

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

REGULAR MEETING OF AUGUST 1, 2011

Being the first day of the August 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 August 1, 2011, 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 Vice President of the Board, John Bell Crosby, presided and called the meeting to order. The following members were present that day:

Present:

Supervisor John Bell Crosby  
Supervisor D. I. Smith  
Supervisor Karl M. Banks  
Supervisor Paul Griffin  
Sheriff Toby Trowbridge  
Chancery Clerk Arthur Johnston  
Tax Assessor Gerald Barber

Absent:

Supervisor Tim Johnson

Also in attendance:

Interim County Administrator and Planning & Zoning Administrator Brad Sellers  
Mr. Wallace Collins, CPA, Accountant  
Board Secretary and Deputy Chancery Clerk Cynthia Parker  
Board Attorney Eric Hamer  
County Road Manager Lawrence Morris  
County Fire Coordinator Mack Pigg  
County Purchase Clerk Hardy Crunk  
Emergency Management and E911 Director Butch Hammack

The Board President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor Paul Griffin opened the meeting with a prayer and Mr. Robert Trigg 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 July 2011 Term***

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the July 2011 term, said meetings having been conducted on July 5, 2011 and July 18, 2011,

Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to approve the Minutes as presented with certain amendments which were read in open session and to authorize the President to sign said Minutes after said corrections have been made. The vote on the matter being as follows:

|                             |                            |
|-----------------------------|----------------------------|
| Supervisor John Bell Crosby | Aye                        |
| Supervisor Tim Johnson      | Not Present and Not Voting |
| 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 by the unanimous vote of those present and the Minutes for the July 2011 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

***In re: The Creation of the Valley View Fire Protection District***

There came on for consideration by the Board, the matter of the creation of the Valley View Fire Protection District as described in the resolution of intention heretofore adopted by this Board, whereupon Supervisor Griffin offered the following resolution and moved its adoption, to wit:

**RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, CREATING THE VALLEY VIEW FIRE PROTECTION DISTRICT AS DESCRIBED IN THE RESOLUTION OF INTENTION HERETOFORE ADOPTED BY THIS BOARD, AND FOR RELATED PURPOSES.**

WHEREAS, a petition was filed with the Board of Supervisors of Madison County for the incorporation of a proposed creation of a fire protection district to be known as the Valley View Fire Protection District in Madison County, Mississippi, for the purpose of providing fire protection in the rural area within the proposed boundaries of such district; and,

WHEREAS, the petition to create was signed by not less than twenty-five owners of real property residing within the boundaries of the proposed district and included (1) a statement of the necessity for the service or services to be supplied by the proposed district, (2) the proposed corporate name for the district, (3) the proposed boundaries of the district, and (4) an estimate of the cost of the acquisition or construction of the facilities to be operated by the district, which estimate, however, shall not serve as a limitation upon the financing of the improvements to the facilities; and

WHEREAS, such petition was signed in person by the petitioners, with their respective residence addresses, and was accompanied by a sworn statement of the persons or persons circulating the petition, who stated under oath that he or they witnessed the signature of each petitioner, that each signature is the signature of the person it purports to be and that to the best of his or their knowledge, each petitioner was, at the time of signing, an owner of real property within and a resident of the proposed district; and,

WHEREAS, the Board of Supervisors, upon the filing of the petition did set Monday, August 1, 2011, at 9:00 o'clock A. M., in the Board of Supervisors Room in the Chancery and Administrative Building at Canton, Mississippi, as the time, date and place for a public hearing upon the question of the public convenience and necessity of the creation of said district; and,

WHEREAS, a public notice signed by the Clerk of the time, date and place of the public hearing was published in the *Madison County Herald*, a newspaper within the meaning of the statute, having a general circulation within such proposed district, in the issues of July 14, 21 and 28, 2011, being once a week for at least three consecutive weeks prior to the date of the hearing, and the first of such publications was made not less than twenty-one days prior to the date of such hearing and the last such publication was made not more than fourteen days prior to the date of such hearing, and such notice contained the date of such hearing, the place at which it shall be held, and the purpose of the hearing; and,

WHEREAS, the Board of Supervisors did convene on Monday, August 1, 2011, at 9:00 o'clock A. M., in the Board of Supervisors Room in the Chancery Administrative Building at Canton, Mississippi, being the time, date and place fixed for such public hearing; and;

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

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WHEREAS, the Board of Supervisors did hear the evidence offered by the witnesses for the proposed district and several citizens residing within the proposed district, and data offered in support of the creation and incorporation of the district; and;

WHEREAS, after hearing the evidence, information and other data, the Board did find (1) That the public convenience and necessity require the creation of the district, and (2) That the creation of the district is economically sound and desirable; and,

WHEREAS, the Board of Supervisors did at a meeting held on July 5, 2011 found that public convenience and necessity required the Creation of the Valley View Fire Protection District, within the territorial limits as therein described, and that the creation of the district is economically sound and desirable; and,

WHEREAS, at said meeting, the Board did direct the establishment of the legal boundaries and territorial limits of the proposed area of the district, and did declare its intention of this Board to create the Valley View Fire Protection District, within Madison County, Mississippi, on August 1, 2011 at a meeting of the Board of Supervisors of Madison County, Mississippi, to be held at 9:00 o'clock A. M., in the Board of Supervisors Room in the Chancery Administration Building at Canton, Mississippi; and,

WHEREAS, the Board on said date did authorize, direct and empower the Clerk of the Board to cause to be published in the *Madison County Herald*, a newspaper having a general circulation within such proposed district, a certified copy of this resolution, once a week for at least three consecutive weeks prior to the date of August 1, 2011 being the date upon which this Board intends to create such district, the first such publication to be made not less than twenty one days prior to the date of August 1, 2011 and the last such publication to be made not more than fourteen days prior to such date, said publications to be made in the issues of July 14, 21 and 28, 2011.

WHEREAS, notice of this Board's intention to create the Valley View Fire Protection District was duly published as authorized therein in the *Madison County Herald* in the issues of July 14, 21 and 28, 2011; and,

WHEREAS, the hour of 9:00 o'clock A. M. on August 1, 2011 having arrived and the Board of Supervisors having convened at a meeting in the Board of Supervisors Room in the Chancery Administration Building at Canton, Mississippi and there having been no written petition filed with the Board of Supervisors on or before August 1, 2011, protesting the creation of the Valley View Fire Protection District:

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, as follows:

1. That there is hereby created within Madison County, Mississippi a fire protection district to be known as the Valley View Fire Protection District for the purpose of providing, conducting and operating a fire protection services within the following territorial limits of said district to be as set forth on Exhibit A, spread hereupon and incorporated herein by reference.
2. That the Valley View Fire Protection District shall be a valid body politic and corporate of the State of Mississippi under its corporate name of the "Valley View Fire Protection District." The powers of such district shall be vested in and exercised by a Board of Commissioners consisting of five (5) members, to be appointed by the Board of Supervisors of Madison County. Said Commissioners shall be appointed for staggered terms, as established by the Board of Supervisors. Any vacancy occurring on such board of commissioners shall be filled by the Board of Supervisors at any regular meeting of such Board of Supervisors, which Board of Supervisors shall have the authority to fill all unexpired terms of any commissioner or commissioners. Each commissioner shall qualify for office by taking the oath prescribed by Section 268 of the Constitution of Mississippi, and by filing with the Chancery Clerk a surety bond payable to the

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

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State of Mississippi in the penal sum of Fifty Thousand Dollars (\$50,000.00) to be approved by the Chancery Clerk conditioned to provide for the faithful performance of his or her duties as commissioner. The bond premium shall be paid out of the revenues of the Valley View Fire Protection District.

3. That the Valley View Fire Protection District shall have the power and authority to acquire, construct, reconstruct, improve, better, extend, consolidate, maintain and operate such system or systems and to contract with any municipality, person, firm or corporation for the purposes of providing fire protection.
4. The Board of Commissioners shall organize by electing one (1) of its members as chairman and another as vice chairman. It shall be the duty of the chairman to preside at all meetings of the Board and to act as the chief executive officer of the Board of the Valley View Fire Protection District. The vice chairman shall act in the absence or the disability of the chairman. Such board also shall elect and fix the compensation of a secretary-treasurer who may or may not be a member of the board. It shall be the duty of the secretary treasurer to keep a record of all proceedings of the Board and to safely keep all funds of the district. The proceedings and records of the board shall be available for inspection as other public records. The secretary treasurer shall be required to execute a bond, payable to the District, in a sum and with such surety as shall be fixed and approved by the Board of Commissioners. The terms of all officers of the Board shall be for one (1) year from and after date of election and shall run until their respective successors are appointed and qualified. The Board of Commissioners shall adopt an official seal with which to attest the official acts and records of the board and district.
5. Every resident citizen of any district created pursuant to this act, of good reputation, being the owner of land situated within such district and over twenty five years of age, and of sound mind and judgment shall be eligible to hold the office of commissioner.
6. The commissioners so appointed and qualified shall continue to be compensated for their services for each meeting of the Board of Commissioners attended, either regular or special, at a rate to be fixed by the Board of Supervisors, and shall be reimbursed for all expenses necessarily incurred in the discharge of their official duties.
7. The Valley View Fire Protection District herein created, acting by and through the Board of Commissioners of such district, its governing authority, shall have the powers as set forth by sections 19-5-151 through 19-5-207 of Mississippi Code Annotated, as now existing or as hereafter may be amended.
8. That the property is not within the corporate boundaries of any existing municipality.
9. If any provision of this resolution shall be held to be invalid by any court of competent jurisdiction, the remainder of this resolution shall not be affected thereby .

The motion for the adoption of the resolution was seconded by Supervisor Karl Banks and after discussion, the resolution was read and considered section by section and as a whole, and a vote was taken thereon, section by section, and as a whole, with the following results:

|                             |                            |
|-----------------------------|----------------------------|
| 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                        |

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

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The Motion having received the affirmative vote of the majority of the members present, the President of the Board of Supervisors of Madison County, Mississippi, declared the Motion carried and Resolution adopted this the 1<sup>st</sup> day of August, 2011.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

***In re: Public Hearing on Objections to the Equalization of the 2011 Assessment Roll of Madison County, Mississippi***

WHEREAS, this day came on to be considered by the Board of Supervisors of Madison County, Mississippi, the matter of the objections to the assessment roll for the year 2011, and it appearing that said preliminary assessment rolls have been heretofore filed by the Madison County Tax Assessor and that said rolls have been examined and equalized by this Board of Supervisors as required by law and the required notice has been given to the public and to the taxpayers in the manner provided by law at least ten (10) days prior to this meeting, and

WHEREAS, the Board authorized the publication of such notice in *The Madison County Herald*, a newspaper of general circulation in Madison County, the same having been accomplished on July 14, July 19, and July 21, 2011, and

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

WHEREAS, Tax Assessor Gerald Barber did appear before the Board and requested that the Board close the period for accepting objections to the real and personal rolls as of 9:00 am today and set aside a date certain for entertaining individual equalization hearings on protests properly submitted and for final consideration of said rolls, and

WHEREAS, Mr. Barber did also present spreadsheets containing (a) recommended decreases for the 2011 preliminary personal property assessment roll; (b) recommended increases for the 2011 preliminary personal property assessment roll and set public hearing for August 22, 2011 at 9:00 am relative thereto; (c) recommended increases to the 2011 preliminary personal property which have been previously agreed to in writing by the affected taxpayer; (d) recommended decreases for the 2010 personal property assessment roll; (e) recommended increases for the 2011 preliminary real property assessment roll and set public hearing for August 22, 2011 at 9:00 am relative thereto; and (f) recommended decreases for the 2011 preliminary real property assessment roll, true and correct copies of each of which spreadsheets are attached hereto as Exhibits C, D, E, F, G and H, respectively, and which are spread hereupon and incorporated herein by reference,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion, in accordance with Miss. Code Ann. §§ 27-35-89 and 27-35-93, to (1) declare the period for accepting objections to said rolls closed as of 9:00 a.m. this date, August 1, 2011; (2) set Monday, August 22, 2011, at 9:00 am as the date for individual equalization hearings on parcels for those who have timely filed objections thereto and for the final approval of said rolls; (3) direct the Chancery Clerk to communicate with each protester as to the date of said hearing and request that each protester complete and submit a Request for Review to the Tax Assessor in advance of said hearing in order to give the Tax Assessor an opportunity to prepare a response; and (4) approve recommended changes for the 2010 personal property assessment roll and 2011 real and personal preliminary property assessment rolls as set forth on Exhibits C, D, E, F, G and H hereto. 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      | 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 the motion was and is hereby approved, the objection period was and is hereby closed as of 9:00 a.m. today, August 1, 2011, and individual equalization hearings were and are hereby set beginning at 9:00 a.m. on Monday, August 22, 2011 in the Board Room in the new addition to the Chancery and Administrative Building 125 West North Street, Canton, Mississippi, and the Chancery Clerk was and is directed accordingly, and the recommended changes for the 2010 personal property assessment roll and 2011 Tax Roll were and are hereby approved.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

***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 (3) through (14) 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

Thereafter, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to take the following actions on the Consent Agenda:

4. **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 may be found in the Miscellaneous Appendix to these Minutes.)
5. **Acknowledge Withdrawal of Petition for Rescission of Resolution Establishing Lost Rabbit Public Improvement District (“PID”).** The Board takes notice that the Chancery Court of Madison County, Mississippi adjudicated the validity of the bonds issued by the PID. Based upon that judgment and the fact that no appeal was taken therefrom, the Board determines that the matters set forth in the Petition are no longer within the Board’s jurisdiction. (A true and correct copy of correspondence from counsel for the Petitioner is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference.)
6. **Approve MDEQ Grant Agreement.**  
(A true and correct copy of said Agreement is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference.)
7. **Authorize Burial of Unclaimed Body.**  
(Pursuant to Miss. Code Ann. § 41-39-5 the Chancery Clerk is authorized and directed to issue a pay warrant in the amount of \$300.00 unto Natchez Trace Funeral Home in order that the body of one David Council might be transported from Hospice Ministries in Ridgeland, Mississippi and buried as a pauper. An explanatory Memorandum from Purchase Clerk Hardy Crunk may be found in the Miscellaneous Appendix to these Minutes.)

**President’s Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

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 each item was and is hereby approved, adopted and authorized.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

***In re: Approval of Budget Amendments & Interfund Transfers***

WHEREAS, Mr. Wallace Collins, CPA 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 those certain documents entitled "Madison County Budget Amendments, August 1, 2011," a true and correct copy of which is attached hereto as Exhibit K, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Paul Griffin did offer and Mr. D. I. Smith 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      | Not Present and Not Voting |
| Supervisor D. I. Smith      | No                         |
| Supervisor Karl M. Banks    | Aye                        |
| Supervisor Paul Griffin     | Aye                        |

the matter carried by a majority (3-1) vote of the Board and said budget amendments and interfund transfers were and are hereby approved and adopted.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

***In re: Approval of Claims Docket for August 1, 2011***

WHEREAS, the Board reviewed the claims docket for August 1, 2011;

WHEREAS, the Accountant, Wallace Collins, CPA 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:

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

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| Fund            | Claim Nos.   | No. of Claims | Amount       |
|-----------------|--------------|---------------|--------------|
| 001             | 3030 to 3131 | 102           | 365,536.30   |
| 012             | 187 to 190   | 4             | 13,985.00    |
| 096             | 14 to 15     | 2             | 1,604.13     |
| 097             | 267 to 272   | 6             | 162,530.40   |
| 105             | 205 to 215   | 11            | 42,156.97    |
| 114             | 24 to 25     | 2             | 7,205.71     |
| 116             | 49 to 49     | 1             | 200.00       |
| 119             | 4 to 4       | 1             | 200.00       |
| 120             | 81 to 81     | 1             | 364.62       |
| 121             | 38 to 38     | 1             | 200.00       |
| 150             | 768 to 780   | 13            | 69,930.54    |
| 160             | 185 to 206   | 22            | 36,581.92    |
| 190             | 146 to 152   | 7             | 5,629.01     |
| 226             | 18 to 18     | 1             | 662,493.13   |
| 302             | 166 to 168   | 3             | 130,274.24   |
| 304             | 23 to 25     | 3             | 129,620.82   |
| TOTAL ALL FUNDS |              | 180           | 1,628,512.79 |

**HELD CLAIMS**

| Fund | Claim No. | Payee                      | Amount       |
|------|-----------|----------------------------|--------------|
| 001  | 3058      | Butler Snow O'Mara Stevens | \$ 31,777.40 |
| 150  | 780       | Warnock & Associates       | \$ 1,260.00  |
| 302  | 166       | Price & Zirulnik PLLC      | \$ 2,093.36  |
| 302  | 167       | Warnock & Associates       | \$ 49,500.00 |
| 302  | 167       | Warnock & Associates       | \$ 19,200.00 |

Thereafter and following discussion, Mr. D. I. Smith 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 L, spread hereupon, and incorporated herein by reference. 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 Claims Docket was and is hereby approved, less and except the aforesaid held claims, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

Thereafter, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to approve and pay each of the above-noted held claims, less and except the held claim of Price & Zirlunik, PLLC in the amount of \$2,093.36. 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      | Not Present and Not Voting |
| Supervisor D. I. Smith      | No                         |
| Supervisor Karl M. Banks    | Aye <sup>1</sup>           |
| Supervisor Paul Griffin     | Aye                        |

the matter carried by a majority vote (3-1) of the Board and said Held Claims were and are hereby approved, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

Thereafter, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to approve and pay the above-noted held claim of Price & Zirlunik, PLLC in the amount of \$2,093.36. 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    | Not Present and Not Voting |
| 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 a pay warrant accordingly.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

***In re: Discussion of County Employee Health Insurance Plan***

WHEREAS, Human Resource Director Lisa Mayo appeared before the Board and recommended that the Board rescind the Five (5) Year Plan previously adopted by the Board on August 2, 2010,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to rescind the aforesaid Five (5) Year Plan. The vote on the matter being as follows:

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

the matter did not garner a majority vote of the Board and therefore failed.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

***In re: Authorization to Renew Emergency Management Performance Grant with the Mississippi Emergency Management Agency***

WHEREAS, Emergency Management and E911 Director Butch Hammack appeared before the Board and requested that the Board approve the renewal of the county's Emergency

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<sup>1</sup>After casting his vote on this matter, Mr. Banks did fully and completely recuse himself from all discussions, deliberations, and debate of the next succeeding matter, excused himself from the meeting and physically departed the meeting room. He returned after the vote was taken and recorded.

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

Management Performance Grant with the Mississippi Emergency Management Agency, and

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

Following discussion, Mr. Karl M. Banks did offer and Mr. D. I. Smith did second a motion to authorize the renewal of the aforesaid grant and authorize and direct the Board President and Mr. Hammack to execute any and all documentation necessary to effect the same, including the execution of the aforesaid renewal application.

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 the renewal of said grant was and is hereby approved and the Board President and Mr. Hammack were and are hereby so directed.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

***In re: Approval of Claim of Daniel Bennett***

WHEREAS, Emergency Management and E911 Director Butch Hammack appeared before the Board and requested the Board approve payment of claim to Mr. Daniel Bennett for damages sustained to a vehicle owned by him while traveling along Stokes Road, and recommended approval of same, and

WHEREAS, Mr. Hammack reported that damage was due to a known defect in the roadway and had caused damage to the under carriage of Mr. Bennett's vehicle,

Following discussion, Mr. Karl M. Banks did offer and Mr. D. I. Smith did second a motion to approve the claim for damages submitted by Mr. Daniel Bennett in the amount of \$1,036.00. 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 claim was and is hereby approved and the Chancery Clerk was and is hereby authorized to issue a pay warrant accordingly.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

***In re: Acknowledge Receipt of Funds for Housing Prisoners and Other Services; Authorization of the Purchase of Firearm; and Acknowledge Donation***

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

**President's Initials:** \_\_\_\_\_

**Date Signed:** \_\_\_\_\_

| <u>Entity</u>                   | <u>Amount</u>  |
|---------------------------------|--|
| Securus                         | \$ 10,039.87   |
| City of Vicksburg               | \$ 2,668.60  |
| Valley Foods                    | \$ 1,862.14  |
| City of Ridgeland               | \$ 2,144.84  |
| Town of Flora                   | \$ 1,168.40  |
| MDOC                            | \$ 7,060.00  |
| Miss. Dept. of Public Safety    | \$ 3,272.50 (½ to wireless fund, ½ to accident reconstruction) |
| Madison County Detention Center | \$ 2,531.86 (unclaimed funds)                                  |

and

WHEREAS, Sheriff Trowbridge requested permission to submit an invoice to the Mississippi Department of Corrections for the feeding and housing of prisoners in the amount of \$4,643.30, and

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to (1) acknowledge receipt of said checks, and (2) authorize the Sheriff to invoice MDOC and direct the Board President to execute the same. 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 checks were and are hereby acknowledged, the Sheriff and the Board President were and are hereby so authorized.

SO ORDERED this the 1<sup>st</sup> day of August, 2011.

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 August 8, 2011 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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