

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

REGULAR MEETING OF JULY 6, 2010
Being the first day of the July 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 July 6, 2010, in the Board Room on the first floor of the Madison County Office Complex, 125 West North Street, Canton, Mississippi, as follows, to-wit:

The President of the Board, 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
Sheriff Toby Trowbridge
Chancery Clerk Arthur Johnston
Tax Assessor Gerald Barber

Absent:

Also in attendance:

County Administrator and Planning & Zoning Administrator Brad Sellers
County Comptroller Quandice Green
Board Secretary and Deputy Chancery Clerk Cynthia Parker
Board Attorney Eric Hamer
County Road Manager Lawrence Morris
E911 Director Butch Hammack
Fire Coordinator Mack Pigg
County Purchase Clerk Hardy Crunk
State Aid Engineer John Granberry

The Board President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor D. I. Smith opened the meeting with a prayer and Supervisor Paul Griffin 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 June 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 June 2010 term, said meetings having been conducted on June 7, 2010 and June 21, 2010,

Following discussion, Mr. Paul Griffin did offer and Mr. D. I. Smith did second a motion to approve the Minutes as presented with certain amendments which were read in open session and to authorize the President to sign said Minutes after said corrections have been made. The vote on the matter being as follows:

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	Not Present and Not Voting
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the Minutes for the June 2010 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 6th day of July, 2010.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President announced that he and County Administrator Brad Sellers had conferred in advance of the meeting as to certain matters denominated “Consent Items” which bear Item numbers (1) through (11) 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 requested that an additional item (12) be added to the Consent Agenda, to wit: Approve and Authorize the President to Execute Shred-It Contracts for the Offices of the Tax Assessor and Tax Collector, 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 No. 6 be removed from the Consent Agenda and addressed separately, and

Thereafter, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to take the following actions on the Consent Agenda:

1. **Approve Notices to Renew Residential Lease Contracts on 16th Section Leases.**
(A true and correct copy of those certain Notices to Renew Residential Lease Contract to Ms. Cynthia D. Johnston, Lot 32 Calumet Subdivision, Part 2; and Mr. and Mrs. Craig E. Sosebee Lot 11, Madison Village Estates II, Part B (Brookside Place Addition) Revised may be found in the Miscellaneous Appendix to these Minutes.)
2. **Approve and Authorize the Board President to Execute Lease Agreement between Madison County and Victoria Station, Phase II Partnership for the Adolescent Offenders Program.**
(A true and correct copy of said lease agreement is attached hereto as Exhibit A, spread hereupon and incorporated herein by reference.)
3. **Acknowledge Sheriff’s Department Monthly Credit Card Report - May 9 - June 9, 2010.**
(A true and correct copy of that certain memorandum dated June 23, 2010 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit B, spread hereupon and incorporated herein by reference.)
4. **Acknowledge Monthly Credit Card Report - May 9 - June 9, 2010.**
(A true and correct copy of that certain memorandum dated June 29, 2010 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit C, spread hereupon and incorporated herein by reference.)

President’s Initials: _____

Date Signed: _____

5. **Approve Zoning Matter - Petition to Rezone R-2 Residential to R-1 Residential District.**
(A true and correct copy of the petition of Livingston Lakes, LLC to rezone certain property containing 14.14 acres situated in Section 10, Township 7 North, Range 1 East, Madison County Mississippi from R-2 Residential District to R-1 Residential District may be found in the Miscellaneous Appendix to these Minutes.)
7. **Acknowledge Building and Grounds Report.**
(A true and correct copy of said Report is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference.)
8. **Approve Placement of Culverts**
(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 E, spread hereupon and incorporated herein by reference.)
9. **Acknowledge June 2010 Monthly Report- Road Department**
(A true and correct copy of the June 2010 Monthly Road Department Report submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
10. **Acknowledge June 2010 Closed Call Analysis- Road Department**
(A true and correct copy of the June 2010 Closed Call Analysis submitted by the County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
11. **Acknowledge July 2010 Service Call Schedule- Road Department**
(A true and correct copy of the July 2010 Road Department Service Call Schedule submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
12. **Approve and Authorize the President to Execute Shred-It Service Agreements for the Offices of the Tax Assessor and Tax Collector.**
(A true and correct copy of that certain memorandum dated February 18, 2009 from Purchase Clerk Hardy Crunk, along with the service agreements are attached hereto as Collective Exhibit F, spread hereupon and incorporated herein by reference.)

The vote on the matter being as follows:

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

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

SO ORDERED this the 6th day of July, 2010.

In re: Petition for Special Exception for Billboard in an I-2 Industrial District

WHEREAS, Oliver Outdoor has filed a Petition for Special Exception to erect a billboard in an I-2 Industrial District in Section 21, T8N, R2E, Madison County, Mississippi, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

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Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to approve the petition of Oliver Outdoor for special exception to erect a billboard in an I-2 Industrial District. 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	Not Present and Not Voting
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (3-1) of the Board, and the special exceptional and is hereby granted.

SO ORDERED this the 6th day of July, 2010.

In re: Acknowledging Receipt of the 2010 Property Tax Rolls

WHEREAS, Tax Assessor Gerald Barber appeared before the Board of Supervisors and presented the 2010 Real and Personal Property Tax Rolls for Madison County, and

WHEREAS, the Board of Supervisors immediately began to equalize such tax rolls and determined that it would continue said equalization at every subsequent meeting of the Board as recessed from this meeting in July as provided for by law, and

WHEREAS, the Board of Supervisors also desired to authorize the Clerk to forward a copy of the recap sheet and affidavit of the Tax Assessor to the Mississippi State Tax Commission when necessary and required, as well as such other evidence of the Board's receipt of said rolls and this Board's action thereon, and

WHEREAS, the Board does desire to adopt that certain "Order of the Board of Supervisors" of even date herewith pertaining to said Rolls, a true and correct copy of which is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference,

Following additional discussion of this matter, Mr. Paul Griffin did offer and Mr. D. I. Smith did second a motion (1) to acknowledge receipt of the Real and Personal Property Tax Rolls for 2010 for Madison County; (2) to adopt and enter the July form Order, a true and correct copy of which is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference; (3) to further authorize the equalization process to be conducted at each and every Board meeting in July, 2010 conducted hereafter; (4) to establish August 2, 2010 as the date the Board will entertain and consider objections to said Rolls, set said date as the deadline for the filing of written protests with the Clerk, and advertise the same in the *Madison County Herald* for August 2, 2010 and to post notice of said hearing in prominent places throughout the county courthouse, said rolls to be available for public inspection in the Board Room of the new addition to the Chancery and Administrative Building; (5) to accept the Assessor's Affidavit of the Personal Roll and the Assessor's Affidavit of the Real Roll, as well as the draft recapitulation sheet, true and correct copies of each of which are attached hereto as Exhibits H, I, and J, respectively, 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 ¹	Aye
Supervisor Paul Griffin	Aye

¹Mr. Banks arrived prior to the call of the question.

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the matter carried unanimously and the receipt of the preliminary Real and Personal Property Tax Rolls for 2010 was and is hereby acknowledged; the July form Order was and is hereby adopted and entered; the equalization process was and now is begun; August 2, 2010 was and is hereby established as the date the Board will take up protests to said Rolls and as the deadline for the filing of written protests; the Affidavits of the Tax Assessor were and are hereby accepted; and the Clerk was and is authorized to advertise the date for public protest.

SO ORDERED this the 6th day of July, 2010.

In re: Discussion of Waiver of Increase in Assessment - Natchez Trace Funeral Home, Inc.

WHEREAS, Tax Assessor Gerald Barber appeared before the Board and requested the Board acknowledge and approve the payment of back taxes by Natchez Trace Funeral Home, Inc. on property previously classified as exempt, the same bearing Tax Parcel No. 72D-17C-112, and

WHEREAS, Mr. Barber reported to the Board that Natchez Trace Funeral Home, Inc. has agreed to pay back taxes to Madison County for the years 2007, 2008 and 2009, and to further pay school taxes for 2005, 2006, 2007, 2008, and 2009, and

WHEREAS, an explanatory memorandum from Tax Assessor Gerald Barber dated June 1, 2010, is attached hereto as Exhibit K, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to acknowledge and approve the re-assessment of said parcels for the years and in the amounts reflected as Exhibit K, so as to remove the improper exemption, and authorize and approve the payment of back taxes for the aforementioned years and authorize the Tax Collector to issue tax bills to Natchez Trace Funeral Home, Inc. accordingly. 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 reassessments and payments were and are hereby approved, and the Tax Collector was and is hereby so authorized.

SO ORDERED this the 6th day of July, 2010.

In re: Acknowledgment of Proposed Appraisal Activity Report and Approval of Application to Expend One Mill Levy

WHEREAS, Tax Assessor Gerald Barber presented that certain report entitled “Summary of Proposed Appraisal Activity” and requested the Board acknowledge same, a true and correct which is attached hereto as Exhibit L, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Barber further requested the Board approve that certain “Application to Expend One Mill Levy,” pursuant to Miss. Code Ann. §27-39-329(b), a true and correct copy of which is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Karl Banks did offer and Mr. John Bell Crosby did second a motion to acknowledge the “Summary of Proposed Appraisal Activity” and approve the “Application for Certification” and authorize the Board President to execute same. 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	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously, and said report was and is hereby acknowledged and said application was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 6th day of July, 2010.

In re: Consideration of Agreement with Rayburn & Associates for 2010 HOME Investment Partnerships Program and Authorize Advertising for Public Hearing of 2010 HOME Investment Partnerships Program

WHEREAS, Ms. Maureen Simpson appeared before the Board on behalf of Rayburn & Associates and requested the Board approve the agreement with Rayburn & Associates for consulting services in association with the 2010 HOME Investment Partnerships Program and authorize the Board President to execute same, a true and correct copy of said which may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, the Chancery Clerk reported that Rayburn and Associates was the only firm submitting a bid for such services in response to an advertisement for same previously authorized by this Board,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion (1) to approve the agreement with Rayburn & Associates for consulting services for the 2010 HOME Investment Partnership Program, (2) authorize the Board President to execute same, and (3) authorize the Chancery Clerk to advertise a public hearing on the 2010 HOME Investment Partnerships Program for July 30, 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 said agreement was and is hereby approved; the Board President was and is hereby authorized; the Chancery Clerk was and is hereby authorized.

SO ORDERED this the 6th day of July, 2010.

In re: Request to Place Mobile Home

WHEREAS, Planning & Zoning Administrator Brad Sellers appeared before the Board and presented a request from Ms. Latoya Bouldin Satcher requesting the Board allow a mobile home to be placed on property owned by her ailing grandmother, Ms. Callie Mae Bouldin, in order to provide housing for her as she provides care for her, and

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

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve the request to place a mobile home on the property owned by Ms. Callie Mae Bouldin so long as the need remains and to direct the Planning & Zoning Director to reexamine the situation in three (3)

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years. The vote on the matter being as follows:

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

the matter carried unanimously and said request was and is hereby approved and the Planning & Zoning Director was and is hereby directed.

SO ORDERED this the 6th day of July, 2010.

In re: Discussion of Livingston -Vernon Road Reconstruction Project

WHEREAS, State Aid Engineer John Granberry appeared before the Board presented a spreadsheet outlining the cost to replace the box culvert on Livingston-Vernon Road, a true and correct copy of which is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Granberry requested the board authorize the installation of a 6'x16' concrete box culvert at a cost of \$60,000,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve the installation of a 6'x16' box culvert for the Livingston-Vernon Road Reconstruction 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 said request was and is hereby approved.

SO ORDERED this the 6th day of July, 2010.

In re: Authorization of Burns Cooley & Dennis to Perform Geotechnical Services - Sulphur Springs Road/ Hwy. 17 Park

WHEREAS, State Aid Engineer John Granberry on behalf of County Engineer Rudy Warnock appeared before the Board and presented a cost estimate from Burns Cooley Dennis, Inc. for geotechnical services to construct a lake at Sulphur Springs/Highway 17 Park, a true and correct copy of which is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Granberry recommended the Board authorize said firm to perform geotechnical services at the estimated cost of \$14,000.00,

Mr. Paul Griffin did offer and Mr. Karl Banks did second a motion to authorize Burns Cooley and Dennis, Inc. to perform geotechnical services at the estimated cost of \$14,000.00 in connection with the lake at Sulphur Springs/Highway 17 Park. 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 by Burns Cooley and Dennis, Inc. was and is hereby authorized.

SO ORDERED this the 6th day of July, 2010.

In re: Awarding of Bid to Birdsong Construction Co., Inc. for the Calhoun Station Parkway Phase III Project

WHEREAS, County Engineer Rudy Warnock appeared before the Board and reported that he and the standing committee of the Board appointed for such purposes had received and tabulated bids for the Calhoun Station Parkway Phase III Project, and

WHEREAS, in his estimation, the lowest and best bidder for said project was Birdsong Construction, Inc. who submitted a bid in the total amount of \$5,572,315.72, and

WHEREAS, Mr. Warnock recommended that the Board award the contract for said project to Birdsong Construction, Inc. in accordance with its bid, and

WHEREAS, after carefully reviewing the bids for Calhoun Station Parkway Phase III Project, the originals of which may be found in the Miscellaneous Appendix to these Minutes, the Board does find as follows: (1) the purpose of competitive bids is to secure economy in the construction of public works and the expenditure of public funds so that all such public contracts may be secured at the lowest costs to taxpayers; (2) an error exists in the bid of Birdsong Construction Co., Inc., however, the correct amount of Birdsong's bid is evident on the face of the bid; (3) the correctable error in Birdsong's bid is not substantial in that it amounts to an increase in Birdsong's original bid of only .0168294612 percent and increases Birdsong's original bid of \$5,571,497.66 by only \$818.06, resulting in a corrected bid by Birdsong of \$5,572,315.72; and (4) due to the fact that difference of \$252,324.69 exists between Birdsong's corrected low bid and the second lowest bid of \$5,824,640.41 submitted by Southern Rock, LLC, Birdsong's correctable error does not give Birdsong a competitive advantage over any other bidder,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to (1) accept the bid of Birdsong Construction Co., Inc. as the lowest and best bid received for the Calhoun Station Parkway Phase II Project; (2) award the contract for such work to said firm; and (3) make the findings as set forth herein above. The vote on the matter being as follows:

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

the matter carried by a majority vote (3-2) of the Board and said bid was and is hereby accepted, the contract awarded, and the aforesaid findings made.

SO ORDERED this the 6th day of July, 2010.

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In re: Request to Advertise for Bids for the Twin Harbors Drainage Project

WHEREAS, State Aid Engineer John Granberry on behalf of County Engineer Rudy Warnock appeared before the Board and presented a cost estimate prepared by Warnock & Associates, LLC. for the Twin Harbors Drainage Project, a true and correct copy of which is attached hereto as Exhibit P, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Granberry requested the Board authorize the Purchase Clerk to advertise for bids for said project,

Following discussion, Mr. John Bell Crosby did offer and Mr. Tim Johnson did second a motion to authorize the Purchase Clerk Hardy Crunk to advertise for bids for the Twin Harbors 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	No
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (4-1) of the Board, and the Purchase Clerk was and is hereby authorized.

SO ORDERED this the 6th day of July, 2010.

In re: Approval of Contract on Calhoun Station Parkway Phase II

WHEREAS, State Engineer John Granberry on behalf of County Engineer Rudy Warnock appeared before the Board and requested the Board authorize the Board Attorney to review the contract with Utility Constructors for the construction of Calhoun Station Parkway Phase II and authorize the President to execute same, a true and correct copy of which is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to approve the contract and authorize the President to execute same pending review and approval by Board Attorney, Mr. Eric Hamer. 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 said contract was and is hereby approved subject to review and approval of the Board Attorney; the Board Attorney was and is authorized; and the Board President was and is hereby so authorized.

SO ORDERED this the 6th day of July, 2010.

In re: Authorization of County Engineer to Assess Walter Peyton Lane

Following discussion, Mr. D. I. Smith did offer and Mr. Tim Johnson did second a motion to authorize County Engineer Rudy Warnock to assess the condition of the one-lane wooden bridge on Walter Peyton Lane in District III and report to the Board on its condition and options for replacing the bridge if necessary. 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	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously, and the County Engineer was and is hereby authorized.

SO ORDERED this the 6th day of July, 2010.

In re: Approval of Claims Docket for July 6, 2010

WHEREAS, the Board reviewed the claims docket for July 6, 2010, along with two additional claims submitted by the Comptroller for election expenses in the amounts of \$625.00 and \$962.50;

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:

	Claim Nos.	No. of Claims	Amount
001	2624 to 2859	236	526,130.65
012	190 to 201	12	19,129.20
014	11 to 11	1	2,464.57
051	15 to 21	7	31,322.31
095	19 to 20	2	34,820.01
096	11 to 11	1	2,352.52
097	258 to 272	15	36,268.55
105	184 to 190	7	33,066.83
114	11 to 11	1	998.28
115	103 to 110	8	73,692.12
116	43 to 44	2	187.27
120	69 to 71	3	79.00
121	39 to 39	1	126.43
137	4 to 4	1	125,000.00
150	743 to 762	20	115,170.32
160	219 to 230	12	17,940.50
190	153 to 164	12	7,276.41
291	9 to 9	1	2,000.00
302	52 to 55	4	185,591.57
401	20 to 20	1	10,245.68
690	19 to 20	2	32,461.42
691	19 to 20	2	32,456.86
	TOTAL ALL FUNDS	351	1,288,780.50

HELD CLAIMS

Fund	Claim No.	Payee	Description	Amount
051	21	Warnock & Associates, LLC.	Bond Rd. Base Failure Inspect.	5,757.43
150	755	Warnock & Associates, LLC.	MDEQ 2009 Annual Report	2,060.00
150	755	Warnock & Associates, LLC.	Canton One Parkway	7,870.00
302	55	Warnock & Associates, LLC.	Hoy Road	96,000.00
302	55	Warnock & Associates, LLC.	Stribling Rd. Extension Phase 2	19,260.00

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Thereafter and following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve the claims docket as presented, less and except the above noted held claims, along with the two additional claims presented by the Comptroller. 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 R, 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, less and except the aforesaid held claim, along with the two added claims, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 6th day of July, 2010.

Thereafter, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to approve and pay Held Claim Nos. 21 and 755 to Warnock & Associates. The vote on the matter being as follows:

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

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

SO ORDERED this the 6th day of July, 2010.

Thereafter, Mr. John Bell Crosby did offer and Mr. Tim Johnson did second a motion to approve and pay the Held Claim No. 55 to Warnock & Associates. 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 said Held Claim was and is hereby approved, and the Chancery Clerk was and is instructed to issue pay warrant accordingly.

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In re: Approval of Budget Amendments

WHEREAS, County Comptroller Quandice Green appeared before the Board and requested the Board’s consideration of certain amendments to the current year budget of the county as set forth in that certain document entitled “Madison County Budget Amendments July 6, 2010,” a true and correct copy of which is attached hereto as Exhibit S, 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 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 were and are hereby approved and adopted.

SO ORDERED this the 6th day of July, 2010.

In re: Acknowledgment of Notification of Hinds County Solid Waste Management Plan

WHEREAS, County Administrator Brad Sellers appeared before the Board and presented that certain correspondence dated June 25, 2010 from Mr. James “Lap” Baker of the Hinds County Department of Public Works being notification of Hinds County is in the process of revising their Solid Waste Management Plan and wish to inform Madison County, as an adjacent county, of this planning period, and

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

Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to authorize the Board Attorney Eric Hamer to review the plan and obtain copies for the Board members to review. 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 so authorized.

SO ORDERED this the 6th day of July, 2010.

In re: Valley View Fire Station

WHEREAS, Fire Coordinator Mack Pigg appeared before the Board and requested the Board authorize Warnock & Associates to prepare a survey of certain property in District 5 for

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the site of the Valley View Fire Station and authorize Mr. Jim Turner of JLT Realty to prepare an appraisal of same,²

Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to authorize Warnock & Associates to prepare a survey of subject property and authorize Mr. Jim Turner of JLT Realty to appraise 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 Warnock & Associates was and is hereby authorized and Mr. Turner was and is hereby authorized.

SO ORDERED this the 6th day of July, 2010.

In re: Acknowledgment of Chancery Court Appointment

Mr. Karl Banks did offer and Mr. John Bell Crosby did second a motion to acknowledge the appointment of Mr. James C. Walker as AOC Staff Attorney for Judge Cynthia L. Brewer of the 11th Chancery Court District, as set forth on that certain Order of the Chancery Court of Madison County dated July 2, 2010, a true and correct of which is attached hereto as Exhibit T, spread hereupon and incorporated herein by reference, and (2) to appoint Mr. Walker as the Law Librarian at a rate of pay of \$100.00 per month. 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 appointments were and are hereby acknowledged.

SO ORDERED this the 6th day of July, 2010.

In re: Authorization of Board President to Execute Bill of Exceptions for Oak Field

WHEREAS, Board Attorney Eric Hamer appeared before the Board and requested the Board authorize the Board President to execute a Bill of Exceptions with regard to the Oak Field Subdivision,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to authorize the Board President to execute said Bill of Exceptions. The vote on the matter being as follows:

²No documentation was provided to the Clerk concerning this request for inclusion in these Minutes.

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 President was and is hereby authorized.

SO ORDERED this the 6th day of July, 2010.

In re: Termination of Employment - Appeal Policy

WHEREAS, Human Resources Director Lisa Mayo appeared before the Board and presented that certain document entitled "Termination of Employment - Appeal Policy," a true and correct copy of which is attached hereto as Exhibit U, spread hereupon and incorporated herein by reference, and recommended the Board approve same,

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to approve said policy, together with an amendment thereto, providing that the reinstatement of dismissed employee shall require a super-majority vote of the 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 policy was and is hereby approved with the aforementioned amendment.

SO ORDERED this the 6th day of July, 2010.

In re: Reappointment to the Library Board

Mr. Tim Johnson did offer and Mr. Paul Griffin did second a motion to reappoint Ms. Nell Tharp to the Library Board for an additional five (5) year term. 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 Ms. Tharp was and is hereby reappointed.

SO ORDERED this the 6th day of July, 2010.

President's Initials: _____

Date Signed: _____

***In re: Approval of Change Order No. 2 - South Madison County
Fires Station No. 2; Acknowledgment of New Hire - Tax Collector's Office;
Approval of Addendum to Lease Agreement - Madco Properties, LLC***

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion (1) to approve Change Order No. 2 in the amount of \$3,833.00 for the South Madison County Fire Station No. 2 Project, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes; (2) acknowledge the hiring of Ms. Jo Ann Tootles in the Tax Collector's Office; and (3) to approve the addendum to the lease agreement with Madco Properties, LLC for office space for the District Attorney, a true and correct copy of supporting documentation for all of which may 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 the order was and is acknowledged; the hire was and is approved; and the addendum was and is hereby acknowledged.

SO ORDERED this the 6th day of July, 2010.

***In re: Acknowledge Receipt of Funds for Housing Prisoners and
Other Services; Acceptance of Donation to Sheriff's Department; and
Authorization of Board President to Execute Invoice***

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

<u>Entity</u>	<u>Amount</u>
Madison County Circuit Clerk	\$ 65.00
Madison County Circuit Clerk	\$ 1,200.00
Madison County Circuit Clerk	\$ 1,400.00
City of Canton	\$ 2,736.35
State of Mississippi	\$19,060.00

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

Thereafter, Sheriff Trowbridge requested the Board authorize the Board President to execute an invoice in the amount of \$14,232.82 unto Mississippi Department of Corrections for housing of prisoners,

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to (1) acknowledge receipt of said checks, (2) authorize the Board President to execute said invoice and (3) acknowledge receipt of the donation from Wal Mart. 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: _____

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the matter carried unanimously and said checks were and are hereby acknowledged; the Board President was and is hereby so authorized; and said donation was and is hereby acknowledged.

SO ORDERED this the 6th day of July, 2010.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor John Bell Crosby and seconded by Supervisor Paul Griffin and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Wednesday, July 21, 10 at 9:00 a. m. for the purpose 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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