

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

REGULAR MEETING OF MARCH 5, 2012
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 5, 2012 at 6:00 pm, 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 Board Vice President, Gerald Steen called the roll with the following results:

Present:

Supervisor Ronny Lott
Supervisor Gerald Steen
Supervisor Karl M. Banks
Supervisor Paul Griffin
Chancery Clerk Arthur Johnston
Sheriff Randy Tucker

Absent:

Supervisor John Bell Crosby

Also in attendance:

County Administrator David Overby
County Comptroller and Deputy Chancery Clerk Shelton Vance
Board Secretary and Deputy Chancery Clerk Cynthia Parker
Board Attorney Eric Hamer
Chad Plumb on behalf of County Engineer Rudy Warnock
Emergency Management and E911 Director Butch Hammack
County Purchase Clerk Hardy Crunk
County Fire Coordinator Mack Pigg
Assistant Comptroller and Deputy Chancery Clerk Myrtis Sims

The Vice President of the Board, Gerald Steen, announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Chancery Clerk Arthur Johnston opened the meeting with a prayer and Mr. Will Sligh 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, 2012 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 2012 term, said meetings having been conducted on February 6, 21, and 28, 2012,

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

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	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 February 2012 term of the Board of Supervisors of Madison County were and are hereby approved.

SO ORDERED this the 5th day of March, 2012.

In re: Consideration of Madison County Comprehensive Plan

WHEREAS, Zoning Administrator Brad Sellers and Mr. William Peacock of Central Mississippi Planning & Development District appeared before the Board and presented “draft” documentation reflecting the growth of Madison County in accordance with various comprehensive plans adopted and approved by the Board at various times, and

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

WHEREAS, Mr. Peacock presented that certain document entitled “Madison County Comprehensive Plan” and dated November 2011 and recommended the Board’s adoption and approval thereof, and

WHEREAS, Mr. Sellers also recommended the Board adopt the Comprehensive Plan as presented, and

WHEREAS, Mr. Jerry Hess appeared before the Board and presented a list of concerns and requested the Board acknowledge same, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, and

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to close the public hearing and acknowledge the documentation presented by Mr. Peacock and Mr. Hess. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said public hearing was and is hereby closed and said documentation was and is hereby acknowledged.

SO ORDERED this the 5th day of March, 2012.

Thereafter, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to adopt the “Madison County Comprehensive Plan” dated November 2011 as presented provided, however that certain changes be incorporated therein as outlined in that certain memorandum dated February 29, 2012 from Mr. William Peacock of Central Mississippi Planning & Development District, a true and correct copy of which also may be found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

President’s Initials: _____

Date Signed: _____

the matter carried by the unanimous vote of those present and the “Madison County Comprehensive Plan” was and is hereby adopted with the changes aforesaid.

SO ORDERED this the 5th day of March, 2012.

In re: Approval of Consent Agenda Items

WHEREAS, Board Vice President Gerald Steen announced that Chancery Clerk Arthur Johnston and County Administrator David Overby had conferred in advance of the meeting as to certain matters denominated “Consent Items” which bear Item numbers (3) through (26) 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 Vice 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

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

3. **Acknowledge February 2012 Monthly Report - Road Department.**
(A true and correct copy of the February 2012 Monthly Road Department Report submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
4. **Acknowledge February 2012 Closed Call Analysis - Road Department.**
(A true and correct copy of the February 2012 Closed Call Analysis submitted by the County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
5. **Acknowledge March 2012 Service Call Schedule Report - Road Department.**
(A true and correct copy of the March 2012 Road Department Service Call Schedule submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
6. **Approve Location and Installation of Culvert Placements.**
(A true and correct copy of a spreadsheet containing dates and locations of the placement of culverts for protection of county right of way is attached hereto as Exhibit A, spread hereupon and incorporated herein by reference.)
7. **Acknowledge Building & Grounds Department Monthly Report.**
(A true and correct copy of said Report is attached hereto as Exhibit B, spread hereupon and incorporated herein by reference.)
8. **Approve Appointment to Camden Volunteer Fire Department Board - Ms. Nola White.**
(The appointment of Ms. Nola White, by Supervisor Paul Griffin, replacing Mr. John Conway whose term had expired was approved.)
9. **Appoint Committee to Review Historic Courthouse Architect Proposals.**
(A true and correct copy of that certain memorandum dated March 5, 2012 from Chancery Clerk Arthur Johnston requesting the Board appoint Administrator David Overby, Building & Grounds Director Barry Parker, Comptroller Shelton Vance, Charli Holt of Top Belle Construction and himself to review the architect proposals may be found in the Miscellaneous Appendix to these Minutes.)

President's Initials: _____

Date Signed: _____

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- 10. Approve Travel and Expense for Adult Drug Court for Training - Minneapolis Minnesota .**
(A true and correct copy of that certain memorandum dated January 28, 2012 from Drug Court Coordinator Suzanne Hidalgo requesting travel and expenses related thereto for an eight (8) member team is attached hereto as Exhibit C, spread hereupon and incorporated herein by reference.)
- 11. Approve Petition for Reduction of Assessments of Real Property for the 2011 Tax Year.**
(A true and correct copy of said Petition along with a true and correct copy of its spreadsheet attachment are attached hereto as Collective Exhibit D, spread hereupon and incorporated herein by reference.)
- 12. Approve *En Masse* Petitions for Increases of Assessments of Real Property for the 2011 Tax Year as Accepted by Tax Payers.**
(A true and correct copy of said Petition along with a true and correct copy of its spreadsheet attachment are attached hereto as Collective Exhibit E, spread hereupon and incorporated herein by reference.)
- 13. Approve *En Masse* Petition for Reduction of Assessments of Personal Property for the 2011 Tax Year.**
(A true and correct copy of said Petition and its spreadsheet attachment is attached hereto as Collective Exhibit F, spread hereupon and incorporated herein by reference.)
- 14. Approve *En Masse* Petitions for Increases of Assessments of Personal Property for the 2011 Tax Year as Accepted by Tax Payers.**
(A true and correct copy of said Petition along with a true and correct copy of its spreadsheet attachment are attached hereto as Collective Exhibit G, spread hereupon and incorporated herein by reference.)
- 15. Approve Amended Homestead Applications - 2011 Tax Year.**
(A true and correct copy of that certain memorandum dated February 23, 2012 from Homestead Director Emily Anderson is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)
- 16. Approve Donating of Equipment to Jackson Medical Mall.**
(A true and correct copy of that certain memorandum dated February 28, 2012 from Emergency Management Director Butch Hammack requesting permission to donate video monitor to Jackson Medical Mall is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference.)
- 17. Approve Certificate of Local Entity & Fire Protection Agreement - Valley View Volunteer Fire Department.**
(A true and correct copy of that certain memorandum dated February 22, 2012 from Mr. Stephen C. Edds of the law firm of Baker Donelson requesting the Board approve the Certificate of Entity for the Valley View Volunteer Fire Department, is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference. A true and correct copy of the Contract for Fire Protection Services between Madison County and Valley View Fire Volunteer Fire Department is attached hereto as Exhibit K, spread hereupon and incorporate herein by reference. The Board Vice President was and is hereby authorized to execute same.)
- 18. Acknowledge Tax Collector's Distribution of Funds Report.**
(A true and correct copy of that certain report from Tax Collector Kay Pace is attached hereto as Exhibit L, spread hereupon, and incorporated herein by reference.)

President's Initials: _____

Date Signed: _____

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- 19. Acknowledge Redemption of Land Sold for Taxes Settlement Report - February 2012.**
(A true and correct copy of that certain report from Chancery Clerk Arthur Johnston is attached hereto as Exhibit M, spread hereupon, and incorporated herein by reference.)
- 20. Approve Preliminary Plat of Grayhawk, Phase 4 with Design Variance to Pinnacle Cove.**
(A true and correct copy of that explanatory memorandum dated February 27, 2012 from Planning and Zoning Director Brad Sellers requesting approval for a design variance for Pinnacle Cove to allow for a 250 foot length of road for Grayhawk, Phase 4 is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference.)
- 21. Approve Zoning Matter - Paula Mathis Petition to Rezone R-1 Residential District to C-2 commercial District.**
(A true and correct copy of the petition of Paula Mathis seeking to rezone two (2) acres from R-1 Residential to C-2 Commercial District located in, Section 22 T8N, R2E, Madison County, Mississippi, may be found in the Miscellaneous Appendix to these Minutes.)
- 22. Approve Final Plat of Stillhouse Creek, Phase 7.**
(The Board does hereby **(1)** approve the final plat of Stillhouse Creek, Phase 7, (a) subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to said plat and/or the accompanying covenants until such time as a majority of votes necessary to change the covenants are controlled by residents of the subdivision, (b) subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future, and **(2)** accept Hanover Street and Stillhouse Creek Drive as public roads as depicted on said plat, and **(3)** direct the Clerk to accept and retain the Letter of Credit submitted by the developer, Stillhouse Creek, LLC, in the amount of \$49,470.00.)
- 23. Approve Request to Remove Bridges from State Aid Inventory - Old Highway 49.**
(A true and correct copy of that certain explanatory email from Jimmy Vickers of Warnock and Associates requesting the Board remove a bridge on Old Highway 49 from State Aid inventory along with its pictures depicting same is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference.)
- 24. Acknowledge Parkway East Public Improvement District Invoices.**
(True and correct copies of said invoices are attached hereto as Collective Exhibit P, spread hereupon and incorporated herein by reference.)
- 25. Approve Lease Termination and Buyout of Hospital Equipment.**
(A true and correct copy of that certain explanatory memorandum from County Administrator David Overby requesting the Board approve a lease termination and buyout with DeLage Landen in the amount of \$7,476.63 of certain hospital equipment that was traded in by Madison County Medical Center is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference.)
- 26. Approve Personnel Appointments - Road Department**
(A true and correct copy of that certain Personnel Appointment Form from Road Manager Lawrence Morris containing the appointment approved hereby is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference.)

President's Initials: _____

Date Signed: _____

The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	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 as described herein above.

SO ORDERED this the 5th day of March, 2012.

***In re: Request for Temporary Permit -
Highway 43 North***

WHEREAS, during a period of concerned citizens, Ms. Hilda Pearson appeared before the Board and requested the Board issue a temporary permit to allow her to haul dirt from a mining operation on Highway 43 North for use by the City of Canton, and

Following discussion, Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to approve a temporary hauling permit for Ms. Pearson to haul dirt from mining operation on Highway 43 North. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said temporary permit was and is hereby approved.

SO ORDERED this the 5th day of March, 2012.

In re: Discussion of Coker Road

WHEREAS, during a period of concerned citizens, Mr. Michel Olivier appeared before the Board and voiced his concerns about the condition of Coker Road, and

WHEREAS, Mr. Olivier presented that certain document expressing his concerns for Coker Road and the property values within the area, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to acknowledge receipt of the document presented by Mr. Olivier. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	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 said memorandum was and is hereby acknowledged.

SO ORDERED this the 5th day of March, 2012.

***In re: Authorization of County Engineer to Prepare
Legal Description - Southwest Fire Protection District***

WHEREAS, County Administrator David Overby appeared before the Board and requested the Board authorize County Engineer Rudy Warnock to prepare a legal description for that portion of the Southwest Fire Protection District that is currently being taxed for two fire districts, and

WHEREAS, Mr. Overby did explain that there were a number of parcels within the Southwest Fire Protection District that were being taxed for the City of Madison and for the county,

Following discussion, Mr. Ronny Lott did offer and Mr. Karl M. Banks did second a motion to authorize County Engineer Rudy Warnock to prepare a legal description for the aforesaid portion of the Southwest Fire Protection District at an estimated cost of \$2,000.00. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and Mr. Warnock was and is hereby so authorized.

SO ORDERED this the 5th day of March, 2012.

***In re: Consideration of General Engineering Services Contract with
Warnock & Associates, LLC***

WHEREAS, County Administrator David Overby appeared before the Board and presented the General Engineering Services Contract of County and State Aid/LSBP Engineer Rudy Warnock of Warnock & Associates, LLC to the Board for its consideration, a true and correct copy of which is attached hereto as Exhibit S, spread hereupon, and incorporated herein by reference, and requested the Board's approval of same,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve the General Services Contract of County and State Aid/LSBP Engineer Rudy Warnock, authorize the Board President to execute same, and to appoint Mr. Warnock as the County and State Aid and LSBP Engineer for Madison County. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	No
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

President's Initials: _____

Date Signed: _____

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the matter carried by majority vote (3-1) and said contract was and is hereby approved, the Board President was and is hereby authorized, and Mr. Warnock was and is so appointed.

SO ORDERED this the 5th day of March, 2012.

In re: Awarding of Bid to Fordice Construction Company for the Petrified Forest Road Bridge Project - LSBP-45(13)

WHEREAS, Mr. Dan Tolar, State Aid District Engineer and Mr. Mark Beyea of the firm of the engineering firm of Neel-Schaffer, Inc. appeared before the Board and reported that bids had been received and opened for the construction of the Petrified Forest Road Bridge Project - LSBP-45(13), pursuant to the advertisement for same, a true and correct copy of which is attached hereto as Exhibit T, spread hereupon and incorporated herein by reference, and

WHEREAS, in their estimation, the lowest and best bidder for said project was Fordice Construction Company who submitted a bid in the total amount of \$181,287.50, and

WHEREAS, Mr. Tolar recommended the Board award the contract for the construction of said project to Fordice Construction Company in accordance with its bid, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, together with the bids submitted by the other bidders, and

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to (1) accept the bid of Fordice Construction Company as the lowest and best bid received for the Petrified Forest Road Bridge Project - LSBP-45(13) and (2) award the contract for such work to said firm. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said bid was and is hereby accepted and the contract was and is hereby awarded.

SO ORDERED this the 5th day of March, 2012.

In re: Approval of Budget Amendments

WHEREAS, County Comptroller and Deputy Chancery Clerk Shelton Vance appeared before the Board and requested the Board's consideration of certain amendments to the current year budget of the county as set forth in that certain document entitled "Madison County Budget Amendments March 5, 2012," a true and correct copy of which is attached hereto as Exhibit U, spread hereupon and incorporated herein by reference,

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

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	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 said budget amendments were and are hereby approved and adopted.

SO ORDERED this the 5th day of March, 2012.

In re: Approval of Claims Docket for March 5, 2012

WHEREAS, the Board reviewed the claims docket for March 5, 2012; and

WHEREAS, County Comptroller and Deputy Chancery Clerk Shelton Vance 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:

Fund	Claim Nos.	No. of Claims	Amount
001	1613 to 1740	128	543,732.94
002	73 to 79	7	1,668.90
012	93 to 101	9	11,388.81
095	9 to 10	2	405,099.39
096	28 to 30	3	3,120.65
097	127 to 140	14	27,899.12
105	116 to 129	14	57,919.82
108	4 to 6	3	1,935.12
113	6 to 6	1	796.00
114	12 to 13	2	7,205.71
115	46 to 49	4	441.62
116	23 to 25	3	689.96
120	43 to 47	5	1,066.21
121	14 to 14	1	76.66
150	417 to 456	40	114,935.42
160	47 to 50	4	1,902.76
180	1 to 1	1	25,000.00
190	49 to 57	9	4,906.10
191	56 to 59	4	2,091.15
210	1 to 1	1	394,625.00
302	49 to 49	1	6,857.70
401	14 to 15	2	4,961.26
402	5 to 5	1	2,700.00
690	8 to 8	1	378,596.26
691	8 to 8	1	406,649.59
TOTAL ALL FUNDS		261	2,406,266.15

HELD CLAIMS

Transaction No.	Payee	Amount
123458	Fleetcor Technologies	\$ 8,810.27
123459	Fleetcor Technologies	\$ 336.58
123460	Fleetcor Technologies	\$ 190.30
123461	Fleetcor Technologies	\$ 434.73
123462	Fleetcor Technologies	\$ 4,987.59
123463	Fleetcor Technologies	\$ 77.15
123464	Fleetcor Technologies	\$ 166.82
123465	Fleetcor Technologies	\$ 129.84
123466	Fleetcor Technologies	\$ 4,261.41
123467	Fleetcor Technologies	\$ 41.32
123468	Fleetcor Technologies	\$ 8,833.98
123469	Fleetcor Technologies	\$ 164.55

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123470	Fleetcor Technologies	\$ 94.97
123471	Fleetcor Technologies	\$ 219.41
123472	Fleetcor Technologies	\$ 6,122.16

Thereafter and following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve the claims docket as presented, less and except the above noted held claims. 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 V, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	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, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 5th day of March, 2012.

Thereafter, Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to pay the aforementioned held claims of Fleetcor Technologies . The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Not Present and Not Voting ¹
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by unanimous vote of those present 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 5th day of March, 2012.

***In re: Authorization of Payment to Mississippi
Department of Revenue for Tag Fee***

WHEREAS, Sheriff Randy Tucker appeared before the Board and requested the Board authorize a check in the amount of \$586.50 to the Mississippi Department of Revenue for the renewal of forty-six (46) vehicle tags,

Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to authorize the Chancery Clerk to issue a pay warrant in the amount of \$586.50 to the Mississippi Department of Revenue for the renewal of forty-six (46) vehicle tags. The vote on the matter being as follows:

¹Prior to consideration of this item of business, Mr. Steen excused himself from the meeting, departed the meeting room and did not participate in discussion of deliberation of this matter whatsoever. Following the vote on the next succeeding item, Mr. Steen returned to the meeting.

President's Initials: _____
Date Signed: _____

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the Chancery Clerk was and is hereby so authorized.

SO ORDERED this the 5th day of March, 2012.

In re: Discussion of Amending the Madison County 2012 Road Plan

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to amend the Madison County 2012 Road Plan to include to following roads:

Rouser Road	Lubertha Road
Powell Road	Walter Payton Lane
Rouser Lane	Hunt Circle
Samuels Lane	Giles Road
Kirkwood Drive	McHarris Road
Spring Road	Robinson Springs Road Extension

The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said roads were and are hereby added to the 2012 Road Plan.

SO ORDERED this the 5th day of March, 2012.

***In re: Approval of Establishing Just Compensation
Ridgefield Subdivision, Phase 2***

WHEREAS, Mr. Jim Turner of JLT Realty, Inc. appeared before the Board and requested the Board establish just compensation for drainage easements for two parcels located in Ridgefield Subdivision, Phase 2, and

WHEREAS, Mr. Turner further presented that certain explanatory documentation reflecting the just compensation being established in the amount of \$2,731.50 payable to Mr. Brian Miller and \$3,710.00 payable to Mark and Amanda Culbertson, a true and correct copy of which is attached hereto as Collective Exhibit W, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Ronny Lott did offer and Mr. Paul Griffin did second a motion to approve just compensation to Mr. Brian Miller in the amount of \$2,731.50 and to Mark and Amanda Culbertson in the amount of \$3,710.00 for said drainage easements and authorize the Chancery Clerk to issue pay warrants accordingly. The vote on the matter being as follows:

President's Initials: _____
Date Signed: _____

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and just compensation was and is hereby established and the Chancery Clerk was and is hereby so authorized.

SO ORDERED this the 5th day of March, 2012.

In re: Acknowledgment of Resignation of Ed Powers - American Medical Response

Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to acknowledge that certain memorandum dated March 5, 2012 from AMR announcing the resignation of General Manger Ed Powers and the hiring of his replacement, Mr. Stan Alford. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and said memorandum was and is hereby acknowledged.

SO ORDERED this the 5th day of March, 2012.

In re: Approval of One (1) Utility Permit

WHEREAS, Mr. Jimmy Vickers on behalf of County and State Aid/LSBP Engineer appeared before the Board and presented that certain utility permit allowing use and occupancy for the construction or adjustment of a utility within certain road or highway rights of way were and are hereby approved, as follows:

- (1) Entergy - seeking to install a three phase overhead primary line along Stribling Road Extension.

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

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 5th day of March, 2012.

President's Initials: _____
Date Signed: _____

In re: Discussion of Kemper Creek Flooding Issues

WHEREAS, Mr. Jimmy Vickers on behalf of County and State Aid/LSBP Engineer appeared before the Board and reported that Kemper Creek Subdivision was having flooding issues caused by back water from the creek flowing through subdivision, and

WHEREAS, Mr. Vickers requested the Board authorize Warnock and Associates to perform a hydraulic evaluation of the cross drain under Smith Carr Road to determine where the problem exist,

following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to authorize Warnock and Associates to perform a hydraulic evaluation to determine where the problems exist. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and Warnock and Associates was and is hereby so authorized.

SO ORDERED this the 5th day of March, 2012.

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

WHEREAS, the Board of Supervisors, after beginning the meeting in open session, determined that it was necessary to enter into closed session for a brief discussion to ascertain whether an Executive Session was needed as to discuss potential litigation matters,

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Ronny Lott did offer and Mr. Paul Griffin did second a motion to make a closed determination upon the issue of whether or not to declare an Executive Session for the purpose of discussing legal and personnel issues with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, County Administrator David Overby, Comptroller and Deputy Chancery Clerk Shelton Vance, Board Secretary and Deputy Chancery Clerk Cynthia Parker, and Board Attorney Eric Hamer. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by the unanimous vote of those present and the Board took up the matter of entering into Executive Session.

SO ORDERED this the 5th day of March, 2012.

President's Initials: _____

Date Signed: _____

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In re: Entering into Executive Session

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

Following discussion, Mr. Ronny Lott did offer and Mr. Paul Griffin did second a motion to enter into Executive Session to discuss potential legal matters. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Not Present and Not Voting

the matter carried by the unanimous vote of those present and the Board took up the matter of entering into Executive Session.

SO ORDERED this the 5th day of March, 2012.

Thereafter, Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to adjourn the Executive Session and announce to the public no action was taken therein. The vote on the matter being as follows:

Supervisor John Bell Crosby	Not Present and Not Voting
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the President declared Executive Session declared adjourned, and the Board Attorney did announce to the public no action was taken therein.

SO ORDERED this the 5th day of March, 2012.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Paul Griffin and seconded by Supervisor Karl M. Banks and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Monday, March 19, 2012 for purposes of consideration of a Claims Docket and any other business which may properly come before the Board.

John Bell Crosby, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____
Date Signed: _____

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