

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

REGULAR MEETING OF MARCH 19, 2012  
Recessed from a regular meeting conducted on March 5, 2012

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on March 19, 2012, in the Board Room on the first floor of the Madison County Office Complex, 125 West North Street, Canton, Mississippi, commencing at 6:00 pm, as follows, to-wit:

The President of the Board, John Bell Crosby, presided and called the meeting to order. The following members were present that day:

Present:

Supervisor John Bell Crosby  
Supervisor Ronny Lott  
Supervisor Gerald Steen  
Supervisor Karl M. Banks  
Supervisor Paul Griffin  
Chancery Clerk Arthur Johnston

Absent:

Sheriff Randy Tucker

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  
County Road Manager Lawrence Morris  
County and LSBP Engineer Rudy Warnock  
Emergency Management/E911 Director Butch Hammack  
County Purchase Clerk Hardy Crunk  
Planning and Zoning Administrator Brad Sellers  
Assistant Comptroller and Deputy Chancery Clerk Myrtis Sims  
Deputy Tax Assessor Kent Hawkins

The Board President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Chancery Clerk Arthur Johnston offered 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 Increases of Assessment of 2009, 2010 and 2011  
Real Property Pursuant to Miss. Code Ann. § 27-35-147 et seq.***

WHEREAS, on February 21, 2012, the Board determined that March 19, 2012 would be an appropriate date for a public hearing on the matter of increasing certain personal property assessments for various tax years on certain parcels in the county and did set said date for said hearing to begin at the hour of 6:00 pm, and

WHEREAS, the Chancery Clerk did prepare and serve the appropriate notices thereof by regular mail to the affected property owners, and the Board does find that said notices were sufficient, and

WHEREAS, a spreadsheet and the petitions listing the property owners, the parcel numbers, and amounts of the proposed assessment increases are attached hereto as Collective Exhibit A, spread hereupon, and incorporated herein by reference, and

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

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

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WHEREAS, the hour of 6:00 pm did arise and the Board President did declare the public hearing on said proposed increases to be open, and

WHEREAS, Ms. Judith Middleton did appear before the Board protesting the increase of the 2011 assessed value as to parcel no. 072H-27A-064/00.00, and

WHEREAS, Ms. Middleton stated that she does in fact reside at said house and wishes to retain her homestead, and

WHEREAS, Deputy Tax Assessor Kent Hawkins stated the Tax Assessor's office had evidence that Ms. Middleton was not living in said residence, and

WHEREAS, Ms. Middleton replied that she has no homestead exemption on any other property and, although she was retired and often away from the property visiting friends, she is entitled to have homestead exemption on the property, and

WHEREAS, no one else did appear to contest or protest said assessment increases,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to (1) close the public hearing and approve the assessment increases for the individuals and parcel numbers as set forth in the aforesaid spreadsheet and petitions, less and except the increase as to parcel no. 072H-27A-064/00.00 belonging to Ms. Middleton, and (2) table consideration of the proposed increase in assessment as to parcel no. 072H-27A-064/00.00 belonging to Ms. Middleton in order to allow the Tax Assessor to confer with Ms. Middleton and offer additional evidence at the April 2, 2012 , meeting of the Board. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the assessments of the parcels reflected thereon were and are hereby approved and adopted with the exception of the proposed increase in the assessment of parcel no. 072H-27A-064/00.00 which was and is hereby tabled.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

Thereafter, Mr. Gerald Steen did offer and Mr. Paul Griffin did second a motion to continue the public hearing as to the proposed increase in assessment of parcel no. 072H-27A-064/00.00 belonging to Ms. Judith Middleton until April 2, 2012 at 6:00 pm. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said public hearing was and is hereby continued.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

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

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

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***In re: The Annexation of the Farmhaven Fire Grading District to Include Lands to Match the Farmhaven Fire District***

There came on for consideration by the Board the matter of a public hearing on the annexation of certain additional lands within the Farmhaven Fire Grading District pursuant to Miss. Code Ann. § 19-5-217.

The Board President declared said public hearing to be open, and no one appeared to contest the annexation as proposed, whereupon Supervisor Paul Griffin offered the following Resolution and moved its adoption, to wit:

**RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, ANNEXING ADDITIONAL LANDS INTO THE FARMHAVEN FIRE GRADING DISTRICT**

WHEREAS, a petition was previously filed with the Board of Supervisors of Madison County for the annexation of additional lands into the fire grading district known as the "Farmhaven Fire Grading District" in Madison County, Mississippi, for the purpose of providing fire protection in the rural area within the proposed boundaries of such district; and,

WHEREAS, the petition was signed by not less than twenty-five owners of real property residing within the boundaries of the proposed district and included (1) a statement of the necessity for the service or services to be supplied by the proposed district, (2) the proposed corporate name for the district, and (3) the proposed boundaries of the district to encompass the new areas, all in accordance with statute and,

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

WHEREAS, in its meeting of January 17, 2012, the Board of Supervisors, upon the filing of request by the Farmhaven Volunteer Fire Department Board, did set Monday, March 19, 2012, at 6:00 o'clock P. M., in the Board of Supervisors Room in the Chancery/Administrative Building at Canton, Mississippi, as the time, date and place for a public hearing upon the question of the public convenience and necessity of the creation of said district; and,

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

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

WHEREAS, the proposed annexation will expand the boundaries of the Farmhaven Fire Grading District so as to include all lands otherwise within the boundaries of the Farmhaven Fire District and so as to extent the benefits and protections of said Fire District to personas and properties with the new boundaries of the Farmhaven Fire Grading District, namely, such persons and lands will now receive the benefit of a the District's Class 9 fire insurance rating, which will reduce the residents' fire insurance costs,

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

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

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

1. That the Fire Grading District within Madison County, Mississippi known as the Farmhaven Fire Grading District shall be and it is hereby expanded so as to encompass all those lands set forth in that certain legal description, a true and correct copy of which is attached hereto as Exhibit C, spread hereupon and incorporated herein by reference.
2. That the Farmhaven Fire Grading District, as hereby expanded, shall continue to be a valid body politic and corporate of the State of Mississippi under its corporate name of the "Farmhaven Fire Grading District." The powers of such district shall be vested in and exercised by the Madison County Board of Supervisors.
3. That if any provision of this Resolution shall be held to be invalid by any court of competent jurisdiction, the remainder of this Resolution shall not be affected thereby .

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

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

the matter carried unanimously and the motion having therefore received the affirmative vote of the majority of the members present, the President of the Board of Supervisors of Madison County, Mississippi, declared the motion carried and the above and foregoing Resolution adopted this the 19<sup>th</sup> day of March, 2012.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Approval of Consent Agenda Items***

WHEREAS, the Board President announced that he 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 (23) on the Agenda and that the same appeared to be routine, non-controversial matters on which all Supervisors were likely to agree, and

WHEREAS, the Board President did explain that any Supervisor could, in advance of the call of the question, request that any item be removed from the Consent Agenda, and

WHEREAS, the Board President requested an additional item be added to the consent agenda, denominated Item (24) below, being Authorize Board President to Execute Correspondence, as set forth below, and

WHEREAS, Supervisor Karl M. Banks requested that Item number (17) be removed from the Consent Agenda for consideration at a later date, and

Thereafter, Mr. Gerald Steen did offer and Mr. Ronny Lott did second a motion to take the following actions on the Consent Agenda:

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

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

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3. **Acknowledge Legal Holiday - Friday, April 6, 2012, Good Friday. All county offices and courthouses are authorized to close on said date.**
4. **Approve Edward Johnson Lease Agreement - Transfer Station.**  
(A true and correct copy of said Lease Agreement to use as a transfer station for the Solid Waste Department for a period of four years expiring December 31, 2015, is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference.)
5. **Approve Appointments to Southwest Volunteer Fire Department Board.**  
(The appointments of Ms. Lynn Harmount for a term expiring December, 2012; Mr. Holiness Barnes expiring December, 2013; Rev. Charles McDonald for a term expiring December, 2014; Mr. James Freshwater for a term expiring December, 2015; and Mr. Richard Crowder for a term expiring December, 2016, by Supervisor Gerald Steen were and are hereby approved.)
6. **Approve Notices to Renew 16<sup>th</sup> Section Leases; Renegotiated Long Term Residential Lease Contracts; and one Certain Amendment to 16<sup>th</sup> Section Other Lease Contract.**  
(True and correct copies of those certain Notices to Renew Residential Lease Contracts to Elizabeth T. Shindler, and Katherine M. Davini regarding Lot 83, Sherbourn Subdivision, Part 2; Douglas Kevin Mathis and wife Kimberly M. Mathis, regarding Lot 29, Livingston Subdivision, Part 1; Dustin D. Dabbs and wife Laura R. Dabbs, regarding Lot 67, Sherbourne Subdivision, Part 2; Sherbourne Development, Inc. regarding Lot 125 Sherbourne Subdivision, Part 5; J. W. Richardson and E. W. Richardson, Jr., regarding part of Lot 5 and 6, Jones Addition, Town of Flora; and J. W. Richardson and E. W. Richardson, Jr., regarding part of Lot 5 (Pizza Place property), Jones Addition, Town of Flora may be found in the Miscellaneous Appendix to these Minutes.
7. **Approve Pitney Bowes Lease - Postage Meter.**  
(A true and correct copy of that certain explanatory memorandum along with the lease agreement dated March 7, 2012 from Purchase Clerk Hardy Crunk recommending the Board approve said lease agreement for a five year period is attached hereto as Collective Exhibit E, spread hereupon and incorporated herein by reference and the Board President was and is hereby authorized to execute same.)
8. **Approve Setting Supplemental Tax Sale for April 16, 2012.**  
(A true and correct copy of that certain memorandum dated March 9, 2012 from Tax Collector Kay Pace requesting authority to conduct a supplemental tax sale as to certain parcels having escaped taxation is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference, and a Supplemental Tax Sale was and is hereby set for, and ordered to be conducted by the Tax Collector on April 16, 2012 in the manner provided by law. The Tax Collector is authorized and directed to cause the appropriate notice and notice by publication to occur.)
9. **Acknowledge Clerk of the Board Report.**  
(A true and correct copy of said Report is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference.)
10. **Approve Monthly Credit Card Report January 11 - February 8, 2012 - General County.**  
(A true and correct copy of that certain memorandum dated March 12, 2012 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)
11. **Approve Road Claims Due to Vehicle Damage.**  
(A true and correct copy of that certain explanatory memorandum dated March 12, 2012 from Emergency Management Director Butch Hammack setting forth the nature of the claims and the basis therefor as well as the amounts thereof is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference.)

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

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

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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 J, spread hereupon and incorporated herein by reference.)
13. **Acknowledge Petitions for Increase of Assessment of Real Property for Various Tax Years Not Accepted by Taxpayers and Set Date for Public Hearing.**  
(A true and correct copy of said Petition and its spreadsheet attachment is attached hereto as Collective Exhibit K, spread hereupon and incorporated herein by reference, and a public hearing is set for April 16, 2012.)
14. **Approve Petition for Increase of Assessment of Real Property for the 2010 Tax Year as Accepted by Tax Payer.**  
(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 L, spread hereupon and incorporated herein by reference.)
15. **Approve Amended and Deleted Homestead Applications - 2011 Tax Year.**  
(A true and correct copy of that certain memorandum dated March 12, 2012 from Homestead Director Emily Anderson is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference.)
16. **Approve Orders Setting Forth Proposed State Aid and LSBP Projects.**  
(True and correct copies of those certain Board Orders for Livingston Road, SAP-45; Pear Orchard Road and Rice Road, SAP-45; Bozeman Road, SAP-45; Robinson Springs Road, SAP-45; Steed Road, LSBP-45(14); Dinkins Street, LSBP-45(15); Permenter Road, LSBP-45(16); Mount Elam Road, LSBP-45(17) are attached hereto as Collective Exhibit N, spread hereupon and incorporated herein by reference.)
18. **Approve Preliminary Plat of Chestnut Hill, Part 1E Subdivision with a Design Variance - Spring Rain Ridge and Moonlight Hollow.**  
(A true and correct copy of that certain explanatory memorandum dated March 13, 2012 from Zoning Administrator Brad Sellers along with said preliminary plat may be found in the Miscellaneous Appendix to these Minutes.)
19. **Approve Preliminary Plat of Timber Ridge of Wellington Subdivision with a Design Variance - Remington Cove.**  
(A true and correct copy of that certain explanatory memorandum dated March 13, 2012 from Zoning Administrator Brad Sellers along with said preliminary plat may be found in the Miscellaneous Appendix to these Minutes.)
20. **Approve Zoning Matter/Site Plan – First Baptist Church of Jackson, Madison Campus.**  
(A true and correct copy of site plan for the First Baptist Church of Jackson, Madison Campus as presented to the Madison County Planning and Zoning Commission and approved by this Board allowing the use of four (4) modular buildings as classrooms may be found in the Miscellaneous Appendix to these Minutes.)
21. **Approve Use of Justice Court Courtroom.** The firm of Mad Genius was and is hereby granted permission to make use of the Courtroom of the Madison County Justice Court for producing a video on behalf of the Mississippi Administrative Office of Courts, provided representatives of said firm secure advance approval of the arrangements and coordinate and schedule its activities with Justice Court Clerk Susan McCarty.
22. **Approve Declaring Surplus of Certain Inventory Items.** Those certain vehicles described by asset number on the Memorandum dated March 14, 2012 from Inventory Clerk Loretta Phillips were and are hereby declared surplus, are no longer of use to

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Madison County and may be removed from inventory. Said vehicles are hereby authorized to be sold at auction, with the proceeds of such sale to be returned to the County Treasury and deposited to the credit of the appropriate fund.

23. **Accept and Award Bids for Various Asphalt and Rock Products and Services for the Period April 1, 2012 to September 30, 2012.** The actions recommended by County Purchase Clerk Hardy Crunk as set forth on that certain memorandum dated March 14, 2012, a true and correct copy of which is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference, were and are hereby taken, said bids and alternates were and are hereby awarded, and Mr. Crunk was and is authorized to take actions to effectuate the same accordingly.
24. **Approve and Authorize Board President to Sign Certain Correspondence Regarding the Lost Rabbit Development and the Lost Rabbit Public Improvement District.** (A true and correct copy of said correspondence is attached hereto as Exhibit P, spread hereupon and incorporated herein by reference.)

The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously, and each item was and is hereby approved, adopted and authorized as described herein above.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Flooding and Hydraulic Issues on Fox Hollow and Beaver Bend Roads in Deerfield Subdivision***

WHEREAS, during a period of citizens' concerns, Mr. George Twyner appeared before the Board and presented photos depicting persistent flooding on his property and that of Garrett Walker's in the area of Fox Hollow and Beaver Bend Roads in Deerfield Subdivision, and

WHEREAS, Mr. Twyner reported that insofar as he can determine, such flooding was caused by insufficient drainage along said roads, and

WHEREAS, Board members expressed concern that said flooding was causing problems for the county's right of way, in addition to creating hazards for area citizens,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to authorize and direct Road Manager Lawrence Morris to assess the flooding situation and County Engineer Rudy Warnock to perform a hydraulic study in the area and for both to report back to the Board at a future meeting. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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the matter carried unanimously and Mr. Morris and Mr. Warnock were and are hereby so authorized and directed.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Consideration of a Proposal by Tamerica Management Company to Perform an Update of its 2002 Strategic Plan for Economic Development in Madison County***

WHEREAS, Mr. Mark Bounds, President of the Madison County Foundation, Ms. Gina Daniels, its Executive Director, and Mr. Ed Bee of Tamerica, together with a host of members of the Madison County Foundation Board of Directors appeared before the Board and presented a proposal to update a Strategic Plan for Madison County done in 2002 and requested the Board's financial assistance therewith, and

WHEREAS, a true and correct copy of a proposal from Tamerica 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 approve said proposal and request for funding subject to review by the Board Attorney and the County Administrator.

During an additional period of discussion and prior to the call of the question, Mr. Gerald Steen did offer and the Board President did second a substitute motion to table the matter for further consideration at the Board's April 2, 2012 meeting to allow for participation by the Madison County Economic Development Authority (MCEDA) and allow for review by the Board Attorney. The vote on the substitution motion being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the matter of the consideration of said proposal was and is hereby tabled until April 2, 2012.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Consideration and Approval of the Final Plat of Oakfield Boulevard, Phase 1 and Accept Public Dedication***

WHEREAS, Mr. John Praytor appeared before the Board on behalf of South Madison Development, Inc. and presented the final plat of Oakfield Boulevard, Phase 1 and requested the Board's approval thereof and requested that the Board accept the dedication of said street as depicted thereon, and

WHEREAS, Mr. Praytor presented a Letter of Credit in the face amount of \$60,420.00 together with a personal check in the amount of \$140.00 to guarantee completion of surface asphalt paving in accordance with county standards in the future, and

WHEREAS, County Engineer Rudy Warnock reported that in his estimation the Letter of Credit and the check were sufficient and recommended the same be accepted by the Board and retained by the Chancery Clerk, and

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WHEREAS, various documentation regarding the approval of said plat and matters surrounding the same may be found in the Miscellaneous Appendix to these Minutes, and

Following discussion of this matter, Mr. Karl M. Banks did offer and the Board President did second a motion to **(1)** approve said final plat and accept the dedication of Oakfield Boulevard to the county as a public road, and **(2)** accept and direct the Clerk to retain the aforesaid Letter of Credit and check. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the final plat of Oakfield Boulevard was and is hereby approved and the dedication of said street to the county as depicted thereon was and is hereby accepted.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Consideration and Approval of the Final Plat of Whitney's Ridge, Phase 1***

WHEREAS, Mr. John Praytor appeared before the Board on behalf of South Madison Development, Inc. and presented the final plat of Whitney's Ridge, Phase 1 and requested the Board's approval thereof, and

WHEREAS, Mr. Praytor presented a Letter of Credit in the face amount of \$55,860.00 to guarantee completion of surface asphalt paving in accordance with county standards in the future, and

WHEREAS, County Engineer Rudy Warnock reported that in his estimation the Letter of Credit and the check were sufficient and recommended the same be accepted by the Board and retained by the Chancery Clerk, and

WHEREAS, various documentation regarding the approval of said plat and matters surrounding the same may be found in the Miscellaneous Appendix to these Minutes, and

Following discussion of this matter, Mr. Ronny Lott did offer and Mr. Karl M. Banks did second a motion to **(1)** approve said final plat, and accept as public the streets depicted thereon, namely Oakfield Boulevard and Rhodes Lane, and **(2)** accept and direct the Clerk to retain the aforesaid Letter of Credit. The vote on the matter being as follows:

Supervisor John Bell Crosby	No
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by a majority vote (4-1) of those present and the final plat of Whitney's Ridge, Phase 1 was and is hereby approved subject to the provisos aforesaid.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

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***In re: Consideration and Approval of Contract for GIS Services with Central Mississippi Planning and Development District***

WHEREAS, County Administrator David Overby appeared before the Board and presented a proposed contract between the county and Central Mississippi Planning and Development District (CMPDD) which will allow said District to provide certain GIS coordination and development services to the county,

Following discussion, the Board President did offer and Mr. Gerald Steen did second a motion to adopt and approve said contract. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	No
Supervisor Paul Griffin	No

the matter carried by a majority vote (3-2) of the Board and said contract was and is hereby approved.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Consideration and Approval of Contract with Strategic Marketing Group (SMG) to Provide Certain Public Information Services to the County and to Coordinate a Citizens Information Initiative***

WHEREAS, County Administrator David Overby appeared before the Board and presented a contract with Strategic Marketing Group, a true and correct copy of which is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Overby recommended the Board's adoption and approval of said contract in order that public information about the county and county government matters might be better disseminated to members of the news media and the general public,

Following discussion, Mr. Gerald Steen did offer and the Board President did second a motion to adopt and approve said contract with the understanding that the Madison County Sheriff may also utilize the services of said firm for additional compensation with funds controlled by the Sheriff. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Approval of Budget Amendments***

WHEREAS, Comptroller 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 19, 2012," a true and correct copy of which is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference,

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

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said budget amendments were and are hereby approved and adopted.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Approval of Claims Docket for March 19, 2012***

WHEREAS, the Board reviewed the claims docket for March 19, 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	1747 to 1947	201	967,180.67
002	80 to 88	9	1,865.13
012	102 to 111	10	2,297.88
097	143 to 153	11	4,823.52
105	131 to 137	7	25,711.98
108	7 to 7	1	494.99
114	14 to 14	1	795.00
115	50 to 53	4	511.77
116	26 to 29	4	360,726.30
120	48 to 53	6	1,238.25
121	15 to 15	1	106.10
150	458 to 489	32	50,170.95
160	52 to 64	13	27,490.37
170	7 to 7	1	27,371.38
190	58 to 63	6	7,368.18
191	62 to 65	4	252.09
210	2 to 2	1	1,029.38
291	7 to 7	1	3,000.00
302	50 to 51	2	135,651.02
401	16 to 16	1	12,695.41
402	6 to 6	1	4,860.00
TOTAL ALL317 FUNDS			1,635,640.37

**HELD CLAIMS**

All those certain claims of Fleetcor Technologies as set forth on that certain document attached hereto as Exhibit S, spread hereupon and incorporated herein by reference, were and are held for separate vote and are not included in the above.

Thereafter and following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby 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

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

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 T, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said Claims Docket was and is hereby approved, less and except the above noted held claims, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

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

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Not Present and Not Voting <sup>1</sup>
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 19<sup>th</sup> day of March, 2012.

***In re: Acceptance of Proposal for Architectural Services Associated with Partial Restoration, Repair and Renovation (Phase II) of the Madison County Historic Courthouse***

WHEREAS, on February 6, 2012 this Board authorized an advertisement seeking the submission of Requests for Proposals for architectural services associated with the partial restoration, repair and renovation (Phase II) of the Madison County Historic Courthouse, which project is funded by a “Save America’s Treasures” grant received from the National Park Service, U. S. Department of the Interior, and

WHEREAS, Chancery Clerk Arthur Johnston appeared before the Board and reported that pursuant to the direction of this Board, a committee comprised of Barry Parker, Shelton Vance, David Overby and himself reviewed and evaluated the proposals received in response to said advertisement, and

WHEREAS, Mr. Johnston reported that the Committee received proposals from Belinda Stewart; Eley Guild Hardy; JBHM; and Landry and Lewis and presented the Committee members’ respective evaluations of each proposal, and

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<sup>1</sup>Prior 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.

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

WHEREAS, Mr. Johnston further reported that the committee agreed that Belinda Stewart offered the best proposal and had the best qualifications for carrying out this project,

Following discussion, Mr. Gerald Steen did offer and Mr. Ronny Lott did second a motion to accept the proposal submitted by Ms. Stewart and her firm and direct the Chancery Clerk to enter into negotiations with her and present an appropriate contract to you for the Board's consideration in the near future. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and the Chancery Clerk was and is hereby so authorized.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Consideration of Board Attorney and Renewal of Contract for a Period of up to Ninety (90) Days***

Following discussion, the Board President did offer and Mr. Karl M. Banks did second a motion to extend the contract of Mr. Eric Hamer and his firm as Board Attorney for a period of no more than ninety (90) days from and after April 2, 2012. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said contract was and is hereby extended for a period of no more than ninety (90) days from and after April 2, 2012.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Completion of Calhoun Station Phase III and Moss Road Construction Projects***

WHEREAS, County Road Manager Lawrence Morris appeared before the Board and reported that in order for his department to complete work on the Calhoun Station Phase III and Moss Road Construction Projects as previously directed by this Board, it would be necessary to rent a replacement for the department's paving machine which has been in a state of disrepair and continues to malfunction even after substantial repairs,

Following discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to authorize the Road Manager to lease a replacement paving machine for use on the Calhoun Station Phase III and Moss Road projects and to direct the Road Manager to investigate the county's options with regard to placing the paving machine and present a proposal at the next meeting of the Board. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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the matter carried unanimously and the Road Manager was and is so authorized.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Drainage Improvements – Ridgefield Subdivision***

WHEREAS, Mr. Jim Turner with JLT Realty appeared before the Board and presented certain drainage easements prepared by the Board attorney associated with, and necessary for completion of the Ridgefield Subdivision drainage improvements project, a true and correct copy of which are attached hereto as Exhibit U, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Turner reported that in order for the county and the affected landowners to accept the easements, it would be necessary that the county increase just compensation by the sum of \$300.00 associated with the parcel owned by Brian Miller due to the fact that Mr. Miller has a small deck and storage shed which will have to be removed in order to complete the contemplated work,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to increase just compensation for the parcel owned by Brian Turner by the sum of \$300.00. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and just compensation was and is hereby increased.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

Thereafter and following additional discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to accept and acknowledge receipt of those two certain Drainage Easements related to said project, true and correct copies of which may be found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said Drainage Easement documents were and are hereby accepted and acknowledged.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***In re: Declaration of Surplus Property and Approval to Transfer Coroner’s Vehicle to Yazoo County***

WHEREAS, Emergency Management and E911 Director Butch Hammack appeared before the Board and reported that the Mississippi Emergency Management Agency had requested that the Board declare surplus and authorize the transfer of that certain one ton Ford Crew Cab Pickup Truck bearing VIN # 1FT8W3T3BEA31212 and its associated trailer, bearing VIN # 4FPWB2821AG142916 presently assigned to the Madison County Coroner to Yazoo

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County, Mississippi as set forth on that certain document entitled "MOHS Fixed Asset Transfer," a true and correct copy of is attached hereto as Exhibit V, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Gerald Steen did offer and Mr. Karl M. Banks did second a motion to declare surplus, remove from county inventory, and transfer to Yazoo County that certain one ton Ford Crew Cab Pickup Truck bearing VIN # 1FT8W3T3BEA31212 and its associated trailer, bearing VIN # 4FPWB2821AG142916 presently assigned to the Madison County. The vote on the matter being as follows:

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

the matter carried unanimously and said vehicle and trailer were and are hereby declared surplus, removed from inventory and transferred to Yazoo County, Mississippi.

SO ORDERED this the 19<sup>th</sup> 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 and pending litigation,

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second and motion to make a closed determination upon the issue of whether or not to declare an Executive Session for the purpose of discussing potential, threatened, and pending litigation, with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Chancery Clerk Arthur Johnston, County Administrator David Overby, County Comptroller and Deputy Chancery Clerk Shelton Vance, Board Secretary and Deputy Chancery Clerk Cynthia Parker, Board Attorney Eric Hamer, and County Engineer Rudy Warnock. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

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

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

***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. Gerald Steen did offer and the Board President did second a motion to enter into Executive Session to discuss potential, threatened and pending litigation matters. The

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vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor Ronny Lott	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and President Crosby declared the Board of Supervisors to be in Executive Session for the consideration of such matters and the Chancery Clerk announced to the public the purpose for the Executive Session.

SO ORDERED this the 19<sup>th</sup> day of March, 2012.

Thereafter, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to adjourn the Executive Session and direct the Chancery Clerk to announce to the public that no action was taken therein. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
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 Chancery Clerk did announce to the public that no action was taken therein.

SO ORDERED this the 19<sup>th</sup> 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 Karl M. Banks and seconded by Supervisor Ronny Lott and approved by the unanimous vote of those present, the March, 2012 term of the Madison County Board of Supervisors was adjourned.

\_\_\_\_\_  
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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