MINUTES OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI

REGULAR MEETING OF APRIL 19, 2002 Recessed from regular meeting conducted on April 12, 2002

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on the 19th day of April, 2002, at the Madison County Chancery/Administrative Building in Canton, Mississippi, as follows, to-wit:

None

The President of the Board, David H. Richardson, presided and called the meeting to order. The following members were present that day:

Present: Absent:

Supervisor Karl M. Banks
Supervisor Marc Sharpe
Supervisor W. T. "Bill" Banks
Supervisor David H. Richardson
Supervisor Paul Griffin
Sheriff Toby Trowbridge
George Touart, County Administrator
Regina Meadors, Deputy Chancery Clerk
Veronica Naylor, Deputy Chancery Clerk

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Rev. J.P. Walker from the New Bethel Church in the Sawmill Quarter in Canton opened the meeting with a prayer and Supervisor Marc Sharpe led the Pledge of Allegiance to the Flag of the United States of America.

In the Matter of Acknowledging Receipt of Homestead Deletions

WHEREAS, Emily Anderson, with the Madison County Tax Assessor's Office appeared before the Board of Supervisors and presented unto the Board a list of Homestead Corrections and Deletions for their review.

Following discussion of this matter, Supervisors Karl M. Banks moved and Supervisor Paul Griffin seconded a motion to acknowledge receipt of the Homestead Corrections and Deletions as presented by Ms. Anderson. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of the Receipt of Bids for Construction of the Intersection between Church Road and Old Jackson Road

WHEREAS, Mr. Joe Johnson, with Engineering Associates, appeared before the Board of Supervisors and opened bids on a construction project located near Church Road and Old Jackson Road being known as Project No. 1701.01 and the bids were as follows, to-wit:

TOTAL BID
\$2,050,342.55
\$2,081,115.00
\$2,450,963.24

Following additional discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to take said bids under advisement to allow the engineer for the project to review the tabulations in the bid documents and report back to the Board of Supervisors. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 19th day of April, 2002.

In the Matter of Conducting a Public Hearing on the Petition to Rezone Property by Community Development Group

WHEREAS, Mr. Brad Sellers, presented a petition filed with the Board of Supervisors by Community Development Group seeking to rezone a certain tract of land in Madison County, Mississippi from R-1 to R-2 Residential District with a plan unit development overlay and that a copy of said petition is found in the miscellaneous file to these minutes; and

WHEREAS, Mr. Will Randall, with the Community Development Group presented evidence outlining the proposed development and answered the various questions of Board members present; and

WHEREAS, no one appeared before the Board to object to the proposed rezoning.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Paul Griffin seconded a motion to close the public hearing and table the matter until 10:00 a.m. on May 6, 2002. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 19th day of March, 2002.

In the Matter of the Petition of Sidney Courtney seeking to place a Mobile Home in R-1 Residential District

WHEREAS, Mr. Brad Sellers, Zoning Administrator, presented the petition of Sidney Courtney, seeking a special exception to place a mobile home in a R-1 Residential District; and

WHEREAS, Mr. Courtney appeared before the Board of Supervisors and requested the Board to extend the special exception, previously given him to allow his mobile home to stay in place while he continued to build his house.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to continue the public hearing until 10:00 on May 24, 2002, to allow Mr. Courtney time to clean the property and make other improvements as recommended by the Zoning Administrator. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 19th day of April, 2002.

In the Matter of a Receiving Bids for Heating/Cooling and Electrical Work on the Old Camden School

WHEREAS, Mr. Brad Sellers, presented bids, received in response to advertisement for construction work to the Old Camden School for both heating and cooling the facility as well as performing certain electrical work and repairs to the facility; and

WHEREAS, the following bids were received:

HEATING & COOLING BIDS

Company	<u>Bid Total</u>
Barnett Mechanical & Electrical	\$18,250.00
Terry Trane	\$19,400.00

ELECTRICAL WORK

Company	Bid Total
Barnett Mechanical & Electrical	\$8,950.00
Briggs Electrical	\$11,240.00

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor W.T. "Bill" Banks seconded a motion to take said bids under advisement for further consideration. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 19th day of April, 2002.

In the Matter of the Amendment to the Master Plan of Stribling Lake Development

WHEREAS, Mr. Brad Sellers, Zoning Administrator, presented amendments to the

master plan of Stribling Lake, copies of which may be found in the miscellaneous file to these minutes; and

WHEREAS, the Board of Supervisors reviewed said plans and desire to approve the changes to the master plan for the development of Stribling Lake.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to approve the amendments to the master plan for Stribling Lake development and that copies of said amendments are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of the Receipt of the Record Plat for Wildwood Subdivision

WHEREAS, Mr. Brad Sellers presented a record plat for Wildwood Subdivision and a copy of a letter of credit given to support future improvements to said subdivision; and

WHEREAS, the Board desires to obtain the original letter of credit from the bank as well as approval of the County Engineer for the amount of said letter of credit verifying the work needed to be done for the infrastructure for said subdivision.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to approve the execution and filing of the plat upon receipt of the original letter of credit from the developers as well as the approval of the County Engineer of said letter of credit as to the amount of work and amount of funds required to insure that adequate infrastructure will be provided for said subdivision. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of the Request of the City of Canton Police Department to Place an Antenna on the Courthouse

WHEREAS, Mr. Luke Gordon, Police Chief for the City of Canton, appeared before the Board of Supervisors and requested authority to place an antenna for communication purposes for his police department on the courthouse of Madison County, Mississippi.

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to approve the City of Canton placing an antenna on the Madison County Courthouse for the purposes of communication for emergency purposes by the City of Canton Police Department. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 19th day of April, 2002.

In the Matter of the Approval of Employment of an Urban Conservation Employee for the Soil and Water Conservation Service

WHEREAS, Mr. Tom Heard, with the Soil and Water Conservation Service appeared before the Board of Supervisors and requested the Board to approve the Soil and Water Conservation Service hiring an Urban Conservation employee to assist with subdivision development in Madison County and stated that the funding for said position was within the existing budget of the Soil and Water Conservation Service.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor W.T. "Bill" Banks seconded a motion to approve the Soil and Water Conservation Service hiring an employee to assist with Urban Conservation programs within Madison County as requested by Mr. Heard. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of Approval of a Change Order for the Sheriff Administration Building

WHEREAS, Mr. David England, with Dean & Dean, appeared before the Board of Supervisors and requested authority to replace the painted block walls for the radio room within the Sheriff's Administration Building with sheetrock to facilitate better use of the communication equipment within said radio room.

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor W.T. "Bill" Banks seconded a motion to approve changing and replacing the painted block walls within the radio room of the Sheriff's Administrative Building with sheetrock and that copies of said recommendation are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 19th day of April, 2002.

In the Matter of the Pauper's Affidavit On Behalf of Frederick Earl George

WHEREAS, the Board of Supervisors did receive a Pauper's Affidavit of Vivian Smith requesting the statutory amount allowed for said paupers for burial purposes for Frederick Earl George, deceased, having been a resident of Madison County, Mississippi during his lifetime.

Following discussion of this matter Supervisor Paul Griffin did move and Supervisor Marc Sharpe did second a motion to approve the Pauper's Affidavit and authorize the payment of the statutory amount to the funeral home for and on behalf of Frederick Earl George per said affidavit. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of the Approval of the Use of the Second Floor of The Old Courthouse

WHEREAS, the Madison County Economic Development Authority has requested to use the upstairs room of the 1855 Historic Courthouse for a Community Renewal Meeting from 9:00 am until 5:00 pm on Wednesday, May 29, 2002.

Following review and discussion, Supervisor Marc Sharpe moved and Supervisor Paul Griffin seconded a motion to approve the use of the second floor of the Old Courthouse by the Madison County Economic Development Authority for the purposes of conducting a Community Renewal Meeting on May 29, 2002 from 9:00 am until 5:00 pm. The vote on said matter being as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of March, 2002.

In the Matter of the Authorization of the County Road Department Personnel to tear down the House located adjacent to the Old Nursing Home Site on Liberty Street

WHEREAS, the Board of Supervisors reviewed options on the use of a house owned by Madison County, Mississippi located on Liberty Street in Canton, Mississippi, which is located adjacent to the lot formerly occupied by the Madison County Nursing Home.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to tear down the house after first finding that said house has no useful value, whatsoever, and that its removal would enhance the remaining property owned by the County on this site and to declare said house as surplus material and to authorize the County Road Department to remove same and dispose of as allowed by law. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of the Approval of the Work Order Update, the Hauling Report, Employee Matters and February/March Monthly Reports of the Department of Road Management

WHEREAS, Mr. Lawrence Morris, Road Manager, did present to the Board of Supervisors the current Work Order Update, the Hauling Report, Permanent Hires/Pay Increase Memo, February Monthly Report and March Monthly Report (Copies of said reports are found in the miscellaneous file to these minutes.); and

WHEREAS, the permanent hires/pay increases as requested by the Road Department are as follows:

<u>Permanent Hire as Light</u> <u>Equipment Operators, Tractor Drivers</u>

(\$1,575.00/month, \$9.08/hour) Robert Rideout

Robert Kideout Robert Lawson James Jackson Leroy Jackson

Reinstatement as Crew Member, Garbage Hopper

(\$1387.00/month,\$8.00/hour) Christopher Thomas

Reinstatement as Light Equipment

<u>Operators, Tractor Drivers</u> (\$1,575.00/month, \$9.08/hour)

C.L. Ball Eddie Gooden Michael Gooden Eddie Garrett Curtis Hill

Pay Increases

(\$1,575.00/month, \$9.08/hour) John Howard Ramondo Sanders Robert Spencer Charlie Washington Joseph Wells

Following review and discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to accept and approve the foregoing reports and changes in personnel as set forth above as submitted by the Road Manager and acknowledge the copies of same which are on file in the miscellaneous file to these minutes. The vote on said matter was follows:

Supervisor W. T. "Bill" Banks - District I Voted: Aye
Supervisor Marc Sharpe - District II Voted: Aye
Supervisor David H. Richardson - District III Voted: Absent
Supervisor Karl M. Banks - District IV Voted: Aye
Supervisor Paul Griffin - District V Voted: Aye

In the Matter of 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 terms of Mississippi Code Annotated Section 25-41-7, as Amended, Supervisor Paul Griffin offered and Supervisor W.T. "Bill" Banks seconded the motion to make a closed determination upon the issue of whether or not to declare an executive session for the purpose of discussing purchase of property for County purposes as well as administrative personnel with the following persons deemed necessary for discussions, deliberations and recording of such executive session, to-wit: members of the Board, Attorney for the Board, the Attorney, Woody Sample and Board Secretary. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried on this the 19th day of April, 2002.

In the Matter of Entering into Executive Session

WHEREAS, a discussion of the nature of the matters requiring executive session was had and Supervisor David H. Richardson, informed the Board that he wished to discuss the purchase of property for County purposes and administrative personnel.

Following a brief discussion, Supervisor Paul Griffin offered and Supervisor W.T. "Bill" Banks seconded a motion to enter into "Executive Session" to discuss the purchase of property for County purposes and administrative personnel as provided by law. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried and he then declared the Board of Supervisors to be in "Executive Session" for the consideration of such matters on this the 19th day of April, 2002.

President Richardson then reopened the meeting and informed the public of the reason for the Executive Session being taken.

In the Matter of the Approval of Declaring Just Compensation and Authorizing Settlement for the Purchase of Right-of-Way

WHEREAS, Mr. Woody Sample, appeared before the Board of Supervisors and presented evidence concerning the purchase of right-of-way from Mr. Joe Martin in connection with the Nissan Suppliers CDBG project and that a copy of a memo from Mr. Sample is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Marc Sharpe seconded a motion to authorize Mr. Sample to negotiate and accept up to the amount of the counter offer of Mr. Martin in connection with the purchase of right-of-way for the Nissan Suppliers project in amounts up to the following:

Right-of-Way Purchased	<u>Amount</u>
Parcel East of Old Jackson Road (described in memo)	\$28,199.00
Parcel West of Old Jackson Road (described in memo)	\$2,473.00

The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of the Approval of Declaring Just Compensation and Authorizing Settlement for the Purchase of Right-of-Way

WHEREAS, Mr. Woody Sample, appeared before the Board of Supervisors and presented evidence concerning the purchase of right-of-way from Winford and Goldie Moore in connection with the Nissan Suppliers CDBG project and that a copy of a memo from Mr. Sample is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Karl M. Banks seconded a motion to authorize Mr. Sample to negotiate and accept up to the amount of the counter offer of Mr. and Mrs. Moore in connection with the purchase of right-of-way for the Nissan Suppliers project in amounts up to the following:

Right-of-Way PurchasedAmountRight-of-Way, Perpetual Easement &\$9,000.00Improvements on Church Road as described in said memo

The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of the Approval of Declaring Just Compensation and Authorizing Settlement for the Purchase of Right-of-Way

WHEREAS, Mr. Woody Sample, appeared before the Board of Supervisors and presented evidence concerning the purchase of right-of-way from Winford and Goldie Moore and Wendon and Tanyia Moore in connection with the Nissan Suppliers CDBG project and that a copy of a memo from Mr. Sample is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Karl M. Banks seconded a motion to authorize Mr. Sample to negotiate and accept up to the amount of the counter offer of Winford and Goldie Moore and Wendon and Tanyia Moore in connection with the purchase of right-of-way for the Nissan Suppliers project in amounts up to the following:

Right-of-Way Purchased

Amount

Right-of-Way, Perpetual Easement & Improvements on Church Road as described in memo

\$10,000.00

The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of the Approval of Declaring Just Compensation and Authorizing Settlement for the Purchase of Right-of-Way

WHEREAS, Mr. Woody Sample, appeared before the Board of Supervisors and presented evidence concerning the purchase of right-of-way from Mr. Terry Hawkins in connection with the Nissan Suppliers CDBG project and that a copy of a memo from Mr. Sample is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor Karl M. Banks moved and W.T. "Bill" Banks seconded a motion to authorize Mr. Sample to make the minimum offer of \$500.00 to Mr. Terry Hawkins in connection with the purchase of right-of-way on Catlett Road for the Nissan Suppliers project. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of the Approval of Declaring Just Compensation and Authorizing Settlement for the Purchase of Right-of-Way

WHEREAS, Mr. Woody Sample, appeared before the Board of Supervisors and presented evidence concerning the purchase of right-of-way from Ms. Susan Hinton on the Stout property in connection with the Nissan Suppliers CDBG project and that a copy of a memo from Mr. Sample is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor Karl M. Banks moved and Paul Griffin seconded a motion to authorize Mr. Sample to negotiate and accept the counter offer of Ms. Susan Hinton in connection with the purchase of right-of-way for the Nissan Suppliers project in amounts up to the following:

Right-of-Way Purchased

Amount

Parcel on Catlett Road as described in memo

\$13,102.00

The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of the Approval of Declaring Just Compensation and Authorizing Settlement for the Purchase of Right-of-Way

WHEREAS, Mr. Woody Sample, appeared before the Board of Supervisors and presented evidence concerning the purchase of right-of-way from Mr. Billy Powell in connection with the Nissan Suppliers CDBG project and that a copy of a memo from Mr. Sample is found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Karl M. Banks seconded a motion to authorize Mr. Sample to make the minimum offer of \$1,500.00 to Mr. Billy Powell in connection with the purchase of right-of-way for the Nissan Suppliers project. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

Upon a unanimous vote of the Board with all five members present, it was ordered and the President declared the Board to again be in "Open Session" to discuss all County business.

In the Matter of Authorization for Mr. Rudy Warnock to Perform Professional Services on Patterson Crossing Road

WHEREAS, Mr. Rudy Warnock, with Warnock & Associates appeared before

the Board of Supervisors and discussed the setting of grades and elevations of a public road known as Patterson Crossing Road.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize Rudy Warnock to perform engineering services as set forth above on Patterson Crossing Road pursuant to the terms and conditions of his general service agreement with Madison County after first having determined that said professional services are necessary and in the best interest of Madison County. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of Authorization for Mr. Rudy Warnock to Prepare Description for a Drainage Easement at Deerfield

WHEREAS, Mr. Rudy Warnock, with Warnock & Associates appeared before the Board of Supervisors and discussed the need for a drainage easement between Lots 126 and 130 in Deerfield Subdivision and indicated that it should take about \$450.00 to prepare descriptions for this easement.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to authorize Rudy Warnock, with Warnock & Associates, pursuant to the terms and conditions of his general service agreement with Madison County to perform professional services by preparing descriptions for drainage easements between Lots 126 and Lot 130, Deerfield Subdivision after first having determined that said professional services are necessary and in the best interest of Madison County, Mississippi. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of the Authorization of Board Attorney to Update and Check Title Records on North Livingston Road and Prepare Deeds and Other Easements For Right-of-Way in Conjunction with the Improvements to be made to said State Aid Road

WHEREAS, Mr. Joe Johnson appeared before the Board of Supervisors and presented legal descriptions for right-of-way necessary for the reconstruction and improvements to North Livingston Road and requested that the Board Attorney be authorized to check title and prepare all deeds and easements necessary to obtain right-of-way for construction work to be done on said road.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the Board Attorney to update and check title on all parcels necessary for the North Livingston Road construction project and to prepare all deeds and easements necessary to obtain right-of-way to allow said construction to take place having first determined that said professional services of the attorney were necessary and in the best interest of Madison County, Mississippi. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of an Amendment to the Current Budget of Madison County

WHEREAS, the Board of Supervisors in reviewing the current budget for the current fiscal year for Madison County determined that it was necessary to amend said budget to transfer the sum of \$13,420 from the Grand Gulf funds of Madison County to the Solid Waste Workers fund thereby increasing the total budget for said Solid Waste Workers fund from \$89,900 to \$103,320.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to authorize the amendment of the current fiscal year budget to transfer the sum of \$13,420 from Grand Gulf to the Solid Waste Worker fund being Fund No. 110-340-426 in the amount of \$13,420 thereby increasing the current budget from \$89,900 to \$103,320. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of the Approval of the Claims Docket

WHEREAS, the Supervisors reviewed the second docket of claims dated April, 2002 (copies of which are found in the miscellaneous files to these minutes); 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:

			Total Amount
Fund 001	Claim 2038 and Claims 3224 to 3307	No. of Checks-847	111,177.34
Fund 002	Claims 155 to 156	No. of Checks – 2	58.80
Fund 027	Claims 18 to 18	No. of Checks – 1	9,191.42
Fund 060	Claims 26 to 29	No. of Checks – 4	1,550.98
Fund 100	Claims 170 to 170	No. of Checks – 1	12.76
Fund 110	Claims 179 to 187	No. of Checks – 9	2,262.02
Fund 129	Claims 131 to 132	No. of Checks -2	147.49
Fund 130	Claims 19 to 20	No. of Checks – 2	31,057.53
Fund 131	Claims 1 to 1	No. of Checks – 1	0.00
Fund 132	Claims 5 to 5	No. of Checks – 1	0.00
Fund 133	Claims 29 to 30	No. of Checks -2	106.04
Fund 150	Claims 1005 to 1090	No. of Checks – 86	59,065.45
Fund 160	Claims 57 to 62	No. of Checks – 6	4,506.64
Fund 170	Claims 7 to 9	No. of Checks -2	19,999.90
Fund 301	Claims 25to 25	No. of Checks – 1	43,518.51
Fund 400	Claims 64 to 68	No. of Checks -5	7,722.63
Total for all F	unds	No. of Checks-210	\$290,377.51

Following review of these claims Supervisor Paul Griffin did move and Supervisor Marc Sharpe did second a motion to pay the claims as set forth above with the exception of Claim #3259 and #2038 as set forth in the claims docket as found in the file to the miscellaneous file to these minutes. The Board further rejected in Fund No. 131 – Claim No. 1 in the amount of \$3,300.00 to Lake Lorman Utility District and in Fund No. 132 – Claim No. 5 in the amount of \$20,000.00 to West Madison Utility District. Said motion further 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 President to sign and approve the Claims Docket, a copy of which is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of the Authorization of a Maintenance Service Contract with Terry Trane Service Agency, Inc.

WHEREAS, Mr. Brad Sellers, Building & Grounds Director, appeared before the Board of Supervisors and recommended that the Board enter into a Preventative Maintenance Service Agreement for the Madison County owned buildings in Canton, Mississippi in the amount of \$2,300.00 per month and that copies of said agreement are found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor Marc Sharpe moved and Supervisor Karl M. Banks seconded a motion to authorize the Board President to execute the Preventative Maintenance Service Agreement for the County owned buildings within in Canton, Mississippi between Madison County, Mississippi and Terry Trane Service Agency, Inc. after first finding that said professional services were necessary and in the best interest of Madison County. The vote on said matter being as follows:

Voted: Aye
Voted: Aye
Voted: Aye
Voted: Aye
Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of the Authorization for the Advertisement of Bids to Replace Cameras at the Old Madison County Detention Facility

WHEREAS, Sheriff Toby Trowbridge, appeared before the Board of Supervisors and requested authority to advertise to replace cameras located at the Old Madison County Detention Facility on Highway 51 South in Canton, Mississippi.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to authorize the advertisement for bids to replace the cameras at the Old Madison County Detention Facility located on Highway 51 South in Canton, Mississippi. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of Reviewing the Claims as Previously Approved and Making One Correction

WHEREAS, the Board of Supervisors, after reviewing additional information regarding the claims previously approved, decided that Claim No. 3252 in the amount of \$25.00 as shown on the docket of claims in the miscellaneous file to these minutes was improper and should be rejected.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Karl M. Banks seconded a motion to reject Claim No. 3252 in the amount of \$25.00 on the Claims Docket, a copy of which is found in the miscellaneous file to these minutes, after having discovered further information that indicated that said claim should not be paid. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of Accepting Low Quote for Washing Machine at The Madison County Detention Facility

WHEREAS, Sheriff Toby Trowbridge appeared before the Board of Supervisors and presented two written quotes for the purchase of a washing machine at the existing Madison County Detention Facility to replace a machine, which no longer worked. The quotes were as follows:

Company	<u>Quote</u>
D&L Equipment, Inc. Advantage Laundry Systems	\$8,333.00 \$10,186.00

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor Karl M. Banks seconded a motion to accept the low quote of D&L Equipment, Inc. in the amount of \$8,333.00 for the purchase of a washing machine for the Madison County Detention Facility and to further request the transfer of funds from the Grand Gulf Reserve Account in the amount of \$8,333.00 to the Sheriff's Department to cover said purchase. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of the Acknowledgement and Receipt of a Donation from Mr. Bobby Arnold and to Authorize the Purchase of a Bullet Proof Vest

WHEREAS, Sheriff Toby Trowbridge appeared before the Board of Supervisors and presented a check from Mr. Bobby Arnold in the amount of \$575.00 which is being donated to Madison County, Mississippi in the name of Toby Trowbridge, Sr. and requested the Board to accept said donation and to authorize the purchase of a bullet proof vest to be used by personnel as authorized by the Sheriff of Madison County.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor W.T. "Bill" Banks seconded a motion to accept the donation of Mr. Bobby Arnold in the name of Mr. Toby Trowbridge, Sr. in the amount of \$575.00 and to authorize the issuance of purchase order for and on behalf of the Sheriff of Madison County, Mississippi to purchase a bullet proof vest to be used by County personnel in the performance of their duties. The vote on said matter was as follows, to-wit:

Voted: Aye
Voted: Aye
Voted: Aye
Voted: Aye
Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of the Authorization of the Board President to Sign a Contract with the Social Security Administration

WHEREAS, Sheriff Toby Trowbridge presented unto the Board of Supervisors a contract with the Social Security Administration regarding the performance of services in assisting the Social Security Administration with information regarding inmates at the Madison County Detention Facility.

Following discussion of this matter, Supervisor Marc Sharpe did move and Supervisor W.T. "Bill" Banks seconded a motion to authorize the Board President to sign said contract for and on behalf of Madison County, Mississippi having first found that said contract is in the best interest of said County and that a copy of said contract is found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of the Authorization of the Board Attorney to Represent Madison County, Mississippi in a Bankruptcy for the Southern District of New York

WHEREAS, the Board Attorney, Dewey Hembree, presented the Board with evidence of a Notice of Bankruptcy filed by 360networks Mississippi, LLC in the Southern District in the United States Bankruptcy Court for the Southern District of New York whereby Madison County, had been listed as a creditor regarding an executory contract or a lease purchase contract between said entity and Madison County.

Following discussion of this matter, Supervisor Paul Griffin moved and Supervisor Marc Sharpe seconded a motion authorizing the Board Attorney to enter an appearance in said bankruptcy action and take whatever further actions were necessary to protect the claim of Madison County, Mississippi under the terms and conditions of the existing contract with 360networks Mississippi, LLC after first finding that said legal services at the Board Attorney's regularly hourly rate were necessary and in the best interest of Madison County, Mississippi. The vote on said matter was follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of the Acknowledgement of the Receipt of a Certificate of Coverage from the Mississippi Tort Claims Board

WHEREAS, the Board Attorney, Dewey Hembree, presented unto the Board of Supervisors a copy of the Certificate of Coverage issued to said Board of Supervisors by the Mississippi Tort Claims Board renewing the Certificate of Coverage for an additional period of one year and that copies of said certificate are found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor Karl M. Banks moved and Supervisor Marc Sharpe seconded a motion to acknowledge receipt of the renewal of the Certificate of Coverage from the Mississippi Tort Claims Board for the Madison County Board of Supervisors and that copies of said certificate are found in the miscellaneous file to these minutes. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of Accepting the Low Bid for Publishing County Proceedings

WHEREAS, Mr. Dewey Hembree, presented unto the Board of Supervisors the bids received by said County for publication of Board proceedings and recommended that said Board accept the low bid of the <u>Madison County Herald</u> and that copies of said bids are found in the miscellaneous file to these minutes.

Following discussion of this matter, Supervisor W.T. "Bill" Banks moved and Supervisor Marc Sharpe seconded a motion to accept the low bid of the <u>Madison County Herald</u> for the publication of Board proceedings as set forth in §19-3-35 Mississippi Code Annotated (1972). The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board as being duly carried on this the 19th day of April, 2002.

In the Matter of 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 terms of Mississippi Code Annotated Section 25-41-7, as Amended, Supervisor Karl M. Banks offered and Supervisor W.T. "Bill" Banks seconded the motion to make a closed determination upon the issue of whether or not to declare an executive session for the purpose discussing administrative personnel with the following persons deemed necessary for discussions, deliberations and recording of such executive session, to-wit: members of the Board, Attorney for the Board and Board Secretary. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

In the Matter of Entering into Executive Session

WHEREAS, a discussion of the nature of the matters requiring executive session was had and Supervisor David H. Richardson, informed the Board that he wished to discuss administrative personnel.

Following a brief discussion, Supervisor Paul Griffin offered and Supervisor W.T. "Bill" Banks seconded a motion to enter into "Executive Session" to discuss administrative personnel as provided by law. The vote on said matter was as follows:

Supervisor W. T. "Bill" Banks - District I	Voted: Aye
Supervisor Marc Sharpe - District II	Voted: Aye
Supervisor David H. Richardson - District III	Voted: Aye
Supervisor Karl M. Banks - District IV	Voted: Aye
Supervisor Paul Griffin - District V	Voted: Aye

The motion having received the affirmative vote of the Board members present, was declared by Mr. David H. Richardson, President of said Board, as being duly carried and he then declare the Board of Supervisors to be in "Executive Session" for the consideration of such matters on this the 19th day of April, 2002.

President Richardson then re-opened the meeting and informed the public of the reason for the executive session.

No formal action was taken by the Board in Executive Session and after a discussion, and upon a unanimous vote of the Board it was ordered and the President declared the Board to again be "Open Session" to discuss all County business.

There being no further business to come before the meeting of the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Karl M. Banks and seconded by Supervisor W.T. "Bill" Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Friday, April 26, 2002 at 9:30 a.m.

David H. Richardson, President Madison County Board of Supervisors