date Signed: _____

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

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

SO ORDERED this the 7th day of June, 2010.

During Executive Session, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to acknowledge, at the advice of the Board Attorney, that the county's obligations pursuant to the Memorandum of Understanding with Reunion, Inc. has been completed; and to the extent there was any further obligation under the MOU, the County rescinds the MOU since it was entered into by a preceding Board of Supervisors and not binding on this Board. The vote on the matter being as follows:

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

the matter carried unanimously and said obligation was and is hereby acknowledged.

SO ORDERED this the 7th day of June, 2010.

Thereafter, and during Executive Session, the Board conducted a hearing at the request of Mr. Henry Rosell concerning his termination from employment at the Madison County Road Department. Mr. Rosell, along with his attorney, Mr. John Reeves, Esq., Human Resource Director Lisa Mayo and Road Manager Lawrence Morris appeared and testified as to the matters giving rise to the termination. Following such testimony and after discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion, due to his status as a twenty-three (23) year employee of Madison County, to reinstate Mr. Rosell's employment at the Madison County Road Department, with (1) thirty (30) days suspension from the date of his termination being May 18, 2010 and (2) 180 day probation upon return to work being June 16, 2010. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Rosell was reinstated as an employee at the Road Department with the aforementioned proviso.

SO ORDERED this the 7th day of June, 2010.

Thereafter, the Board conducted a hearing at the request of Ms. Teresa Wilson concerning her termination from employment at the Madison County Road Department. Mr. Wilson, Human Resource Director Lisa Mayo, Road Manager Lawrence Morris, and Road Department Office Manger Helen Keller appeared and testified as to the matters giving rise to the termination. Following such testimony and after discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to uphold said termination and allow the same to stand as recommended by the County Road Manager. The vote on the matter being as follows:

President's Initials: _____
Date Signed: _____

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

the matter carried unanimously and said termination was and is hereby upheld.

SO ORDERED this the 7th day of June, 2010.

Thereafter, the Board conducted a hearing at the request of Ms. Floretta Coleman concerning her termination from employment at the Madison County Road Department. Mr. Wilson, Human Resource Director Lisa Mayo, and Road Manager Lawrence Morris appeared and testified as to the matters giving rise to the termination. Following such testimony and after discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to uphold said termination and allow the same to stand as recommended by the County Road Manager. The vote on the matter being as follows:

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

the matter carried unanimously and said termination was and is hereby upheld.

SO ORDERED this the 7th day of June, 2010.

Thereafter, Mr. D. I. Smith did offer and Mr. John Bell Crosby did second a motion to adjourn the Executive Session and 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 President declared Executive Session declared adjourned, and the Chancery Clerk did announce to the public the action taken therein.

SO ORDERED this the 7th day of June, 2010.

In re: Rates in General Service Contract

WHEREAS, County Engineer Rudy Warnock appeared before the Board and requested the Board approve charging by the hour pursuant to his General Service Contract for assistance to the Road Department for base failure repairs along county roads,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl Banks did second a motion to approve the hourly billing pursuant to the General Service Contract with Warnock and Associates. The vote on the matter being as follows:

President's Initials: _____
Date Signed: _____

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

the matter carried unanimously and said hourly billing was and is hereby approved.

SO ORDERED this the 7th day of June, 2010.

In re: Discussion of Sowell Road and Cotton Blossom Realignment

WHEREAS, County Engineer Rudy Warnock appeared before the Board and requested the Board approve the realignment of Sowell Road and Cotton Blossom Road and secure necessary right of way, and

WHEREAS, Mr. Warnock requested the Board approve his contract for environmental design for said project,

Following discussion, Mr. Karl Banks did offer and Mr. Paul did second a motion to (1) approve the proposed realignment for Sowell Road and Cotton Blossom Road; (2) direct Mr. Warnock to proceed with design engineering and prepare a contract and (3) authorize the Board Attorney to review said contract. 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	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (4-1) of the Board and Mr. Warnock was and is directed to proceed with design engineering and prepare a contract and Mr. Hamer was and is authorized.

SO ORDERED this the 7th day of June, 2010.

In re: Authorization to Prepare Detour Plan for Livingston-Vernon Road Reconstruction

WHEREAS, County Engineer Rudy Warnock appeared before the Board and requested authorization to prepare a detour plan for the Livingston-Vernon Road reconstruction,

Following discussion, Mr. Karl Banks did offer and Mr. Paul did second a motion to authorize Mr. Warnock to prepare said detour plan. 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 7th day of June, 2010.

President's Initials: _____
Date Signed: _____

***In re: Authorization to Issue Payment to Bear Creek Waterline Relocation
Gluckstadt Drainage Project***

WHEREAS, County Engineer Rudy Warnock appeared before the Board and presented an estimate from Diversified Consultants, Inc. for the Bear Creek waterline relocation in the amount of \$68,427.50, a true and correct copy of said estimate is attached hereto as Exhibit GG, spread hereupon and incorporated hereto by reference, and

WHEREAS, Mr. Warnock recommended that the Board pay no more than \$57,589.00 for the work and further requested the Board authorize the Board Attorney to intervene, if necessary, on behalf of the county to resolve matter with Bear Creek Water Association, Inc.,

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to approve payment unto Bear Creek Water Association in an amount not to exceed \$57,589.00 and authorize Mr. Hamer to intervene on behalf of the county in the Bear Creek waterline relocation matter. 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 directed to issue pay warrant accordingly, and Mr. Hamer was and is hereby authorized.

SO ORDERED this the 7th day of June, 2010.

In re: Discussion of Detour of Calhoun Station Parkway Phase 2

WHEREAS, County Engineer Rudy Warnock appeared before the Board and recommended that the Board approve closing Gluckstadt Road to allow for reconstruction of bridge for a period of thirty (30) days in the summer of 2011 and authorize \$2,500 liquidated damages per calendar day beyond said thirty (30) days,

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to allow the closure of Gluckstadt Road for thirty (30) days and to authorize \$2,500 in liquidated damages per calendar day after thirty (30) days. 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 closure of Gluckstadt Road was and is hereby approved and said liquidated damages was and is hereby approved.

SO ORDERED this the 7th day of June, 2010.

President's Initials: _____

Date Signed: _____

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***In re: Approval of Utility Relocation Agreements
Calhoun Station Parkway Phase 3***

WHEREAS, County Engineer Rudy Warnock appeared before the Board and requested the Board authorize payment with Canton Municipal Utilities and AT&T for the relocation of utilities at Calhoun Station Parkway Phase 3, true and correct copies of which are attached hereto as Exhibit HH and Exhibit II, spread hereupon and incorporated herein by reference, and authorize the Board president to execute said agreements,

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to approve agreements with Canton Municipal Utilities and AT&T and authorize the Board President to execute the same. The vote on the matter being as follows:

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

the matter carried unanimously and said agreements were and are hereby approved and the Board President authorized.

SO ORDERED this the 7th day of June, 2010.

In re: Moss Road Reconstruction- Utility Relocation

WHEREAS, County Engineer Rudy Warnock appeared before the Board and requested that the Board approve a Special Construction Agreement with AT&T for the relocation of utilities at Moss Road for the Moss Road Bridge Reconstruction Project, a true and correct copy of which is attached hereto as Exhibit JJ, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl Banks did second a motion to approve the agreement and authorize the President to execute the same. The vote on the matter being as follows:

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

the matter carried unanimously and said Agreement was and is hereby approved and the Board President was and is hereby so authorized.

SO ORDERED this the 7th day of June, 2010.

In re: Approval of Resolution to Exchange STP Funds

Following discussion and at the recommendation of County Engineer Rudy Warnock, Mr. John Bell Crosby did offer and Mr. Karl M. Banks did second a motion to approve a Resolution to allow the County to exchange the county's STP funds in exchange for another county's State Aid funds for funding the Old Canton Road Project. The vote on the matter being as follows:

President's Initials: _____
Date Signed: _____

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

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

SO ORDERED this the 7th day of June, 2010.

***In re: Authorization of Board Attorney to Review
County's Ability to Revert Property to Adjoining Landowners and
Authorization of Abandonment of Portion of Weisenberger Road***

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to authorize and direct the Board Attorney to review the county's ability to revert property back to adjoining landowners and to authorize the advertising for abandonment of a certain portion of Weisenberger Road . 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 was and is hereby authorized and said advertising was and is hereby authorized.

SO ORDERED this the 7th day of June, 2010.

***In re: Authorization to Issue Payment to Bear Creek
Gluckstadt Road Drainage Project***

After further review and at the recommendation of the Board Attorney, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to authorize the Chancery Clerk to issue a pay warrant in the amount of \$64,572.16 to Bear Creek Water Association for the relocation of utilities in conjunction with the Gluckstadt Road Drainage Project. 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 to issue a pay warrant accordingly.

SO ORDERED this the 7th day of June, 2010.

President's Initials: _____
Date Signed: _____

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Karl M. Banks and seconded by Supervisor John Bell Crosby and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Monday, June 21, 2010 for purposes of consideration of a Claims Docket and any other business which may properly come before the Board.

Tim Johnson, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____

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