

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

REGULAR MEETING OF MARCH 1, 2004  
Being the first day of the March 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 March 1, 2004, at the Madison County Chancery/Administrative Building in Canton, Mississippi, as follows, to-wit:

The President of the Board, Douglas L. Jones, presided and called the meeting to order. The following members were present that day:

Present:	Absent:
Supervisor Douglas L. Jones	None
Supervisor Tim Johnson	
Supervisor Andy Taggart	
Supervisor Paul Griffin	
Supervisor Karl M. Banks	
Chancery Clerk Arthur Johnston	
Sheriff Toby Trowbridge	
Tax Assessor Gerald Barber	

Also in attendance:

County Comptroller Mark Houston  
County Road Manager Prentiss Guyton  
County Engineer Mike McKenzie  
Board Attorney Edmund L. Brunini, Jr.

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor Douglas L. Jones 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 February, 2004 Term***

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the February 2004 term, said meetings having been conducted on February 2, 13 and 20, 2004.

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

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

the matter carried unanimously and the minutes for the February, 2004 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 March, 2004.

***In re: Re-establishment of Just Compensation for Permanent***

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

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

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

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

WHEREAS, said memorandum may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, Mr. Sample did further recommend that the Board of Supervisors authorize just compensation to the following landowners for such easements as follows, with the understanding that the landowners would donate their property to the county in fee simple and thus the acquisition thereof will be at no cost to the county:

<u>Property Owner</u>	<u>Amount</u>
Minnie Bozeman Family, L. P.	\$23,071.00
Minnie Bozeman Family, L. P.	\$54,486.00
Sunny Development Company	\$67,135.00

Following additional discussion of this matter, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to authorize the establishment of just compensation of \$23,071.00, \$54,486.00, and \$67,135.00 respectively for the above and foregoing parcels for easements and to authorize the Board President to execute the aforesaid memorandum, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

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

the matter carried unanimously and just compensation for said easements was and is hereby established and the President was and is hereby authorized to execute said memorandum.

SO ORDERED this the 1st day of March, 2004.

***In re: Authorization of Board Attorney to Proceed with Quick Take of Certain Property Owned by Bobby Joe Smith for Easement Purposes on North Livingston Road***

WHEREAS, Mr. Woody Sample with Sample & Associates appeared before the Board of Supervisors and reported that Mr. Bobby Joe Smith had refused payment in settlement of the county's condemnation action against him to acquire a portion of his property for use, and

WHEREAS, the Board has previously authorized the institution of legal proceedings to acquire such property, and

WHEREAS, the Board does desire to proceed to acquire said property in order to complete the improvements to North Livingston Road, and

WHEREAS, the acquisition of a portion of the property owned by Mr. Smith is necessary

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

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

and essential to complete said improvements,

Following discussion, Mr. Tim Johnson did move and Mr. Andy Taggart did second a motion to authorize the current Board Attorney, Edmund L. Brunini to proceed with a quick take action relative to that portion of the property owned by Bobby Joe Smith along North Livingston Road. The vote on the matter being as follows:

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

the matter carried unanimously and the Board Attorney was and is so authorized.

SO ORDERED this the 1st day of March, 2004.

***In re: Authorization of Lambert & Associates LLC to Apply for MDEQ Grant***

WHEREAS, Mr. Jim McNaughton with Lambert & Associates LLC did appear before the Board seeking authorization to apply for a certain grant for the Mississippi Department of Environmental Quality,

Following discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to take the request under advisement pending a review of the contract with Lambert & Associates LLC and the entirety of the county's Solid Waste Management Plan as a part of the Board's 90 Day Plan. The vote on the matter being as follows:

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

the matter carried unanimously and the matter was and is hereby taken under advisement.

SO ORDERED this the 1st day of March, 2004.

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

WHEREAS, Chancery Clerk Arthur Johnston did present to the Board the Budget and Fund Balance Reports as those reports stood as of March 1, 2004,

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

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

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

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

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

SO ORDERED this the 1st day of March, 2004.

***In re: Approval of Various 16th Section Leases***

WHEREAS, the Madison County School Board has approved the following 16th Section leases and forwarded them to the Board for review and approval, true and correct copies of which may be found in the Miscellaneous Appendix to theses minutes:

Lessees: Johnny E. Biggert and wife Donna E. Biggert  
 Description: Lot 159, Sherbourne Subdivision, Part 4  
 Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
01-05	\$ 256.66
06-10	\$ 279.99
11-15	\$ 303.32
16-20	\$ 326.65
21-25	\$ 349.98
26-30	\$ 373.31
31-35	\$ 396.64
36-40	\$ 419.97

Lessees: C. R. Montgomery  
 Description: Lot 49, Livingston Subdivision, Part I  
 Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
01-05	\$ 674.00
06-10	\$ 741.40
11-15	\$ 808.80
16-20	\$ 876.20
21-25	\$ 943.60
26-30	\$ 1,011.00
31-35	\$ 1,078.40
36-40	\$ 1,145.80

Lessees: Danny Collins and wife Kathryn Collins  
 Description: Lot 12, Eastbrooke Estates Subdivision  
 Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
01-05	\$ 350.00
06-10	\$ 385.00
11-15	\$ 420.00
16-20	\$ 455.00
21-25	\$ 490.00
26-30	\$ 525.00
31-35	\$ 560.00
36-40	\$ 595.00

Lessees: Terry Powell and wife Lee Powell  
 Description: Lot 5, Eastbrooke Estates Subdivision  
 Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
01-05	\$ 350.00
06-10	\$ 385.00

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

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

11-15	\$ 420.00
16-20	\$ 455.00
21-25	\$ 490.00
26-30	\$ 525.00
31-35	\$ 560.00
36-40	\$ 595.00

Lessees: Stephen D. Pittman and wife Tricia Pittman  
 Description: Lot 21, Eastbrooke Estates Subdivision  
 Lease Term: 40 years

<u>Year</u>	<u>Annual Rent</u>
01-05	\$ 350.00
06-10	\$ 385.00
11-15	\$ 420.00
16-20	\$ 455.00
21-25	\$ 490.00
26-30	\$ 525.00
31-35	\$ 560.00
36-40	\$ 595.00

Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve the 16th Section Leases as set forth above, as submitted by the Madison County School Board, with the request that the County’s Superintendent of Education, Mike Kent, Ms. Letitia Reeves, and the Assistant Secretary of State for Public Lands and others as necessary appear before the Board to discuss the process for establishing lease values. The vote on the matter being as follows,

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

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

SO ORDERED this the 1st day of March, 2004.

***In re: Appointment of Attorney for Madison County Planning and Zoning Commission***

WHEREAS, the Board is of the opinion that an attorney is needed to provide legal advice and counsel to the county’s Planning and Zoning Commission, and

WHEREAS, Mr. James Streetman, who resides and practices law in Madison County, is well qualified to serve as counsel to the Commission and is willing to undertake such representation at the rate of \$100.00 per hour which is substantially less than Mr. Streetman’s usual and customary rate,

Following discussion, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to appoint Mr. James Streetman as attorney and counsel for the Planning and Zoning Commission at the rate of \$100.00 per hour. The vote on the matter being as follows:

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

**President’s Initials:** \_\_\_\_\_

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

Supervisor Karl M. Banks

Aye

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

SO ORDERED this the 1st day of March, 2004.

***In re: Approval of Various Changes, Amendments, Refunds, and Transfers Requested by Tax Assessor***

WHEREAS, Tax Assessor Gerald Barber did appear before the Board requesting action on the following items, to-wit:

**(1) Consideration of *En Masse* Petitions for Reduction of Real Property Assessments (SB-82 Forms).**

WHEREAS, Mr. Barber presented petitions for the reduction of assessment of real property taxes in the total amount of \$973,509 which petitions, together with their respective spreadsheet attachments are attached hereto as Exhibit A, spread hereupon, and incorporated herein by reference, and

WHEREAS, the Board does desire and intend to approve the reduction in tax assessments as requested by the taxpayers listed on, and in the amounts and for the reasons as set forth in, the aforesaid Exhibit, and

**(2) Consideration of *En Masse* Petitions for Reduction of Personal Property Assessments (SB-82 Forms).**

WHEREAS, Mr. Barber presented petitions for the reduction of assessment of personal property taxes in the total amount of \$26,224 which petitions, together with their respective spreadsheet attachments are attached hereto as Exhibit B, spread hereupon, and incorporated herein by reference, and

WHEREAS, the Board does desire and intend to approve the reduction in tax assessments as requested by the taxpayers listed on, and in the amounts and for the reasons as set forth in, the aforesaid Exhibit, and

**(3) Authorization to Set Hearing Date on Increases to Real and Personal Property Assessments and Give Notice of Same**

WHEREAS, Mr. Barber requested that the Board set a public hearing on the matter of increasing real and personal property assessments on certain individuals and businesses in the county as set forth in that certain spreadsheet which is attached hereto as Exhibit C, spread hereupon, and incorporated herein by reference, and

WHEREAS, the Board determined that April 16, 2004, would be an appropriate date for and does hereby set said date for said hearing(s) and that the Chancery Clerk and the Tax Assessor should prepare and propound the appropriate and necessary notices thereof, and

**(4) Request to Void Tax Sales Regarding Cross Creek LLC**

WHEREAS, Mr. Barber requested that the Board void the tax sale for the 2002 tax year for the following parcel numbers and in the following amounts:

<u>Parcel Number</u>	<u>Amount</u>
072B-09B-175	\$443.59
072B-09B-172	\$443.59
072B-09B-168	\$443.59

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

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

072B-09B-167	\$443.59
072B-09A-289	\$443.59
072B-09A-285	\$443.59
072B-09A-280	\$443.59
072B-09A-279	\$443.71
072B-09A-278	\$443.59
072B-09A-275	\$443.59

for the tax sale conducted in August 2002 in Cross Creek Subdivision Part 8, and

WHEREAS, Mr. Barber did report to the Board that, due to an error by Tri-State Mapping Consulting Services, Inc., the above and foregoing parcel numbers were added to the 2002 tax roll prior to the approval of the subdivision plat and said parcels should not have sold at the tax sale, and

WHEREAS, the Board does desire and intend to correct said error by voiding the tax sale as to said parcels, and

**(5) Authorizing Refund of Taxes Paid in Error by Cypress Lake Properties, LLP for Ashton Grove of Cypress Lake Part 2, Lots 14 Through 35**

WHEREAS, Mr. Barber requested that the Board refund certain taxes paid in error by Cypress Lake Properties, LLC on the following parcel numbers in the following amounts:

<u>Parcel Number</u>	<u>Amount</u>	<u>Parcel Number</u>	<u>Amount</u>
071A-11-267	\$411.77	071A-11-278	\$411.77
071A-11-268	\$411.77	071A-11-279	\$686.28
071A-11-269	\$411.77	071A-11-280	\$411.77
071A-11-270	\$411.77	071A-11-281	\$411.77
071A-11-271	\$411.77	071A-11-282	\$411.77
071A-11-272	\$411.77	071A-11-283	\$411.77
071A-11-273	\$411.77	071A-11-284	\$411.77
071A-11-274	\$411.77	071A-11-285	\$411.77
071A-11-275	\$411.77	071A-11-286	\$411.77
071A-11-276	\$411.77	071A-11-287	\$411.77
071A-11-277	\$411.77	071A-11-288	\$411.77 _____

WHEREAS, Mr. Barber did report to the Board that due to an error by Tri-State Mapping Consulting Services, Inc., the above and foregoing parcel numbers were added to the 2002 tax roll prior to the approval of the subdivision plat and said parcels should not have sold at the tax sale, and

WHEREAS, the Board does desire and intend to correct said error by issuing the refunds aforesaid, and

**(6) Approval of Amended Homestead Applications and Corrections and Deletions of Homestead Exemptions**

WHEREAS, Mr. Barber presented amended homestead applications on property in Madison County, Mississippi for the following individuals and parcel numbers and for the reasons set forth below:

<u>Name</u>	<u>Parcel Number</u>	<u>Reason</u>
Ernest G. Jr. & Louise Spivey	93E-21C-029	Over 65
Dorothy Anderson	92F-24D-064	SSD 50% credit
Early & Jessie J. Henderson	92F-24B-070	Over 65
Suzanne M. & Edgar Hawthorne	72D-19D-043	SSD

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

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

Carol & Roger Noller	72I-29A-118	Over 65
Ben & Hazel Cunningham	51H-34-001/04.01	SSD
Lacey Ray & Evelyn Fortenbeery	72A-11A-002/01.35	Over 65
Jack R. & Marquerite Rhodes	82D-20-033	Over 65
Johnnie F. Matlock	94D-18B-011	SSD

WHEREAS, the Board does desire and intend to approve said amended applications, and

WHEREAS, Mr. Barber presented the following corrections and/or deletions of homestead exemptions on property in Madison County, Mississippi and that copies of said corrections/deletions are found in the Miscellaneous Appendix to these Minutes and pertain to the following individuals and parcels and are made for the following reasons, to-wit:

<u>Name</u>	<u>Parcel Number</u>	<u>Reason</u>
David Thomas	71A-11-228	Clerical Error
Pearly Wren	072C-08C-021	Over 65
Paul & Michele V. Porter	082G-35-018/08	Double H/S Credit
Alexander Kirkwood, Sr.	71H-28-11/01.03	Wrong Parcel Assessed
William J. IV & Kristie Mosby	94H-33-009/02	H/S deleted in error
John W. & Catherine G. Henry	113I-29-019/02	H/S deleted in error
John W. & Catherine G. Henry	113I-29-003	H/S deleted in error
John W. & Catherine G. Henry	113I-29-006/01.01	H/S deleted in error
John W. & Catherine G. Henry	113I-29I007	H/S deleted in error
Barbara Jean Cole	115D-19-002	Wrong Parcel Assessed
Barbara Jean Cole	114F-24D-039	Wrong Parcel Assessed

**(7) Reimbursement of Homestead Exemption Regarding Jason Strong**

WHEREAS, Mr. Barber reported that, due to a clerical error, Parcel Number 72E-16B-114 owned by Stephanie Thornton and Jason Strong was credited with \$1.00 in homestead exemption credit for 2002 but should have been credited \$150.00, and

WHEREAS, Mr. Barber did request the Board to approve Form 72-003, Homestead Exemption Application pertaining thereto, and

WHEREAS, the Board does desire to accommodate and approve said request, and

**(8) Certain Refunds of 2002 Real Property Taxes**

WHEREAS, Mr. Barber reported that Janice Williams (parcel number 72D-19A-051\34) and H. C. McGeehee (parcel numbers 71A-01D-017, 71A-01D-018, and 71A-01D-019) were entitled to refunds of their 2002 real property taxes due to errors in the Tax Assessor's office regarding improvements, and

WHEREAS, Mr. Barber reported that Janice Williams is entitled to a refund in the amount of \$1,140.46 and Mr. McGeehee is entitled to a refund in the amount of \$620.39 and requested that the same be issued forthwith, and

WHEREAS, the Board does desire to accommodate and approve said request, and

**(9) Transfer of Special Assessment Lien on Highland Colony Parkway (Township at Colony Park)**

WHEREAS, Mr. Barber reported that the special assessment liens on lots 1 through 64 and lots A, B, C, and D of Township at Colony Park, Part 1 should be transferred to lot E of Township at Colony Park, Park 1, and

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

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



WHEREAS, David W. Hatchett of Kerioth Corporation, developer thereof, did request said transfer, and

WHEREAS, a list of all parcel numbers affected by this request is attached hereto as Exhibit D, spread hereupon, and incorporated herein by reference.

WHEREAS, the Board does desire to accommodate and approve said request,

Following a lengthy discussion of the merits and details of each of the above matters, Mr. Karl M. Banks did move and Mr. Paul Griffin did second a motion to approve each of the above and foregoing matters, the same being numbered items (1) through (9) herein above. The vote on the matter being as follows:

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

the matter carried unanimously and each item was and is hereby approved.

SO ORDERED this the 1st day of March, 2004.

***In re: Authorizing Chancery Clerk to Advertise  
for Bids for Various Items of Equipment  
for Road Department***

WHEREAS, Mr. Prentiss Guyton did appear before the Board requesting the Board to authorize the Chancery Clerk to advertise for bids for various items of equipment, enumerated in that certain undated memo from Mr. Guyton, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, with said notice to specify a delivery date certain, and with said advertisement to run March 11<sup>th</sup> and 18<sup>th</sup>, 2004 in the MADISON COUNTY HERALD, and

WHEREAS, the Board is of the opinion that the Chancery Clerk, the County Purchase Clerk, the County Comptroller and the County Road Manager shall be designated and authorized to open said bids on April 9, 2004 at 9:00 am in the Board Room of the Madison County Chancery Building, 146 W. Center Street, Canton, Mississippi,

Following discussion, Mr. Paul Griffin did move and Mr. Karl M. Banks did second a motion to authorize the Chancery Clerk to advertise for bids on various items of equipment and to appoint the aforesaid individuals as a committee to open and tabulate said bids on said date. The vote on the matter being as follows:

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

the matter carried unanimously and the Chancery Clerk was and is authorized to advertise for said bids, and the above and foregoing individuals were and are authorized to open the bids received in response thereto on April 9, 2004, at the appointed time.

SO ORDERED this the 1st day of March, 2004.

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

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

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

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

WHEREAS, said permits were as follows:

- (1) Bear Creek Water Association – seeking to install 8" water main on Clarkdell Road Extension between Yandell Road and Clarkdell Road;
- (2) Bear Creek Water Association - seeking to install sewer pipe on Clarkdell Road Extension between Yandell Road and Clarkdell Road;
- (3) Bear Creek Water Association – seeking to install a 12" sewer force main on Yandell Road between Clarkdell Road and Highway 51;
- (4) Bear Creek Water Association - seeking to 8" steel casing on Yandell Road between Smith-Carr Road and N. Old Canton Road;
- (5) Bear Creek Water Association – seeking to install a 12" water main on Old Jackson Road between Industrial Drive North Ext. and Gluckstadt Road;
- (6) Bear Creek Water Association – seeking to install a 12" steel casing on Gluckstadt Road between Bozeman Road and Ridgefield Drive;
- (7) Time Warner Cable – seeking to install underground CATV cable on Caroline Boulevard;
- (8) BellSouth – seeking to place cable on Watford Parkway Drive
- (9) BellSouth – seeking to place cable to provide service for cell tower on Society Ridge Road;
- (10) BellSouth - seeking to place cable on Stout Road;
- (11) BellSouth - seeking to place cable on Weisenberger Road, and

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

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

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

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

SO ORDERED this the 1st day of March, 2004.

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

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

**In re: Approval of Claims Docket  
for March 1, 2004**

WHEREAS, the Board reviewed the claims docket for March 1, 2004; and

WHEREAS, the Chancery Clerk did assure the Board of Supervisors that all claims had been properly documented and where necessary, purchase orders were obtained in advance as required by law; and

WHEREAS, the following is a summary of all claims and funds from which said claims are to be paid:

<u>Fund</u>	<u>Claim Nos.</u>	<u>No. of Checks</u>	<u>Total Amount</u>
001	22408 to 22518	111	\$284,373.10
012	311 to 319	9	652.57
095	34 to 35	2	440,735.75
097	323 to 327	5	25,057.95
105	305 to 307	3	3,336.10
113	27 to 28	2	14,666.60
114	39 to 41	3	25,000.00
116	63 to 64	2	25,128.60
118	12 to 12	1	9,300.00
119	30 to 30	1	25,000.00
120	39 to 40	2	5,061.57
121	10 to 11	2	459.75
137	339 to 344	6	22,908.87
150	6103, 6105 to 6124	21	12,540.63
160	688 to 689	2	10,060.40
170	34 to 34	1	16,620.00
190	183 to 189	7	2,656.21
401	89 to 91	3	17,751.53
690	36 to 36	1	167,976.88
691	35 to 35	1	141,018.61

Total for all Funds    No. of Checks = 185    \$1,250,305.12

Following discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to approve the claims docket with the following held claims:

<u>Fund</u>	<u>Claim Nos.</u>	<u>Claimant</u>	<u>Amount Held</u>
013	150	Madison Co. Nursing Home	\$ 27,083.59
013	153	Madison Co. Nursing Home	18,476.47
013	157	Madison Co. Nursing Home	2,810.91
150	6104	G. E. Capital	45.66

Said motion directed that invoice numbers should be attached to each claim on the claims docket and further directed the Chancery Clerk to publish the Summary of Claims as required by law and to authorize the Board President to sign and approve the Claims Docket, a copy of which is found in the Miscellaneous Appendix to these Minutes together with a separate Resolution approving payment of said claims, which resolution is attached hereto as Exhibit E, spread hereupon, and incorporated herein by reference.

The vote on the matter being as follows:

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

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

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



WHEREAS, Sheriff Toby Trowbridge did appear before the Board and reported the receipt by him of two checks in the amounts of \$624.00 and \$3,787.26 from the City of Ridgeland and the City of Madison respectively as compensation to the county for the housing of prisoners for a thirty day period,

Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to acknowledge receipt thereof and authorize the issuance by the Chancery Clerk of deposit warrants thereon into the appropriate account. The vote on the matter being as follows:

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

the matter carried unanimously and the county's receipt of such funds was and is acknowledged and the Chancery Clerk was and is so directed.

SO ORDERED this the 1st day of March, 2004.

***In re: Authorization of Payment of Premium for General Liability Insurance for Sheriff's Office***

WHEREAS, Sheriff Toby Trowbridge did appear before the Board informing it that the policy of general liability insurance which was in place relative to his office expires effective February 29, 2004 and requesting that the county purchase a policy of general liability insurance from Columbia Casualty Insurance Company through JWF Specialty and the Esco Agency and to pay the requested premium of \$136,946.90, and

WHEREAS, the Board did express its desire that the Sheriff and his department be insured for the policy period March 1, 2004 through March 1, 2005,

Following discussion, Mr. Karl M. Banks did move and Mr. Tim Johnson did second a motion to purchase a policy of general liability insurance from Columbia Casualty Insurance Company through JWF Specialty and the Esco Agency and to pay the requested premium of \$136,946.90. The vote on the matter being as follows:

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

the matter carried unanimously and the purchase of such insurance policy was and is so authorized and the Chancery Clerk was and is directed to issue a pay warrant in the amount of \$136,946.90 unto JWF Specialty/Columbia Casualty Insurance Company forthwith.

SO ORDERED this the 1st day of March, 2004.

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

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

***In re: Authorization for the Submission of Local and Private Legislation to Allow the Use of Radar by the Sheriffs Department of Madison County, Mississippi***

**RESOLUTION**

WHEREAS, the Board of Supervisors of Madison County, Mississippi now desires to request the Mississippi Legislature to adopt local and private legislation to allow the Madison County Sheriff=s Department to use radar to enforce the Laws of the State of Mississippi and to do all things necessary to consummate the use of this tool and for related purposes,

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI that said Board does hereby request the Mississippi Legislature to pass local and private legislation to allow the use of radar by the Sheriff’s Department of Madison County, Mississippi, for the purposes as set forth in the preamble of this Resolution, which matters and facts are specifically incorporated herein.

BE IT FURTHER RESOLVED that the attorney for this Board is hereby authorized to assist with the adoption of this bill by the Mississippi Legislature.

After discussion on the matter, Mr. Andy Taggart did move and Mr. Karl Banks did second the adoption of the above and foregoing Resolution. The question being put to a roll call vote, the result was as follows:

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

The motion having received the affirmative vote of a majority of the Board members present, was declared by Mr. Douglas L. Jones, President of said Board as being duly carried on this the 1st day of March, 2004.

SO ORDERED this the 1st day of March, 2004.

***In re: Acceptance of Resignation of Sandra Vance from Library Commission Board of Trustees***

WHEREAS, Supervisor Andy Taggart did announce to the Board that he had received notification of the resignation of Ms. Sandra Vance from the Library Commission Board of Trustees from District 3,

Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to accept the resignation of Ms. Sandra Vance from the Library Commission Board of Trustees. The vote on the matter being as follows:

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

the matter carried unanimously and said resignation was and is accepted.

SO ORDERED this the 1st day of March, 2004.

**President’s Initials:** \_\_\_\_\_

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

***In re: Acknowledgment of Receipt of Correspondence from Richard A. Ambrosino Regarding Parkway Development, Inc.***

WHEREAS, Supervisor Douglas L. Jones did report to the Board that he had received certain correspondence from Richard A. Ambrosino with Parkway Development, Incorporated, dated February 20, 2004, indicating his intention to join with S. L. Sethi and the Minninger family and to submit a petition to create a public improvement district covering lands owned by these persons pursuant to Miss. Code Ann. § 19-31-1, and

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

Following discussion, Mr. Andy Taggart did move and Mr. Paul Griffin did second a motion to acknowledge receipt of said item of correspondence. The vote on the matter being as follows:

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

the matter carried unanimously and that certain correspondence of February 20, 2004 from Richard A. Ambrosino was and is hereby acknowledged.

SO ORDERED this the 1st day of March, 2004.

***In re: Entering into “Closed Session” to Determine Whether or not the Board Should Declare an Executive Session***

WHEREAS, the Board of Supervisors, after beginning the meeting in open session, determined that it was necessary to enter into closed session for a brief discussion.

Following this discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Andy Taggart did move and Mr. Tim Johnson 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 personnel matters concerning the Madison County Economic Development Authority (MCEDA) with the following persons deemed necessary for board discussions, deliberations, and recording of such executive session, to-wit: members of the Board, Sheriff Toby Trowbridge, Chancery Clerk Arthur Johnston, County Administrator Donnie Caughman, County Comptroller Mark Houston, the Board Attorney and the members of the Board of MCEDA in attendance, to-wit: Dr. Billy Thames, Mr. John Wallace, Mr. Thomas Johnson, Mr. Steve Davenport, Ms. Barbara Gray. The vote on the matter being as follows:

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

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

SO ORDERED this the 1st day of March, 2004.

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

**President’s Initials:** \_\_\_\_\_

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

WHEREAS, a discussion of the nature of the matters requiring Executive Session was had and Supervisor Andy Taggart informed the board that he wished to discuss certain personnel matters pertaining to MCEDA,

Following a discussion, Mr. Andy Taggart did move and Mr. Karl M. Banks did second a motion to enter into Executive Session to discuss personnel matters concerning the Madison County Economic Development Authority as provided by law. The vote on the matter being as follows:

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

the matter carried unanimously and President Jones declared the Board of Supervisors to be Executive Session for the consideration of such matters.

SO ORDERED this the 1<sup>st</sup> day of March, 2004.

Following a discussion, Mr. Paul Griffin did move and Mr. Andy Taggart did second a motion to come out of Executive Session with no action being taken and to direct the Chancery Clerk to so announce to the public. The vote on the matter being as follows:

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

the matter carried unanimously and President Jones then reopened the meeting and Chancery Clerk Arthur Johnston informed the public that no action was taken.

***In re: Requests for Use of County Facilities***

WHEREAS, Supervisor Paul Griffin did advise the Board that the Madison County Democratic Party had requested the use of the Board Room of the Madison County Supervisors in the Chancery Building for Thursday, March 4, 2004, at 6:00 pm for purposes of conducting a meeting,

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

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

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

SO ORDERED this the 1<sup>st</sup> day of March, 2004.

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

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

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



seconded by Supervisor Andy Taggart and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Friday, March 12, 2004.

\_\_\_\_\_  
Douglas L. Jones, President  
Madison County Board of Supervisors

Date signed: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Arthur Johnston, Chancery Clerk

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

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