

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

REGULAR MEETING OF JUNE 18, 2012  
Recessed from a regular meeting conducted on June 4, 2012

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on June 18, 2012 at 6:00 pm, in the Board Room on the first floor of the Chancery/Administrative Building, 125 West North Street, Canton, Mississippi, as follows, to-wit:

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

Present:

Absent:

Supervisor Ronny Lott  
Supervisor John Bell Crosby  
Supervisor Gerald Steen  
Supervisor Karl M. Banks  
Supervisor Paul Griffin  
Tax Assessor Gerald Barber  
Sheriff Randall Tucker  
Chancery Clerk Arthur Johnston  
Tax Assessor Gerald Barber

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  
Purchase Clerk Hardy Crunk  
County Engineer Rudy Warnock  
Assistant Comptroller and Deputy Chancery Myrtis Sims  
County Road Manager Lawrence Morris  
Chief Deputy Tax Assessor Kent Hawkins  
Zoning Administrator Brad Sellers  
Building & Grounds Director Barry Parker  
E911 Director Butch Hammack

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor Paul Griffin offered an opening prayer and Supervisor Gerald Steen lead the members and the audience in the Pledge of Allegiance to the colors 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 June 6, 2012, the Board determined that June 18, 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

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

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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

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

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to close the public hearing and approve the assessment increases for the individuals and parcel numbers as set forth in the aforesaid spreadsheet and petitions. 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.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Petition of Edgar Uribe/Tamasa Sanchez for Special Exception***

WHEREAS, the Board of Supervisors had previously advertised its intent to conduct a public hearing concerning the request of Edgar Uribe/Tamasa Sanchez for a Special Exception to operate a daycare facility on 5.02 acres on Highway 463, and

WHEREAS, the Board authorized the publication of notice in the Madison County Herald, a newspaper of general circulation in Madison County, and directed that the Zoning Administrator publish notice in said paper, and

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

WHEREAS, the date and hour as advertised did arrive and the Board President declared open the public hearing to consider the petition for a Special Exception by Edgar Uribe/Tamasa Sanchez for a Special Exception to operate a daycare facility on 5.02 acres on Highway 463, and

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

WHEREAS, Zoning Administrator Brad Sellers reported that the Planning Commission and Mannsdale-Livingston Heritage Preservation Committee had previously approved the Special Exception,

WHEREAS, Mr. Sellers reported that he had received an appeal on approval of the Special Exception from Mr. Michael Burchfield,

WHEREAS, Mr. Edgar D. Uribe and Ms. Tamasa Sanchez appeared before the Board and requested the Board's support of the petition and requested the Board affirm the action of the Planning and Zoning Commission and explained to the Board the need for a daycare facility due to the continued growth in the community, and

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WHEREAS, Mr. Michael Burchfield, a landowner adjacent to said property, appeared before the Board opposing the location of the daycare facility due to the danger of the traffic from hills and curves in the area, and

Following discussion, Mr. Karl Banks did offer and Mr. Paul Griffin did second a motion to close the public hearing and approve the Special Exception for a daycare facility to Mr. Uribe and Ms. Sanchez. 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 public hearing was and is hereby closed and the Special Exception was and is hereby approved.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Consideration of Certain Zoning Violations, the Ordering of the Cleaning of Said Private Property, and the Placement of a Lien Thereon as Allowed by Miss. Code Ann. § 19-5-105 and Proceed with Legal Action***

WHEREAS, Zoning Administrator Brad Sellers appeared before the Board and presented certain zoning violations on the cleaning of the private property owned by the following individuals:

- (1) Jessie and Betty Garrett  
*Description:* Presidential Heights, Part 2 (Sugar Hill Street)  
*Parcel No.* 093D-17C-122/00.002
- (2) Thelma L. And Beverly J. Smith  
*Description:* Sawmill Quarters (Main Street)  
*Parcel No.* 093D-17C-089/00.00
- (3) Fidelity National Title Insurance Company  
*Description:* Twin Lakes Subdivision (Debbie Drive)  
*Parcel No.* 083E-15C-077/00.00

WHEREAS, previously the Board set this date for a public hearing concerning the alleged menace situated on the aforementioned parcels of land, which are each located in a populated area or in a housing subdivision and alleged to be in need of cleaning, and said Board did give notice to the property owners pursuant to Miss. Code Ann. § 19-5-105, and

WHEREAS, the Board President declared open the public hearing to determine whether or not the aforementioned parcels of land are in such a state of uncleanness as to be a menace to the public health and safety of the community,

WHEREAS, no one did appear before the Board to contest or protest said action,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to **(1)** find, adjudicate and determine that said property was and is in such a state of uncleanness as to be a menace to the public health and safety of the community, **(2)** direct that the County Road Department proceed to have the land cleaned by cutting weeds, filling cisterns, and removing rubbish, dilapidated fences, outside toilets, dilapidated buildings and other debris, and draining cesspools and standing water therefrom, and **(3)** upon completion of such cleaning, assess the actual cost of cleaning the said lot to the owner thereof, such assessment not to exceed \$10,000

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this calendar year, the same constituting a lien against said property to be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the county shall, if such sums are not tendered, proceed to sell said land to satisfy said lien as now provided by law for the sale of lands for delinquent taxes, all in accordance with Miss. Code Ann. § 19-5-105. 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 properties were and are hereby adjudicated a menace due to its state of uncleanliness, the County Road Department was and is instructed accordingly, and such assessment ordered to be made upon submission of the actual cost of cleaning by the Road Department.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

Thereafter, and upon further discussion with regard to the following property:

(1) Tina Chamness  
*Description:* Twin Lakes Subdivision  
*Parcel No.* 083E-15C-019/00.00

WHEREAS, Ms. Tina Chamness did appear before the Board and stated that she and Mr. Raymond Dean were in the process of cleaning the property and requested the Board allow her additional time to clean said property, and

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to grant unto Ms. Tina Chamness a ninety (90) day period within which comply with county zoning ordinances and bring her property up to code. 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 Mr. Chamness was and is hereby granted such extension.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Consideration of Ad Valorem Tax Exemptions Applications***

WHEREAS, Chancery Clerk Arthur Johnston appeared before the Board and requested the Board's consideration on the following applications for industrial ad valorem tax exemptions:

- (1) Unipres Southeast USA, Inc.  
Period Requested: 12/31/11 – 12/31/21 for 10 years
- (2) Business Communications, Inc.  
Period Requested: 1/1/12 - 1/1/22 for 10 years
- (3) D.B.C. Corporation  
Period Requested: 12/31/11 - 12/31/21 for 10 years

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

WHEREAS, Unipres Southeast USA, Inc. seeks an **addition/expansion/equipment replacement** exemption under Miss. Code Ann. § 27-31-105 in the amount of \$393,320.15 representing the total value of the property which is the subject of the expansion, and

WHEREAS, Business Communications, Inc. seeks an **addition/expansion/equipment replacement** exemption under Miss. Code Ann. § 27-31-101 in the amount of \$3,123,350.22 representing the total value of the property which is the subject of the expansion, and

WHEREAS, D.B.C. Corporation seeks an **addition/expansion/equipment replacement** exemption under Miss. Code Ann. § 27-31-101 in the amount of \$432,390.45 representing the total value of the property which is the subject of the expansion, and

WHEREAS, the Chancery Clerk and the Tax Assessor recommend granting the exemption as requested, excepting therefrom any taxes levied for fire protection services which may be applicable and re-appraisal trust levy, and

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

Following discussion, Mr. Ronny Lott offered and Mr. Paul Griffin did second a motion to:

(1) grant unto Unipres Southeast USA, Inc. a ten (10) year *ad valorem* tax exemption respectively under Miss. Code Ann. § 27-31-105 for addition/ expansion and equipment replacement in the amounts reflected on said firms' Application **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable**; and

(2) grant unto Business Communications, Inc. a ten (10) year *ad valorem* tax exemptions respectively under Miss. Code Ann. § 27-31-105 for addition/ expansion and equipment replacement in the amount reflected on said firm's Application **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable**

(3) grant unto D.B.C. Corporation a ten (10) year *ad valorem* tax exemptions respectively under Miss. Code Ann. § 27-31-105 for addition/ expansion and equipment replacement in the amount reflected on said firm's Application **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable**

(4) authorize the Board President and the Chancery Clerk to execute any and all documentation necessary to evidence such approval and to forward the same to the Mississippi Department of Revenue.

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 applications were and are hereby granted and approved.

SO ORDERED this the 18<sup>th</sup> day of June, 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 (5) through (20) on the Agenda and that the same appeared to

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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 (21) below, being Acknowledge July 4, 2012 as Independence Day Holiday, as set forth below, and

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

5. **Acknowledge Clerk of the Board Report.**  
(A true and correct copy of said Report is attached hereto as Exhibit C, spread hereupon and incorporated herein by reference.)
6. **Approve Contract for Fire Protection Services.**  
(True and correct copies of those certain contracts for fire protection services from Town of Flora Fire Department; South Madison County Volunteer Fire Department; City of Canton; Camden Volunteer Fire Department; Southwest Madison County Volunteer Fire Department; Farmhaven Volunteer Fire Department; and West Madison County Volunteer Fire Department are attached hereto as Collective Exhibit D, spread hereupon and incorporated herein by reference. The Board President is hereby authorized to execute same.)
7. **Approve Notices to Renew 16<sup>th</sup> Section Leases and Long Term Residential Lease Contracts.**  
(True and correct copies of those certain Notices to Renew Residential Lease Contracts to Han Ku Lee and wife, So Yun Cho-Lee, regarding Lot 105, Sherbourne Subdivision, Part 4; Wilson a. Shirley and wife Laura B. Shirley, regarding Lot 64, Sherbourne Subdivision, Part 2; Jason V. Nguyen and wife Kimberly Nguyen, regarding Lot 35, Calumet Subdivision, Part 2; Gary Michael Schneider and wife, Kimberly Sussman Schneider, regarding Lot 121 Livingston Subdivision, Part 1; Olufemi Okunoren, regarding Lot 11 Calumet Subdivision, Part 1; Karl Jones and wife, Amber Jones, regarding Lot 27, Livingston Subdivision, Part 1; and Amendment to 16<sup>th</sup> Section Other Property Lease Contract to Union Hill Missionary Baptist Church, being 4.948 acres, more or less in the NE1/4 NE1/4 of Section 16, T8N, R1W, Town of Flora may be found in the Miscellaneous Appendix to these Minutes.
8. **Approve Recovery of Phone Expenses - Attendance Officer's Office.**  
(A true and correct copy of that explanatory memorandum dated June 18, 2012 from County Comptroller Shelton Vance and its spreadsheet attachments are attached hereto as Collective Exhibit E, spread hereupon and incorporated herein by reference.)
9. **Acknowledge and Approve Personnel Matters - Sheriff's Department and Road Department.**  
(True and correct copies of those certain memoranda from the Sheriff's Department and the Road Department setting forth certain changes and/or additions in personnel are attached hereto as Collective Exhibit F, spread hereupon and incorporated herein by reference.)
10. **Approve Engagement Letters - The Arbitrage Group, Inc.**  
(A true and correct copy of which are attached hereto as Collective Exhibit G, spread hereupon and incorporated herein by reference. The Board President is authorized to execute same. The Chancery Clerk is authorized to issue pay warrant(s) accordingly.)

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11. **Approve Refund of Deposit to Ms. Margaret Martin - Rogers Park.**  
(A true and correct copy of that certain memorandum dated June 8, 2012 from Ms. Gloria Nichols requesting a refund for Ms. Margaret Martin is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)
12. **Acknowledge Calling Card Report - Madison County Detention Center.**  
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.)
13. **Approve Preliminary Plat of Hatheway Lake, Part 3 and 4.**  
(A true and correct copy of that explanatory memorandum dated June 12, 2012 from Planning and Zoning Director Brad Sellers requesting approval for Hatheway Lake Part 3 and 4 is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference.)
14. **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 J, spread hereupon and incorporated herein by reference.)
15. **Approve *En Masse* Petitions for Increase of Assessments of Real Property for Various Tax Years 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 K, spread hereupon and incorporated herein by reference.)
16. **Approve *En Masse* Petitions for Increase 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 L, spread hereupon and incorporated herein by reference.)
17. **Approve Amended Homestead Applications - 2011 Tax Year.**  
(A true and correct copy of that certain memorandum dated June 12, 2012 from Homestead Director Emily Anderson is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference.)
18. **Approve Deleted Homestead Applications/William Lance Aron - 2011 Tax Year.**  
(A true and correct copy of that certain memorandum dated June 12, 2012 from Homestead Director Emily Anderson is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference.)
19. **Approve Declaring Surplus of Certain Inventory Items.** Those certain items described by asset number on the Memorandum dated June 12, 2012 from Inventory Clerk Loretta Phillips were and are hereby declared surplus, are no longer of use to Madison County and may be removed from inventory.
20. **Authorize Assistant Comptroller Myrtis Sims to Attend Intermediate Governmental Accounting Seminar in Denver, Colorado July 23-25, 2012 and Approve Travel and Registration Expenses Related Thereto.**
21. **Acknowledge Legal Holiday - Wednesday, July 4, 2012, Independence Day.** All county offices and courthouses are authorized to close on said date.

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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 18<sup>th</sup> day of June, 2012.

***In re: Approval of Emergency Management Performance Grant Agreement***

WHEREAS, Emergency Management and E911 Director Butch Hammack appeared before the Board and requested approval of a certain Emergency Management Performance Grant Agreement and to authorize the Board President to execute same, and

WHEREAS, a true and correct copy of said grant agreement 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 approve the Emergency Management Performance Grant Agreement and to authorize the Board President to execute same. . 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 Agreement was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this 18<sup>th</sup> day of June, 2012.

***In re: Consideration of Preliminary Plat – Saddlebrook Subdivision***

WHEREAS, Planning & Zoning Administrator Brad Sellers appeared before the Board and presented the preliminary plat of Saddlebrook Subdivision for the Board's consideration and review, and

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

WHEREAS, Mr. Sellers reported that the developer was requesting that a cul-de-sac street, being Saddlebrook Cove, be allowed to exceed the maximum of 500 feet per the county's requirement for a dead end street in subdivisions as set forth in the subdivision ordinance, and

WHEREAS, Mr. Sellers requested the Board approve the developers request, including the request for a variance as to the length of the street, given that the size of each lot along the street was large, and

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WHEREAS, Mr. Sellers stated that otherwise, said preliminary plat the same met with all appropriate and applicable county requirements,

Following discussion, Mr. Ronny Lott did offer and Mr. Karl M. Banks did second a motion to (1) approve the preliminary plat of said subdivision, including the approval of the length of the dead end street for larger size lots and (2) 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 and (3) subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the 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 said preliminary plat was and is hereby approved with the aforesaid proviso.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Approval of Final Plat of Providence Subdivision , Part 4***

WHEREAS, Mr. Chad Plumb on behalf of County Engineer & State Aid/LSBP Rudy Warnock appeared before the Board and presented the final plat of Providence Subdivision, Part 4 and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Plumb pointed out that the streets listed on said plat were public and should be accepted as public streets, to wit:

Trinity Drive  
East Ridge Circle  
Knox Cove  
Station Court

WHEREAS, Mr. Plumb also presented two (2) Letters of Credit for said subdivision,

Following discussion, Mr. Ronny Lott did offer and Mr. Karl M. Banks did second a motion to approve said final plat, (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 (c) contingent on County Engineer Rudy Warnock executing said plat. 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 final plat of Providence Subdivision, Part 4 was and is hereby approved, with the aforementioned proviso.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Approval of Final Plat of Grayhawk Subdivision , Part Three-A***

WHEREAS, Mr. Chad Plumb on behalf of County Engineer & State Aid/LSBP Rudy Warnock appeared before the Board and presented the final plat of Grayhawk Subdivision, Part Three-A and requested the Board to approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Plumb pointed out that the streets listed on said plat were public and should be accepted as public streets, to wit:

Eagle’s Nest Circle

WHEREAS, Mr. Plumb also presented a Letter of Credit for said subdivision,

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to approve said final plat, (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 (c)contingent on County Engineer Rudy Warnock executing said plat. 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 Grayhawk Subdivision, Part Three-A was and is hereby approved, with the aforementioned proviso.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Discussion of Access Road to Eastridge Lane/Panther Creek***

Following a lengthy discussion of Eastridge Lane and Panther Creek Subdivision during which is was pointed out that the developers of Panther Creek subdivision had previously deposit a sum in the amount of \$50,000.00 to the county treasury to assist the county in covering the costs for the construction of a new road to reduce traffic through Panther Creek subdivision, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to authorize County Engineer Rudy Warnock to prepare a cost estimate for the construction of a new road to reduce traffic through Panther Creek Subdivision. 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

**President’s Initials:** \_\_\_\_\_  
**Date Signed:** \_\_\_\_\_

the matter carried unanimously and Mr. Warnock was and is hereby authorized.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Consideration for Programming State Aid Project - Steed Road***

WHEREAS, Mr. Chad Plumb on behalf of County Engineer & State Aid/LSBP Rudy Warnock appeared before the Board and presented an Order of Board of Supervisors Setting Forth Proposed State Aid Project No. STP-66979(2)B on Steed Road for a period of January 1, 2012 through December 31, 2015, a true and correct copy of which is attached hereto as Exhibit O, spread hereupon, and incorporated herein by reference,

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to adopt said Order. 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 unanimously and said Order was and is hereby adopted.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Approval of Sale of 0.85 Acres of County-Owned Property Located on Fulton Street in Canton, Mississippi unto BEDI Investments, LLC***

Following discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to adopt the following Resolution:

**RESOLUTION**

**WHEREAS**, County Administrator David Overby appeared before the Board and presented an offer from BEDI Investments, LLC for the purchase of the 0.85 acres on Fulton Street in Canton, Mississippi owned by Madison County, and requested the Board's consideration of same, and

**WHEREAS**, a legal description of said property is attached hereto as Exhibit P, spread hereupon and incorporated herein by reference, and

**WHEREAS**, the Board finds and determines as follows:

(a) the county owned property described in Exhibit P is no longer needed for county or related purposes and is not to be used in the operation of the county due to the fact that the same is located adjacent to heavy industry;

(b) the sale of said property in the manner otherwise provided by law is not necessary or desirable for the financial welfare of the county due to its location; and

© the use of the county property for the purpose for which it is to be sold, conveyed or leased will promote and foster the development and improvement of the community in which it is located and the civic, social, educational, cultural, moral, economic or industrial welfare thereof in that said property is going to be used to support said industry with an appropriate development or improvement; and

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**WHEREAS**, consequently, and as the result of said findings, Board Attorney Eric Hamer did recommend the Board accept the offer in the amount of \$70,000.00 for the sale of said property pursuant to Miss. Code Anno. §19-7-3(3),

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY THAT:**

1. The above stated findings and determinations were and are hereby made.
2. The offer of BEDI Investments, LLC to purchase the property described in the aforesaid Exhibit P be and it is hereby accepted and said property sold to BEDI Investment, LLC for the sum of \$70,000.00.
3. The Board President was and is hereby authorized and directed to execute the Letter of Intent to Purchase Real Property and he and the Chancery Clerk were and are hereby authorized to execute any and all additional documents which may be necessary to close on the transaction.

**SO RESOLVED**, this the 18<sup>th</sup> day of June, 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	Abstained

the Resolution carried by a majority vote (4-0-1) of the Board and (1) the above findings of the Board were and are hereby made; (2) the offer of BEDI Investment LLC to purchase said property was and is hereby accepted; and (3) the Board President and the Chancery Clerk were and are hereby so authorized.

**SO ORDERED** this the 18<sup>th</sup> day of June, 2012.

***In re:* Request for Comments on Location of Proposed Telecommunications Tower**

Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to authorize the Chancery Clerk to post said notice for proposed telecommunications tower at 1185 Pisgah Bottom Road, Madison County, Mississippi, a true and correct copy of which is attached hereto as Exhibit Q, spread hereupon, and incorporated herein by reference and to authorize County Administrator David Overby to reschedule the comment period. 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 and the County Administrator were and are hereby authorized.

**SO ORDERED** this the 18<sup>th</sup> day of June, 2012.

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

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

**In re: Adoption of Resolution in Support of  
Livingston Township Seeking Tax Incentives**

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to adopt the following resolution to wit:

**RESOLUTION RECOGNIZING THAT LIVINGSTON TOWNSHIP IS  
MAKING APPLICATION FOR A TOURISM TAX INCENTIVE FROM THE  
MISSISSIPPI DEVELOPMENT AUTHORITY**

**WHEREAS**, Livingston Township is a development project located on the Southwest corner of Highway 463 and Highway 22 in Madison County, Mississippi; and

**WHEREAS**, the development is inclusive of 186,000 square feet of retail and commercial space, including restaurants, boutique shopping, and the Viking outdoor cooking school, as well as event and public hall space that will cater to the area residents and the general public; and

**WHEREAS**, the development includes a boutique hotel/bed and breakfast with an adjoining restaurant known as The Inn at Livingston Springs and will become a tourism destination; and

**WHEREAS**, the development is scheduled to take four (4) to five (5) years to complete and will provide a minimum of two-hundred (200) temporary jobs and approximately four-hundred (400) permanent jobs; and

**WHEREAS**, the development is making application to the Mississippi Development Authority to receive tourism based tax incentives; and

**WHEREAS**, it is in the best interest of Madison County to support Livingston Township in obtaining tax incentives from the Mississippi Development Authority because the development will bring additional sales tax revenue as well as special amenities to the area; and

**WHEREAS**, the estimated cost of the entire project is over One Hundred Million US Dollars (\$100,000,000) and the Thirteen Million US Dollar (\$13,000,000) Inn at Livingston Springs is eligible for Mississippi Tourism Rebate Program Incentives from the Mississippi Development Authority; and

**WHEREAS**, if approved thirty percent (30%) of the Mississippi Development Authority approved project costs will be diverted back to the project through sales tax collected over a period of Ten (10) years; and

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors of Madison County, Mississippi does hereby support Livingston Township in seeking to obtain these tax incentives from the Mississippi Development Authority.

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 Resolution was and is hereby adopted.

SO ORDERED, this the 18<sup>th</sup> day of June, 2012.

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

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

*For Searching Reference Only: Page 13 of 22 (6/18/12)*

***In re: Approval of CMPDD Technical Services Contract***

WHEREAS, County Administrator David Overby appeared before the Board and presented that certain correspondence dated June 8, 2012 from Mr. William Peacock of Central Mississippi Planning and Development District (“CMPDD”) along with that certain contract for Planning and Zoning Technical Services and requested the Board’s approval of same, and

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

WHEREAS, CMPDD proposed to review the county’s Zoning Ordinance and recommend amendments thereto as set forth in said proposal,

Following discussion, Mr. John Bell Crosby did offer and Mr. Gerald Steen did second a motion to accept and approve the proposal and contract as presented by CMPDD. 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 18<sup>th</sup> day of June, 2012.

***In re: Discussion of Hearn Creek Drainage Issues***

Following discussion, Mr. John Bell Crosby did offer and Mr. Karl M. Banks did second a motion to authorize the Board President to correspond with Mayor Mary Hawkins-Butler and Alderwoman Pat Peeler of the City of Madison requesting that the City partner with the County and the Madison County Soil and Water Conservation to qualify for funds available to address certain drainage issues on Rice Road from Hearn Creek. 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 President was and is hereby so authorized.

SO ORDERED, this the 18<sup>th</sup> day of June, 2012.

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

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 and Interfund Transfers June 18, 2012,” a true and correct copy of which is attached hereto as Exhibit S, spread hereupon and incorporated herein by reference, and

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

**President’s Initials:** \_\_\_\_\_  
**Date Signed:** \_\_\_\_\_

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 and interfund transfers were and are hereby approved.

SO ORDERED this 18<sup>th</sup> day of June, 2012.

***In re: Approval of Claims Dockets for June 6, 12, and 18, 2012***

WHEREAS, the Board reviewed the claims dockets for June 6, 12, and 18, 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 relative to the primary claims docket dated June 18, 2012:

Fund	Claim Nos.	No. of Claims	Amount
001	3181 to 3286	106	236,451.22
002	132 to 138	7	2,684.24
012	162 to 167	6	1,371.75
097	222 to 237	16	12,876.01
105	201 to 207	7	39,936.65
108	10 to 10	1	671.95
113	13 to 14	2	2,165.00
115	80 to 81	2	114.10
116	41 to 42	2	683.94
120	82 to 84	3	639.20
150	676 to 701	26	38,911.43
160	153 to 166	14	15,155.65
190	104 to 108	5	632.30
191	101 to 102	2	1,820.07
226	17 to 17	1	8,433.34
291	10 to 10	1	2,500.00
302	68 to 69	2	14,886.57
401	24 to 26	3	8,431.16
402	11 to 11	1	4,860.00
TOTAL ALL FUNDS		207	393,224.58

**HELD CLAIMS**

All those certain claims of Fleetcor Technologies as set forth on that certain document attached hereto as Exhibit T, 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. Karl M. Banks did offer and Mr. Gerald Steen 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

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

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

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 U, 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, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

Thereafter, Mr. Karl M. Banks 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	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 18<sup>th</sup> day of June, 2012.

***In re: Approval of Budget Amendment -  
Tax Collector***

WHEREAS, County Comptroller and Deputy Chancery Clerk Shelton Vance appeared before the Board and presented that certain explanatory memorandum dated June 18, 2012 from Purchase Clerk Hardy Crunk requesting the Board authorize a budget amendment in the amount of \$4,045.29 to the Tax Collector's fund no.108-104-919 for the purchase backup computer-related equipment for the state's on-line tag system, a true and correct copy of which 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 approve the budget amendment to the Tax Collector's fund no. 108-104-919. 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

---

<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.

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

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



the matter carried unanimously and said budget amendment was and is hereby approved and the Chancery Clerk was and is hereby authorized to issue pay warrants accordingly.

SO ORDERED this 18<sup>th</sup> day of June, 2012.

***In re: Approval of Purchase of Equipment - Youth Services***

WHEREAS, County Comptroller and Deputy Chancery Clerk Shelton Vance appeared before the Board and presented that certain explanatory memorandum dated June 18, 2012 requesting the Board authorize a budget amendment to fund no. 001-163-919 for Youth Services in the amount of \$10,385.89 for the purchase of office equipment, a true and correct copy of which is attached hereto as Exhibit W, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to approve the budget amendment to the Youth Services fund no. 001-163-919 . 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 amendment was and is hereby approved and the Chancery Clerk was and is hereby authorized to issue pay warrants accordingly.

SO ORDERED this 18<sup>th</sup> day of June, 2012.

***In re: Approval of Budget Amendment - Road Department***

WHEREAS, County Comptroller and Deputy Chancery Clerk Shelton Vance appeared before the Board and presented that certain document titled "Analysis of Fund 150 (Road Maintenance) June 18, 2012," a true and correct copy of which is attached hereto as Exhibit X, spread hereupon and incorporated herein by reference, and requested the Board authorize a budget amendment pursuant to that referenced in Exhibit X,

Following discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to approve the budget amendment as referenced in Exhibit X. 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 amendment was and is hereby approved.

SO ORDERED this 18<sup>th</sup> day of June, 2012.

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

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

***In re: Certification of Candidates for Election Commission –  
Election of November, 2012***

WHEREAS, Chancery Clerk Arthur Johnston did direct the Board's attention to Miss. Code Ann. § 23-15-213 and reported that in accordance therewith, he had received petitions and registrar certificates pertaining to the candidacy for Election Commissioner of the following individuals and for the following districts:

- (1) Mr. Timothy L. Jenkins of 111 Marsha's Way, Canton, Mississippi – **District 1  
(Republican)**
- (2) Ms. Julia Hodges of 205 Brisage Blvd., Madison, Mississippi – **District 2  
(Republican)**
- (3) Ms. Pat Truesdale of 306 W. Porter Street, Ridgeland, Mississippi – **District 3  
(Republican)**
- (4) Ms. Azzie L. Jackson Adams of 911 Adeline Street, Canton, Mississippi – **District 4  
(Democrat)**
  
- (5) Ms. Barbara Brown of 508 Welch Street, Canton, Mississippi 39046 – **District 4  
(Undeclared)**
- (6) Mr. Leroy Lacey of 855 John Day Road, Canton, Mississippi – **District 5  
(Democrat)**

WHEREAS, Mr. Johnston reported that the above-listed individuals were the only individuals who had submitted petitions for candidacy as to said positions in accordance with said code section, and

WHEREAS, Mr. Johnston reported that the petition of Ms. Barbara Brown of 508 Welch Street, Canton, Mississippi 39046 for the position of Election Commissioner of District 4 did not reflect a party affiliation as appears to be required by the last sentence of the third unnumbered paragraph of Miss. Code Ann. § 23-15-213; however, Mr. Johnston and the Board Attorney opined that such omission is not fatal to the sufficiency or validity of the petition in that the statute seems to contemplate that a candidate may list no such affiliation, and

WHEREAS, Mr. Johnston reported that the President of the Board, John Bell Crosby, had reviewed and considered the same and had verified that each candidate is a resident of the supervisors district in which he (or she) seeks election, that each candidate is otherwise qualified as provided by law, and that he has executed the following certificate as required by Miss. Code Ann. § 23-15-213:

**CERTIFICATE**

Pursuant to Miss. Code Ann § 23-15-213, I hereby certify that the following individuals have and are qualified for election to the position of Election Commissioner of Madison County. I further certify that they are each residents of the respective supervisors' districts as indicated herein below, to-wit:

- (1) Mr. Timothy L. Jenkins of 111 Marsha's Way, Canton, Mississippi – **District 1  
(Republican)**
- (2) Ms. Julia Hodges of 205 Brisage Blvd., Madison, Mississippi – **District 2  
(Republican)**
- (3) Ms. Pat Truesdale of 306 W. Porter Street, Ridgeland, Mississippi – **District 3  
(Republican)**
- (4) Ms. Azzie L. Jackson Adams of 911 Adeline Street, Canton, Mississippi – **District 4  
(Democrat)**
- (5) Ms. Barbara Brown of 508 Welch Street, Canton, Mississippi 39046 – **District 4  
(Undeclared)**

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

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

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(6) Mr. Leroy Lacey of 855 John Day Road, Canton, Mississippi – **District 5  
(Democrat)**

SO CERTIFIED BY ME, this the \_\_\_\_ day of June, 2012.

\_\_\_\_\_  
JOHN BELL CROSBY, President  
Madison County Board of Supervisors

ATTEST:

\_\_\_\_\_  
ARTHUR JOHNSTON  
Chancery Clerk

Following discussion, Mr. Ronny Lott did offer and Mr. Gerald Steen did second a motion to (1) determine that each candidate's petition is sufficient, (2) ratify the certification prepared by the Board President; (3) direct that said names appear on the ballot of the November, 2012 general election; and (4) direct the Chancery Clerk to communicate all of the foregoing unto the Election Commission. 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 by the unanimous vote of those present and said candidates were and are hereby certified as candidates for the Election Commission.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Acknowledgment of Calhoun Station Parkway Phase 3  
Change Order***

WHEREAS, Mr. Jimmy Vickers on behalf of County Engineer Rudy Warnock appeared before the Board and presented a change order submitted by Birdsong Construction for borrow and unclassified excavation related to the Calhoun Station Parkway Phase 3 project, and

WHEREAS, Mr. Vickers informed the Board that the change order reflected a increase in the amount of approximately \$370,000.00,

Following discussion, Mr. Paul Griffin did offer and Mr. Paul Griffin did second a motion to acknowledge said change order, a true and correct copy of which is attached hereto as Exhibit Y, 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 change order was and is hereby acknowledged.

SO ORDERED this 18<sup>th</sup> day of June, 2012.

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

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

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***In re: Authorization to Close Portion of Livingston-Vernon Road for Replacement of Moore Avenue Bridge***

Following discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to authorize the closure of a portion of Livingston-Vernon Road on Monday, July 2, 2012, for the replacement of the bridge known as Moore Avenue Bridge, which bears structure no. 16 and to authorize Purchase Clerk Hardy Crunk to issue purchase order according to term bids for the materials necessary for such replacement. 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 road was and is hereby authorized to be closed and the Purchase Clerk was and is hereby authorized to issue purchase orders.

SO ORDERED this 18<sup>th</sup> day of June, 2012.

***In re: Authorization to Set Date for Public Hearing for Annexation of Southwest Madison County Fire Protection District***

WHEREAS, County Administrator David Overby appeared before the Board and requested the Board authorize advertising for public hearing for the annexation of certain lands into the Southwest Madison County Fire Protection District for Monday, July 16, 2012 at 6:00 p.m., and

Following discussion, Mr. Gerald Steen did offer and Mr. Karl M. Banks did second a motion to authorize a public hearing for the annexation of certain lands into the Southwest Madison County Fire Protection District for Monday, July 16, 2012 at 6:00 p.m. 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 set.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Appointment of Mike Espy, Esq. as Board Attorney***

During a period of new business, Mr. Ronnie Lott did offer and Mr. Paul Griffin did second a motion (1) to hire and retain Mike Espy, Esq. as the Board Attorney effective July 1, 2012, pursuant to the terms of that certain contract, a true and correct copy of which is attached hereto as Exhibit Z, spread hereupon and incorporated herein by reference, which was presented to Board members at said meeting; (2) to approve said contract; and (3) to retain the services of Eric Hamer, Esq. at his hourly rate schedule established by his previous contract until August 1, 2012 and as needed thereafter.

During discussion on the motion, the Board President, John Bell Crosby, interposed a point of order objecting to the consideration of said motion in that the same was not listed on the agenda

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

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

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and the consideration thereof constituted a violation of the Board's pledge that all items of business be fairly reflected on the agenda so that the public may be fully advised. The Board President did further point out that other individuals were under consideration for such position including Dale Danks, Esq., Dewey Hembree, Esq., and others.

Following discussion and acting on said point of order, the Board President did offer and Mr. Karl M. Banks did second a motion in the nature of a substitute to table the motion offered by Mr. Lott. Following discussion, the vote on the substitute motion was as follows:

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

the substitute motion thereby failed (2-3) and the original motion was again considered and discussed by the members of the Board. Thereafter, a roll call vote was requested by the Board President on the original motion as offered by Mr. Lott, with the following result:

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

the matter carried by a majority vote (3-2) and Mr. Espy was and is hereby appointed as Board Attorney, effective July 1, 2012; his contract (Exhibit Z) was and is hereby approved, and Mr. Hamer was and is also hereby so retained and engaged until August 1, 2012 and as needed thereafter.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

***In re: Authorization of Mike Espy, Esq. to  
Attend the Mississippi Association of Supervisors Convention***

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to authorize and approve the payment of travel and related expenses of Mr. Mike Espy to attend the Mississippi Association of Supervisors Convention in Biloxi, Mississippi, June 18-21, 2012 in place of Eric Hamer, Esq. 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 travel and related expenses were and are hereby authorized for Mr. Espy.

SO ORDERED this the 18<sup>th</sup> day of June, 2012.

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

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

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THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Karl M. Banks and seconded by Supervisor John Bell Crosby and approved by the unanimous vote of those present, the June, 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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