

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

REGULAR MEETING OF NOVEMBER 5, 2012
Being the first day of the November Term of the Board of Supervisors

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on November 5, 2012, and initially convened at 9:00 a.m. in the 14th floor Conference Room of the law offices of Butler, Snow, O'Mara, Stevens & Cannada, PLLC, 1020 Highland Colony Parkway, Suite 1400, Ridgeland, MS and recessed with no action taken. The Board then convened at 6:00 p.m. in the Board Room on the first floor of the Madison County Office Complex, 125 West North Street, Canton, Mississippi, as follows, to-wit:

The 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
Sheriff Randy Tucker
Tax Assessor Gerald Barber
Tax Collector Kay Pace

Absent:

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 Mike Espy
County & State Aid/LSBP Engineer Rudy Warnock
County Purchase Clerk Hardy Crunk
Zoning Administrator Brad Sellers
Assistant Road Manager Cornelius Bacon
Emergency Management Director Butch Hammack

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Chancery Clerk Arthur Johnston opened the meeting with a prayer and Mr. Will Sligh led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America

In re: Approval of Minutes From October 2012 Term

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the October 2012 term, said meetings having been conducted on October 1, 15, and 16, 2012,

Following discussion, Mr. Gerald Steen did offer and Mr. Paul Griffin did second a motion to approve the Minutes as presented with certain amendments which were read in open session and to authorize the President to sign said Minutes after said corrections have been made. The vote on the matter being as follows:

President's Initials: _____

Date Signed: _____

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

the matter carried by the unanimous vote of those present and the Minutes for the October 2012 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

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

In re: Adoption of a Resolution Approving the Adoption and Implementation of the Angeline by the Lake TIF Project

WHEREAS, Mr. Bob Montgomery, Esq. and Mr. Lawrence Lyons appeared before the Board on behalf of the proponents of the Angeline by the Lake TIF Project referred to herein below and presented the following Resolution which follows:

The Chancery Clerk reported that pursuant to a resolution of the Board of Supervisors (the "Governing Body") of Madison County (the "County") calling for a public hearing to be held at 6:00 P.M. on Monday, November 5, 2012, with respect to a Tax Increment Financing Plan, Angeline By The Lake Community Project, Madison County, Mississippi 2012, (the "TIF Plan"), he did cause a notice of the public hearing to be published in the Madison County Herald, a newspaper having a general circulation in the County on Thursday, October 18, 2012, as evidenced by the proof of publication on file in the office of the Clerk. The President then called the meeting to order, and the public hearing was duly convened. At that time, all present were given an opportunity to present oral and/or written comments on the TIF Plan. On Monday, November 5, 2012, Supervisor Paul Griffin offered and moved the adoption of the following resolution:

A RESOLUTION APPROVING THE ADOPTION AND IMPLEMENTATION OF THE "TAX INCREMENT FINANCING PLAN, ANGELINE BY THE LAKE COMMUNITY PROJECT, MADISON COUNTY, MISSISSIPPI 2012".

WHEREAS, under the power and authority granted by the laws of the State of Mississippi and particularly under Chapter 45 of Title 21, Mississippi Code of 1972, as amended, the Governing Body, on Monday, November 5, 2012, did adopt a certain resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, DETERMINING THE NECESSITY FOR AND INVOKING THE AUTHORITY GRANTED TO COUNTIES BY THE LEGISLATURE WITH RESPECT TO TAX INCREMENT FINANCING AS SET FORTH IN CHAPTER 45 OF TITLE 21, MISSISSIPPI CODE OF 1972, AS AMENDED, DETERMINING THAT ANGELINE BY THE LAKE COMMUNITY PROJECT, MADISON COUNTY, MISSISSIPPI 2012, IS A PROJECT ELIGIBLE FOR TAX INCREMENT FINANCING UNDER THE LAWS OF THE STATE, THAT A PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN, AND FOR RELATED PURPOSES.

WHEREAS, as directed by the aforesaid resolution and as required by law, a Notice of Public Hearing was published one (1) time in the Madison County Herald, a newspaper having a general circulation within the County, and was so published in said newspaper on Thursday, October 18, 2012, as evidenced by the publisher's proof of publication of the same heretofore presented to the Governing Body and filed with the Clerk;

¹Mr. Banks arrived after the call of the question on this matter.

President's Initials: _____

Date Signed: _____

WHEREAS, the Notice of Public Hearing generally described the TIF Plan and further called for a public hearing to be held in the Board Room of the Madison County Chancery and Administrative Building at, 125 West North Street, first (1st.) floor, Canton Mississippi, at 6:00 P.M. on Monday, November 5, 2012, in order for the general public to state or present their views on the TIF Plan, a true and correct copy of which is attached hereto as Exhibit A, spread hereupon and incorporated herein by reference, and

WHEREAS, at 6:00 P.M. Monday, November 5, 2012, the public hearing was held, and all in attendance were given an opportunity to state or present their oral and/or written comments on the TIF Plan; and

WHEREAS, the Madison County, Board of Supervisors reasonably expects that the Angeline Development #1, LLC, (the "Developer"), will incur expenditures for the infrastructure improvements prior to the issuance of the Bonds, and that the County should declare its official intent to reimburse such expenditures with the proceeds of the Bonds upon the issuance thereof.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the County, as follows:

SECTION ONE: That all of the findings of fact made and set forth in the preamble to this Resolution shall be and the same are hereby found, declared, and adjudicated to be true and correct.

SECTION TWO: That the Governing Body of the County is now fully authorized and empowered under the provisions of Chapter 45 of Title 21, Mississippi Code of 1972, as amended, to adopt and implement the TIF Plan, and does hereby adopt and approve such Plan as presented in order to assist in the construction and development of the proposed Project and whereby, Madison County, Mississippi (the "County"), acting on behalf of itself, will issue Tax Increment Financing Revenue Bonds or Notes in one or more series for the Project in an amount not to exceed THREE-MILLION DOLLARS (\$3,000,000) secured solely by a pledge of up to fifty percent (50%) by the County of the increased ad valorem taxes generated by the Project in the TIF District of the County, which funds will be used to pay the cost of installation of utilities such as water, sanitary sewer, and natural gas lines; relocation of utilities; installation and relocation of electrical services; installation of storm drainage; construction of roadways with curb and gutter, sidewalks; installation of traffic signalization and signage; grading; lighting and landscaping of rights-of-way; capitalized interest; other related expenses such as engineering; TIF Plan preparation fees; other incidental costs; and other related professional fees.

SECTION THREE: That the Tax Increment Financing Bonds or Notes of the County shall be issued pursuant to further proceedings of the Governing Body of the County.

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to close the public hearing. 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.

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

Thereafter, Supervisor Karl M. Banks seconded the motion to adopt the foregoing Resolution and after the same had been read and considered section by section and put to a roll call vote, the result was a follows:

President's Initials: _____

Date Signed: _____

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

The motion having received the affirmative vote of a majority of all the members of the Board present, the President declared the motion carried and the Resolution adopted on this the 5th day of November, 2012.

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

TAX INCREMENT FINANCING PLAN

ARTICLE I

A. PREAMBLE

The administration and implementation of this “*Tax Increment Financing Plan, Angeline By The Lake Community Project, Madison County, Mississippi 2012*”, (the “TIF Plan”) will be an undertaking of Madison County, Mississippi (the “County”).

The issuance of Bonds, Notes, or other debt obligations in one or more series to provide funds to finance the costs of construction of various public infrastructure improvements in connection with the Project, including, but not limited to, installation of utilities such as water, sanitary sewer, and natural gas lines; relocation of utilities; installation and relocation of electrical services; installation of storm drainage; construction of roadways with curb and gutter, parking, sidewalks; installation of traffic signalization and signage; grading; lighting and landscaping of rights-of-way; capitalized interest; expenses such as engineering; TIF Plan preparation fees; other incidental costs; and other related professional fees identified in the TIF Plan (“the Infrastructure Improvements”). The TIF Plan shall be an undertaking of the County, whereby the County will issue one or more series of Tax Increment Financing Revenue Bonds as authorized herein to finance the Infrastructure Improvements in support of the Project as more fully described herein.

The total cost of the Infrastructure Improvements and other activities making up the Project as defined below, is estimated to be approximately SEVENTY SEVEN-MILLION, NINE-HUNDRED, FORTY THOUSAND DOLLARS (\$77,940,000). All or a part of the Infrastructure Improvements will be funded through Tax Increment Financing Revenue Bonds issued in one or more series in an amount not to exceed THREE-MILLION DOLLARS (\$3,000,000) by the County pursuant to the TIF Plan and Section 21-45-1, *et seq.*, Mississippi Code of 1972, as amended (the “TIF Act”).

The descriptions of the Project and the tax revenue projections were provided by Angeline Development #1, LLC (“the Developer”), and the Madison County Tax Assessor.

B. STATEMENT OF INTENT

Madison County, Mississippi intends to administer and implement this TIF Plan, *Tax Increment Finance Plan, Angeline By The Lake Community Project, Madison Mississippi 2012* in compliance with the previously adopted Tax Increment Financing Redevelopment Plan of July 2004, (or as amended) as appropriate for development and tax increment financing as indicated above in the Preamble.

As provided in the Preamble of this TIF Plan, the County, acting on behalf of itself, proposes to issue Tax Increment Financing Revenue Bonds in one or more series, pursuant to the authority outlined hereinabove, in an amount not to exceed THREE-MILLION DOLLARS (\$3,000,000), which will be secured solely by the County’s pledge of up to fifty percent (50%) of the increased real and personal property ad valorem taxes generated by the construction and development of the Project in the Tax Increment Financing (“TIF”) District proposed herein, which funds will be used to pay the cost of constructing and installing the Infrastructure Improvements in support of the Project including TIF Plan preparation. The construction of the aforementioned improvements will be undertaken to provide for the public convenience, health, and welfare. A more detailed scope of

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work, along with budgets, will be identified in a security and reimbursement agreement with Angeline Development #1, LLC and Madison County, Mississippi.

C. PUBLIC CONVENIENCE AND NECESSITY

The public convenience and necessity requires participation by the County in this Project. The public interest will be served by the County’s participation in the public infrastructure and other public improvement and facilities’ costs of the Project. The Project will accomplish the following, which will provide for the public convenience and necessity and serve the best interests of the citizens of the County:

1. Construction of the Project will represent a private investment of approximately \$77,940,000 with a positive economic impact of those funds into the local economy

2. Increased County real and personal property taxes generated from the *Angeline By The Lake Community Project, Madison County, Mississippi 2012* are projected to be as follows:

<u>Entity</u>	<u>Current Tax</u>	<u>Taxes After Improvements</u>	<u>Total Increase</u>
County (35.63 mils)			
Real and Personal Property	\$444.13	\$376,373.05	\$375,928.92

3. The Project will generate the following estimated real and personal property taxes for the School District:

<u>Entity</u>	<u>Current Tax</u>	<u>Taxes After Improvements</u>	<u>Total Increase</u>
School District (54.55 mils)			
Real and Personal Property	\$691.81	\$576,232.11	\$575,540.30

4. Project Major Benefits and Economic Impact Summary:

1. The project will result in the development of approximately 161+/- acres into 360 high-quality residential homes including 120 new homes in Phase 1. This will offer Canton, Mississippi, and Madison County a significant solution for the current market demand for housing with new high quality-of-life single family homes.
2. The project includes a full maintenance commitment to all developments and surrounding grounds for at least 15 years, to insure that the quality and value of the community assets are protected from being degraded, and to minimize the depreciation of the individual homes.
3. The development will also include 100 elderly housing units, 35,000 square-feet of assisted living facilities to accommodate fifty (50) residents, and 28,000 square-feet of commercial development to offer retail and services for the area neighborhoods.
4. The development will support Nissan employment as well as other local employers in recruitment challenges by providing quality housing near the plant eliminating commuting expenses.
5. The development will add additional sales tax revenue and population growth to the area for long-term economic impact opportunities.
6. The developer will provide all maintenance for the proposed community and the homes, both inside and outside, to ensure a desired consistent high standard outcome is maintained.
7. Total annual tax revenues of the entire project are estimated to be Nine-Hundred Fifty-Two Thousand Six-Hundred Five Dollars and Sixteen Cents (\$952,605.16).
8. All homes will include a “**FIRST RIGHT OF REFUSAL TO PURCHASE OPTION,**” as part of their lease agreement, allowing after the initial fifteen (15) years, the option to purchase the individual homes. This option is designed to encourage home ownership, to create an emphasis on caring for the properties ongoing maintenance needs, continued

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quality of the over-all neighborhood inventory, and perpetual economic impact of new residential growth.

9. The developer will also make financing available to residents as applicable to support the conversion from a lease to home ownership at the end of the initial fifteen (15) years.
10. The proposed development will act as a catalyst for additional economic growth opportunities such as retail sales, demand for consumer services, restaurants, and further residential growth.
11. The project is expected to result in a private investment of close to Seventy-Eight Million Dollars (\$78,000,000) in the Canton area and Madison County and will create approximately eighty-six (86) full-time and part-time jobs upon completion.
12. The community development would substantially increase property taxes by an estimated Nine-Hundred Fifty-One Thousand Four-Hundred Sixty-Nine Dollars (\$951,469.00) for the county and school district.
13. The project will accommodate the City of Canton, Madison County, and the immediate primary and secondary market areas' current housing demand. It will provide convenient, safe, and significant quality of life homes to foster economic growth and long term permanent family housing.
14. The project will help stop the leakage of tens of millions of dollars in economic impact of families living outside of the economic area and commuting into the area for work.
15. The project based on a recent market study will generate incremental population growth that will have multiple economic spin-off effects on local commerce, sales taxes, and community participation and surrounding property values.
16. The 28,000 Square Feet of Commercial/retail space is anticipated to employ 56-67 new jobs.

ARTICLE II

A. REDEVELOPMENT PROJECT DESCRIPTION

17. The developers of a newly proposed neighborhood community to be named "Angeline By The Lake" propose to develop a high-quality community with development plans in multiple phases to accommodate the high market demand for affordable, high-quality living in the Canton, Mississippi, area market. The proposed site includes 161 +/- acres and is being plotted to accommodate 360 single family homes, a retail/commercial development to serve the area's community neighborhoods, a 100 unit retirement housing development, an assisted living facility to accommodate fifty (50) residents, and allocated green space for recreation. The property is currently zoned as single family (R-5) and is located on King Ranch Road north of Highway 22. Phase 1 includes the construction of 120 individual homes that will average 1,400 square feet and will be available for lease on an estimated average monthly cost of Seven-Hundred and Eighty Dollars (\$780.00) per month. The project includes a full maintenance commitment to all developments and surrounding grounds for at least 15 years, to insure that the quality and value of the community assets are protected from being degraded, and to minimize the depreciation of the individual homes. At the end of fifteen (15) years, the properties will be offered for sale to the existing tenants whom will own a "first right of refusal to purchase" option as part of their lease agreement terms. The developers will also make individual financing available to the residents as appropriate. All maintenance of the properties and common areas will be the responsibility of the developer to ensure a high standard and consistent outcome for future property owners and to ensure that a high quality-of-life environment is assured in the community.

The descriptions of the Project and the tax revenue projections were provided to the County by Angeline Development #1, LLC.

Project Location

a. **Legal Description and Map**

Attached hereto as Exhibit A & B are a survey and legal description of the land upon which the Project will be located. This survey identifies the TIF District from which the tax revenues will be generated to service the TIF bond debt.

President's Initials: _____

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- b. Environmental Characteristics and Zoning
 The Project site is comprised of approximately 161+ acres of undeveloped prime residential property. This property is currently properly zoned to permit the *Angeline By The Lake Community Project, Madison County, Mississippi 2012* development.

B. COMPANY INFORMATION

1. Name of Company and the Developer of the project:
 Angeline Development #1, LLC
2. Address of Company:
 791 Hickory Ridge Drive, Hernando, MS 38632
3. Local Contractors or Agents
 To be determined exclusively by the Developer through a competitive bid process at their sole discretion

**ARTICLE III
 ECONOMIC DEVELOPMENT IMPACT DESCRIPTION**

A. JOB CREATION

Construction Jobs
 The development of the Project will create scores of construction jobs and will result in construction payrolls that will generate local spending.

Permanent Jobs and Part-Time Jobs
 At completion of the development, it is expected that the Project will create approximately 56-67 full-time and part-time jobs with an annual payroll of about \$1,914,286.00.

B. FINANCIAL BENEFIT TO THE COMMUNITY

Ad Valorem Tax Increases
 The construction and development of the Project will generate significant increases in ad valorem tax revenues for the County and the School District. The following are estimates of new ad valorem tax revenues expected to be generated by the development.

AD VALOREM TAXES

<u>Entity</u>	<u>Current Tax</u>	<u>Taxes After Improvements</u>	<u>Total Increase</u>
County (55.09 mils)			
Real and Personal Property	\$444.13	\$376,373.05	\$375,928.92
Taxes After Improvements			
<u>Entity</u>	<u>Current Tax</u>	<u>Taxes After Improvements</u>	<u>Total Increase</u>
School District (59.02 mils)			
Real and Personal Property	\$691.81	\$576,232.11	\$575,540.30

The ad valorem real and personal property revenue projections were provided to the County with the assistance of Angeline Development #1, LLC.

**ARTICLE IV
 THE OBJECTIVE OF THE TAX INCREMENT FINANCING PLAN**

The primary objective of the TIF Plan is to serve the public convenience and necessity by participating in the *Angeline By The Lake Community Project, Madison County, Mississippi 2012*. The TIF Plan will provide financing to serve the *Angeline By The Lake Community Project, Madison County, Mississippi 2012*. The public infrastructure improvements will be constructed in accordance with standards, codes, and ordinances of the County.

The improvements will provide for the health and welfare of the public by providing for safe and adequate parking, access, utilities, which may include electrical, water, gas, sanitary sewer systems, and drainage systems. The area will also be landscaped.

President's Initials: _____

Date Signed: _____

ARTICLE V
A STATEMENT INDICATING THE NEED AND PROPOSED USE OF
THE TAX INCREMENT FINANCING PLAN IN RELATIONSHIP
TO THE REDEVELOPMENT PLAN

The proposed use of the Tax Increment Financing Plan is to provide a financing mechanism for the construction of public infrastructure improvements in support of *Angeline By The Lake Community Project, Madison County, Mississippi 2012* and other improvements necessary to serve the public that will utilize the induced development.

ARTICLE VI
A STATEMENT CONTAINING THE COST ESTIMATE OF THE REDEVELOPMENT
PROJECT, PROJECTED SOURCES OF REVENUE TO MEET THE COSTS, AND TOTAL
AMOUNT OF INDEBTEDNESS TO BE INCURRED

A. COST ESTIMATE OF REDEVELOPMENT PROJECT

The development of the Project will represent a private investment in excess of Seventy Seven-Million, Nine-Hundred Forty Thousand Dollars (\$77,940,000). As set forth in the Preamble of this TIF Plan, this TIF Plan will be an undertaking of Madison County, whereby the County is the primary party in interest in carrying the Project forward. The County is to issue bonds or notes as authorized in the Preamble of this TIF Plan, in one or more series, in an amount not to exceed THREE-MILLION DOLLARS (\$3,000,000). The funds will be used to pay the cost of construction of various public infrastructure improvements in connection with the Project, including, but not limited to, installation of utilities such as water, sanitary sewer, and natural gas lines; relocation of utilities; installation and relocation of electrical services; installation of storm drainage; construction of roadways with curb and gutter, parking, sidewalks; installation of traffic signalization and signage; grading; lighting and landscaping of rights-of-way; capitalized interest; other related expenses such as engineering; TIF Plan preparation fees; other incidental costs; and other related professional fees. The construction of the aforementioned improvements will be undertaken to provide for the public convenience, health, and welfare. A more detailed scope of work, including budgets will be identified in a development agreement and/or security and reimbursement agreement with Angeline Development #1, LLC, and Madison County, Mississippi.

Proceeds of the Bonds or Notes may also be used to fund capitalized interest and/or a debt service reserve fund as may be permitted under Section 21-45-1, *et seq.*, Mississippi Code of 1972, as amended.

B. PROJECTED SOURCES OF REVENUE TO MEET COSTS

Angeline Development #1, LLC will secure financing for the private investment. The County will pledge up to fifty percent (50%) of the ad valorem tax increases from the real and personal property generated in the TIF District to finance the Tax Increment Financing Bonds. If deemed necessary and appropriate, the County may require additional security from the Developer of the Project generated in the TIF District.

C. TOTAL AMOUNT OF INDEBTEDNESS TO BE INCURRED

As provided in the Preamble of this TIF Plan, the County will issue up to THREE-MILLION DOLLARS (\$3,000,000) in TIF Bonds or Notes, in one or more series, which will be secured by the County with the pledge of up to fifty percent (50%) of the incremental increases in ad valorem real and personal property taxes generated by development in the TIF District. If deemed necessary and appropriate, the County may require additional security from the development of the Project. *Tax Increment Redevelopment Plan, July 2004, (or as amended) Madison County, Mississippi, and Tax Increment Financing Plan, Angeline By The Lake Community Project, Madison County, Mississippi 2012*, shall be an undertaking by the County including, but not necessarily limited to, the issuance of Bonds or Notes to provide funds to defray the cost of the improvements.

It is expected that Bonds or Notes for the development can be obtained at an annual interest rate of not more than five percent (5%) for up to fifteen (15) year tax increment debt obligations. Annual principal and interest payments are estimated to be up to approximately \$150,371 assuming the 5% rate and tax increment obligations over a period of up to fifteen (15) years.

The increase in ad valorem real and personal property tax revenues to be generated for the County resulting from construction and development of *Angeline By The Lake Community Project, Madison County, Mississippi 2012* are estimated to be \$375,928.72. It is requested that up to fifty percent (50%) of the increased ad valorem real and personal property taxes generated by the Project in the TIF District of the County be pledged to the payment of the tax increment debt obligations. The only

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obligations of the County with respect to the payment of the debt obligations will be the pledge of the increased ad valorem real and personal property tax revenues of the County within the TIF District and generated from the development of the property identified in Exhibit A and Exhibit B attached hereto. If deemed necessary and appropriate, the County may require additional security from the developers of the project generated from the Project within the TIF District.

Of the total estimated principal and interest payments of \$150,371, the County will pledge up to fifty percent (50%) of the added increments of ad valorem taxation on the real and personal property generated by the construction and development in the TIF District to service the debt. Any surplus will be deposited in the general funds of the County to be used for any lawful purpose.

Bonds or notes will be issued in one or more series proportionate with the level of ad valorem taxes generated within the TIF District in amounts and percentages to be defined in the development agreements and/or the security and reimbursement agreements between Angeline Development #1, LLC and Madison County. If deemed necessary and appropriate, the County may require additional security from the Developer of the Project.

The amount of bonds, the timing of the issuance, and the percentage of debt service to be repaid by the County shall be determined pursuant to further proceedings of the County.

**ARTICLE VII
REAL PROPERTY TO BE INCLUDED IN TAX INCREMENT FINANCING PLAN**

The real property to be included in this TIF Plan from which the ad valorem real and personal property tax revenues will be generated to finance the bonds will be the approximately 161+ acre tract consisting of the *Angeline By The Lake Community Project, Madison County, Mississippi 2012* property (see Exhibit A & B).

**ARTICLE VIII
DURATION OF THE TAX INCREMENT FINANCING PLAN'S EXISTENCE**

The duration of the *Tax Increment Financing Plan, Angeline By The Lake Community Project, Madison County, Mississippi 2012*, will not exceed twenty (20) years.

**ARTICLE IX
ESTIMATED IMPACT OF TAX INCREMENT FINANCING PLAN UPON THE REVENUES
OF ALL TAXING JURISDICTIONS IN WHICH A REDEVELOPMENT PROJECT IS
LOCATED**

Ad Valorem Tax Increases

The construction and development of the Project will generate significant increases in ad valorem tax revenues for the County and the School District. The following are estimates of new ad valorem tax revenues expected to be generated by the development.

AD VALOREM TAXES

<u>Entity</u>	<u>Current Tax</u>	<u>Taxes After Improvements</u>	<u>Taxes After Total Increase</u>
County (35.63 mils)			
Real and Personal Property	\$444.13	\$376,373.05	\$375,928.92
<u>Entity</u>	<u>Current Tax</u>	<u>Taxes After Improvements</u>	<u>Taxes After Total Increase</u>
School District (54.55 mils)			
Real and Personal Property	\$691.81	\$576,232.11	\$575,540.30

The ad valorem real and personal property revenue projections were provided to the County with the assistance of Angeline Development #1, LLC.

Retail Sales

It is expected that the total retail sales from the development could reach approximately \$0,000,000 annually. Retail sales taxes for the State of Mississippi are anticipated to total approximately \$0,000,000.

President's Initials: _____

Date Signed: _____

RETAIL SALES TAXES

State of Mississippi

Estimated Sales

\$ TBD

Retail Sales Tax

\$ TBD

ARTICLE X

A STATEMENT REQUIRING THAT A SEPARATE FUND BE ESTABLISHED TO RECEIVE THE ADDED INCREMENTS OF AD VALOREM TAXES AND THE PROCEEDS OF ANY OTHER FINANCING ASSISTANCE

A separate fund entitled “**Tax Increment Financing Fund, Angeline By The Lake Community Project, Madison County, Mississippi 2012**” shall be established by the County to receive real and personal property ad valorem taxes and the proceeds of any other financial assistance received in connection with this Tax Increment Financing Plan.

ARTICLE XI

THE GOVERNING BODY SHALL BY RESOLUTION, FROM TIME TO TIME, DETERMINE (i) THE DIVISION OF AD VALOREM TAX RECEIPTS, IF ANY, THAT MAY BE USED TO PAY FOR THE COST OF ALL OR ANY PART OF A REDEVELOPMENT PROJECT; (ii) THE DURATION OF TIME IN WHICH SUCH TAXES MAY BE USED FOR SUCH PURPOSES; (iii) IF THE GOVERNING BODY SHALL ISSUE BONDS FOR SUCH REDEVELOPMENT PROJECT; AND (iv) SUCH OTHER RESTRICTIONS, RULES AND REGULATIONS AS IN THE SOLE DISCRETION OF THE GOVERNING BODY OF THE COUNTY SHALL BE NECESSARY IN ORDER TO PROMOTE AND PROTECT THE PUBLIC INTEREST.

Through the adoption of the *Tax Increment Financing Plan, Angeline By The Lake Community Project, Madison County, Mississippi 2012*, the Governing Body of the County acknowledges the above and shall adopt the necessary resolutions when deemed necessary and appropriate.

**ARTICLE XII
PLAN OF FINANCING**

The TIF Plan provides for the County, acting on behalf of itself, to issue the TIF Revenue Bonds or Notes, in one or more series, which will be secured by the County with the pledge of up to fifty percent (50%) of the incremental increases in real and personal property ad valorem taxes, generated by the Project lying in the 161± acre tract of land, which comprises the TIF District established by this TIF Plan. If deemed necessary and appropriate, the County may require additional security from the Developer of the Project.

Such decision on the most advantageous method for the County to incur the debt will be made pursuant to further proceedings of the County.

The Project may be funded in whole or in part through the following source: Tax Increment Financing Revenue Bonds issued in one or more series in an amount not to exceed THREE-MILLION DOLLARS (\$3,000,000) by the County issued pursuant to the TIF Plan, Section 21-45-1, *et seq.*, Mississippi Code of 1972, as amended (the “TIF Act”).

The amount of bonds, the timing of the issuance, and the percentage of debt service to be repaid by the County shall be determined pursuant to further proceedings of the County.

EXHIBIT A TO TIF PLAN

LEGAL DESCRIPTION

(to this Plan, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes)

President’s Initials: _____

Date Signed: _____

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EXHIBIT B TO TIF PLAN

SURVEY MAP

(to this Plan, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes)

In re: Approval of Consent Agenda Items

WHEREAS, Board President John Bell Crosby 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 (32) 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, County Administrator requested that Item (33) be added to the Consent Agenda, and as "Approve Awarding the CDBG Public Facilities Project," and

WHEREAS, Chancery Clerk Arthur Johnston further requested the Board add three (3) additional personnel items to Item (24); Substitute the Memorandum from Purchase Clerk Hardy Crunk to Item (21); and Remove Mr. James Leach from Item (9),

Therefore, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to take the following actions on the Consent Agenda:

- 3. Acknowledge October 2012 Monthly Report - Road Department.**
(A true and correct copy of the October 2012 Monthly Road Department Report submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
- 4. Acknowledge October 2012 Closed Call Analysis - Road Department.**
(A true and correct copy of the October 2012 Closed Call Analysis submitted by the County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
- 5. Acknowledge November 2012 Service Call Schedule Report - Road Department.**
(A true and correct copy of the November 2012 Road Department Service Call Schedule submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
- 6. Approve Location and Installation of Culvert Placements.**
(A true and correct copy of a spreadsheet containing dates and locations of the placement of culverts for protection of county right of way is attached hereto as Exhibit B, spread hereupon and incorporated herein by reference.)
- 7. Acknowledge Legal Holidays - Monday, November 12, 2012, Armistice Day (Veterans Day). All county offices and courthouses are authorized to close on said dates.**
- 8. Acknowledge Legal Holidays -Thursday and Friday, November 22 - 23, 2012, Thanksgiving Day; Monday and Tuesday, December 24 - 25, 2012, Christmas Day; and Monday and Tuesday, December 31, 2012 through January 1, 2013, New Year's Day. All county offices and courthouses are authorized to close on said dates.**
- 9. Approve Notices to Renew Residential Lease Contracts on 16th Section Property.**
(A true and correct copy of those certain Notices to Renew Residential Lease Contract to Joel f. shows and wife, Angela P. Shows on Lot 21, Madison Village Estates (Revised)

President's Initials: _____

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Subdivision; Marvin B. Werkheiser and wife, Melissa S. Werkheiser on Lot 66, Sherbourne Subdivision, Part 2; Brian Roundtree and wife, Shannon Roundtree, Lot 16, Livingston Subdivision, Part 1 may be found in the Miscellaneous Appendix to these Minutes. The lease of James Douglas Leach , Lot 5, Madison Oaks Subdivision, Part 1 was not approved for renewal.)

10. **Authorize Chancery Clerk to Advertise for County Depository Bids from all Financial Institutions in Madison County, Mississippi Desiring to Qualify for the Privilege of Keeping County Funds in their Respective Banks in Accordance with 27-105-305 of the Mississippi Code of 1972, as amended.**
11. **Declare the 2012 Tax Sale of Parcel 103F-13-006/27.00 as Void.**
(A true and correct copy of that certain memorandum dated November 5, 2012 from Chancery Clerk Arthur Johnston requesting the Board void the 2012 tax sale for ad valorem taxes of parcel # 103F-13-006/27.00 and issue refund to the purchaser is attached hereto as Exhibit C, spread hereupon and incorporated herein by reference.)
12. **Declare the 2012 Tax Sale of Numerous Parcels as Void.**
(A true and correct copy of that explanatory memorandum dated October 19, 2012 from Chancery Clerk Arthur Johnston along with its spreadsheet attachment requesting the Board void the 2012 tax sale for ad valorem taxes of those certain parcels on said spreadsheet due to the way the calendar fell this year with regards to the maturity of the 2010 Tax Sale, is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference.)
13. **Authorize Chancery Clerk Arthur Johnston and Zoning Administrator Brad Sellers to Attend the Mississippi Development Authority's 2012 Asset Development Annual Meeting in Tunica, Mississippi, November 7 - 9, 2012; and Approve Travel, Overnight Accommodation, and Registration Expenses Related Thereto and Authorize Reimbursement Thereof Upon Submission of Appropriate Receipts and Mileage Documentation, with Mileage to be reimbursed at the Rate of \$.555 per mile.**
14. **Acknowledge Distribution of Cash and Aging of Accounts Report from Justice Court.**
(A true and correct copy of that certain memorandum dated October 16, 2012 from Justice Court Clerk Susan McCarty and its attachments may be found in the Miscellaneous Appendix to these Minutes.)
15. **Approve Central Mississippi Planning & Development District Contract.**
(A true and correct copy of which is attached hereto as Exhibit E, spread hereupon and incorporated herein by reference, for services related to the 2012 DRA Emergency awarded to West Madison Utility District.)
16. **Approve Central Mississippi Planning & Development District Contract.**
(A true and correct copy of which is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference, for services related to the 2012 CDBG Public Facility awarded to West Madison Utility District.)
17. **Authorize Tax Collector to Close Account.**
(Tax Collector Kay Pace is hereby authorized to close the account of prior Tax Collector Johnette Stone pursuant to that certain memorandum dated December 14, 2010 listing outstanding uncashed checks from said account, a true and correct copy of which is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference, and she is hereby directed to transfer all such funds to the Chancery Clerk for deposit to the County General Fund.)

President's Initials: _____

Date Signed: _____

- 18. Acknowledge Receipt of Certificate of Recapitulation and Order of the Department of Revenue Pertaining to the 2012 Real/Personal Assessments Rolls.**
(A true and correct copy of said Certificate and Order is attached hereto Exhibit H, spread hereupon and incorporated herein by reference. The Chancery Clerk is hereby directed to inform the Tax Assessor and Tax Collector of the approval of the rolls by the Department of Revenue and direct the collection of taxes forthwith.)
- 19. Acknowledge One Mill Levy Order from the Mississippi Department of Revenue.**
(A true and correct copy of that certain correspondence dated October 25, 2012 from the Mississippi Department of Revenue reflecting that the County has complied with the criteria set forth in Miss. Code Ann. §27-39-329(2)(b) and authorizing the County to expend the avails of the one mill levy is attached as Exhibit I, spread hereupon and incorporated herein by reference.)
- 20. Acknowledge 2012 Public Utility Roll.**
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.)
- 21. Authorize Auctioning of Certain Vehicles.**
(A true and correct copy of that certain memorandum dated September 20, 2012 from County Purchase Clerk Hardy Crunk requesting permission to sell certain surplus vehicles at auction is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference.)
- 22. Approve Monthly Credit Card Report - General County.**
(A true and correct copy of that certain memorandum dated October 26, 2012 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit K, spread hereupon and incorporated herein by reference.)
- 23. Approve Monthly Credit Card Report - Sheriff's Department.**
(A true and correct copy of that certain memorandum dated October 26, 2012 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit L, spread hereupon and incorporated herein by reference.)
- 24. Acknowledge and Approve Personnel Matters - Comptroller, Detention Center, and Sheriff's Department.**
(True and correct copies of those certain memoranda from the Comptroller, Detention Center and Sheriff's Department setting forth certain changes and/or additions in personnel are attached hereto as Collective Exhibit M, spread hereupon and incorporated herein by reference. A true and correct copy of that certain memorandum dated November 5, 2012 from Comptroller Shelton Vance for pay adjustment for certain employees is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference.)
- 25. Approve Utility Permits.** The following permits allowing use and occupancy for the construction or adjustment of a utility within certain roads or highway rights of way was and is hereby approved, and the application for the same is attached hereto as Collective Exhibit O, spread hereupon, and incorporated herein by reference:
- (1) AT&T - seeking to replace existing buried service wire along Moss Road.
 - (2) Telepak Networks - seeking to place (1) 1.25" HDPE fiber optic cable along Robinson Springs Road.
 - (3) AT&T - seeking to bore approximately 1500 feet of fiber cable along Catlett Road.
 - (4) Comcast Cable - seeking to place underground CATV by means of trenching and boring along Ashbrook Boulevard and Mary Lekigh Way.
 - (5) AT&T - seeking to bore approximately 1000 feet of fiber cable along Parkway East.

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- (6) AT&T - seeking to place a new cable route along Yandell Road and Clarkdell Road.
 - (7) Bear Creek Water Association - seeking to install a new 8-inch PVC sewer line along Gluckstadt Road.
26. **Approve *En Masse* Petition for Reduction of Assessments of Real Property for the 2012 Tax Year.**
(A true and correct copy of said Petition and its spreadsheet attachment is attached hereto as Collective Exhibit P, spread hereupon and incorporated herein by reference.)
 27. **Approve Petition for Increase of Assessments of Real Property for Various Tax Years as Accepted by Tax Payer.**
(True and correct copies of said Petitions along with a true and correct copies of its spreadsheet attachment are attached hereto as Collective Exhibit Q, spread hereupon and incorporated herein by reference.)
 28. **Approve Amended Homestead Applications - 2012 Tax Year.**
(True and correct copies of that certain memoranda dated October 29, 2012 and October 30, 2012 from Homestead Director Emily Anderson is attached hereto as Collective Exhibit R, spread hereupon and incorporated herein by reference.)
 29. **Approve Petition for Increase of Assessments of Personal Property for 2012 Tax Year as Accepted by Tax Payer.**
(A true and correct copy of said Petition along with a true and correct copies of its spreadsheet attachment are attached hereto as Collective Exhibit S, spread hereupon and incorporated herein by reference.)
 30. **Approve *En Masse* Petition for Reduction of Assessments of Personal Property for the 2012 Tax Year.**
(A true and correct copy of said Petition and its spreadsheet attachment is attached hereto as Collective Exhibit T, spread hereupon and incorporated herein by reference.)
 31. **Approve Damage Claim Reimbursement - David Ammons**
(A true and correct copy of that certain explanatory memorandum dated October 30, 2012 from E911 Director Butch Hammack recommending the Board approve the reimbursement of claim for damages in the amount of \$385.37 to Mr. David Ammons is attached hereto as Exhibit U, spread hereupon and incorporated herein by reference.)
 32. **Approve Zoning Matter -Michael D. and Jane C. Jones Petition for Variance to Rear Setback.**
(A true and correct copy of the petition of Michael D. and Jane C. Jones seeking variance to a 25 foot rear setback of Lot 18, Links III of Lake Caroline may be found in the Miscellaneous Appendix to these Minutes.)
 33. **Approve Awarding Administrative, Engineering, and Appraisal Services for the CDBG Public Facilities Project - West Madison Utility District.**
(A true and correct copy of that certain recommendation awarding the Administrative services to Sample & Hicks Associates, Inc.; Engineering services to Warnock & Associates, LLC; and Appraisal services to Mr. Alfred Clark is attached hereto as Exhibit V, spread hereupon and incorporated herein by reference.)

The vote on the matter being as follows:

Supervisor John Bell Crosby	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 each item was and is hereby approved, ratified, adopted and authorized as described herein above.

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

***In re: Request to Expand Surface Mining Site -
Martin Meadowlands***

WHEREAS, Zoning Administrator Brad Sellers appeared before the Board and presented a request from Mr. Mike McKenzie of WGK, Inc. on behalf of Martin Meadowlands seeking permission to expand the current surface mining site currently being operated by said firm, and

WHEREAS, Mr. Sellers reported that said site is located just south of Stout Road and west of the new Calhoun Station Parkway on approximately forty-four (44) acres with the proposed expansion being east of Calhoun Station Parkway and adding an additional twenty (20) acres, and

WHEREAS, Mr. Sellers further reported that the proposed expansion will continue to serve the Mississippi Department of Transportation project for improvements to I-55 between Madison and Ridgeland, and

WHEREAS, a true and correct copy of that certain explanatory memorandum from Mr. McKenzie and other supporting documents may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to approve said request to allow for the expansion of said mining site with the excavated material to be used for the I-55 project only. The vote on the manner 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 request was and is hereby approved subject to materials being used for the I-55 project only.

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

***In re: Approval to Disburse E911 Funds to Purchase
Radios - Holmes Community College***

WHEREAS, Emergency Management/E911 Director Butch Hammack appeared before the Board and presented a request from Chief Jeffrey Johns of Holmes Community College requesting funds from E911 in the amount of \$5,000.00 to purchase handheld radios for use by the College police, 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. Ronny Lott did second a motion to approve said request and authorize Chancery Clerk Arthur Johnston to issue a pay warrant in the amount of \$5,000.00 unto Holmes Community College for the purpose of purchase said radios. The vote on the manner being as follows:

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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 request was and is hereby approved and the Chancery Clerk was and is hereby authorized to issue a pay warrant accordingly.

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

In re: Approval of Contract Between Madison County and Ozborn Communications

WHEREAS, Emergency Management/E911 Director Butch Hammack appeared before the Board and requested the Board approve the contract between Madison County and Ozborn Communications for programming and modification of two-way radio equipment to remain in compliance with FCC mandated narrowband, and

WHEREAS, a true and correct copy of which is attached hereto as Exhibit X, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to approve said contract and to authorize the Board President to execute same. The vote on the manner 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 and the Board President was and is hereby authorized.

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

In re: Acknowledge Board Orders and Letters of Acceptance for LSBP 45(7) - Hart Road Project and LSBP 45(13) - Petrified Forest Road Project

WHEREAS, State Aid/LSBP Engineer Rudy Warnock appeared before the Board and requested the Board adopt and enter that certain "Order of the Board of Supervisors of Madison County Accepting the Contract for Local System Bridge Program Project No. LSBP 45(7), a true and correct copy of which is attached hereto as Exhibit Y, spread hereupon and incorporated herein by reference, on the Hart Road Project, and to acknowledge the letter of acceptance for said project, a true and correct copy of which is attached hereto as Exhibit Z, and

WHEREAS, Mr. Warnock also presented that certain "Order of the Board of Supervisors of Madison County Accepting the Contract for Local System Bridge Program Project No. LSBP 45(13), a true and correct copy of which is attached hereto as Exhibit AA, spread hereupon and incorporated herein by reference on the Petrified Forest Road Project and to acknowledge the letter of acceptance for said project, a true and correct copy of which is attached hereto as Exhibit BB, and

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WHEREAS, Mr. Warnock reported that said Orders are hereby releasing the contractors from further maintenance responsibilities under the contract,

Following discussion, Mr. Ronny Lott did offer and Mr. Paul Griffin did second a motion to adopt and enter the aforesaid Orders and acknowledge the letters of acceptance and 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 Orders were and are hereby adopted and entered and the letters of acceptance were and are hereby acknowledged and the Board President was and is hereby authorized.

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

In re: Discussion of Hart Road and Moss Road Bridge

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and requested the Board authorize Purchase Clerk Hardy Crunk to issue purchase orders in an amount not the exceed \$35,000.00 for the purpose of tying in Hart Road and Moss Road bridge,

Following discussion, Mr. Paul Griffin did offer and Mr. Karl M. Banks did second a motion to authorize Purchase Clerk Hardy Crunk to issue purchase orders in an amount not to exceed \$35,000.00 for the purpose of tying in Hart Road and Moss Road bridge. The vote on the matter was:

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. Crunk was and is hereby so authorized.

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

***In re: Acknowledgment of Cost Estimate -
Madison County Medical Center Hospital***

WHEREAS, County Administrator David Overby appeared before the Board and presented that certain memorandum dated October 11, 2012 detailing the cost related to the renovation of the "old" Madison County Medical Center hospital, a true and correct copy of which is attached hereto as Exhibit CC, spread hereupon, and incorporated herein by reference, and

Following discussion, Mr. Gerald Steen did offer and Mr. Karl M. Banks did second a motion to acknowledge receipt of said cost estimate and a memorandum related thereto. The vote on the matter being as follows:

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Date Signed: _____

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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 cost estimate was and is hereby acknowledged.

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

In re: Discussion of Interlocal Agreement with City of Madison - Northbay Subdivision Streets Project

WHEREAS, County Administrator David Overby appeared before the Board and requested the Board approve an Interlocal Agreement with the City of Madison for improvements of certain streets in the Northbay Subdivision, a true and correct copy of which is attached hereto as Exhibit DD, spread hereupon, and incorporated herein by reference, and

WHEREAS, Mr. Overby pointed out that the agreement was for the milling and resurfacing of Northbay Court, Moss Woods Drive, Moss Woods Place, Moss Woods Cove and portions of Northbay Drive and Foxchase Drive in the City of Madison, and

Following discussion, Mr. John Bell Crosby did offer and Mr. Gerald Steen did second a motion to approve said Interlocal Agreement and to also include Spotted Acres which will make the maximum contribution at a cost of \$116,500.00 and 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 Interlocal Agreement was and is hereby approved and the Board President was and is hereby authorized.

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

In re: Discussion to Amend Road Plan 2013 Road Plan (Amendment to 2012 Road Plan)

Following discussion, Mr. Gerald Steen did offer and Mr. Paul Griffin did second a motion to amend the county's 2013 Road Plan (Amendment to 2012 Road Plan) so as to provide for the overlaying and striping of Old Agency Road in an amount not to exceed \$140,000.00 but to provide that, since said Road is a thoroughfare, no one-half (1/2) match contribution from the municipality would be required. 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 Road Plan was and is hereby amended accordingly.

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

President's Initials: _____

Date Signed: _____

In re: Approval of Interlocal Agreement with City of Ridgeland - Old Agency Road Project

WHEREAS, County Administrator David Overby appeared before the Board and requested the Board approve an Interlocal Agreement with the City of Ridgeland for improvements to Old Agency Road, a true and correct copy of which is attached hereto as Exhibit EE, spread hereupon, and incorporated herein by reference, and

WHEREAS, Mr. Overby pointed out that the agreement was for improvements such as overlaying and striping from Whippoorwill Lane to Livingston Road, and

Following discussion, Mr. Gerald Steen did offer and Mr. Karl M. Banks did second a motion to approve said Interlocal Agreement and 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 Interlocal Agreement was and is hereby approved and the Board President was and is hereby authorized.

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

In re: Authorization of County Engineer to Inspect Residential Construction Infrastructure

WHEREAS, County Administrator David Overby appeared before the Board and requested the Board authorize County Engineer Rudy Warnock to begin inspecting residential construction infrastructure,

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to authorize County Engineer Rudy Warnock and/or his employees, under and pursuant to his General Services contract with the county, to perform inspections on residential construction infrastructure as needed and as requested by County Zoning Administrator Brad Sellers during the absence of Zoning employee Scott Weeks. 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. Warnock was and is hereby so authorized.

SO ORDERED this the 5th day of November, 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 November 5, 2012," a true and correct copy of which is attached hereto as Exhibit FF, spread hereupon and incorporated herein by reference, and

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Following discussion, Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to approve said budget amendments and interfund transfers. 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 and interfund transfers were and are hereby approved.

SO ORDERED this 5th day of November, 2012.

In re: Approval of Claims Docket for November 5, October 24 and 29, 2012

WHEREAS, the Board reviewed the claims docket for November 5, October 24 and 29, 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 November 5, 2012:

Fund	Claim Nos.	No. of Claims	Amount
001	163-302	140	\$518,464.58
012	14-23	10	\$17,120.32
014	1-11	1	\$25,058.40
015	5-9	5	\$186,610.81
095	3-4	2	\$10,211.45
097	14-15	2	\$18,959.77
105	15-32	18	\$56,144.30
108	1-1	1	\$1,564.00
114	1-2	2	\$10,998.28
115	7-11	5	\$12,842.70
116	4-6	3	\$995.49
120	5-6	2	\$517.61
121	2-4	3	\$170.72
150	52-70,72-100	48	\$129,832.96
160	9-12	4	\$20,635.77
190	3-8	6	\$3,988.76
191	7-11	5	\$512.52
226	1-4	4	\$245,658.33
306	2-2	1	\$2,039.87
401	3-3	1	\$13,423.65
402	2-2	1	\$4,860.00
690	3-4	2	\$13,111.02
691	3-4	2	\$13,093.24
Totals		268	\$1,306,814.55

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HELD CLAIMS

All those certain claims of Fleetcor Technologies as set forth on that certain document attached hereto as Exhibit GG, 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. Paul Griffin did second a motion to approve the claims docket as presented, less and except the above noted held claims and to further add three (3) items to the claims docket for payment being the invoices of Blue Cross Blue Shield in the amount of \$104,169.03; MAGI in the amount of \$300.00; and Narcotics Unit in the amount of \$1,390.00. Said motion directed that invoice numbers should be attached to each claim on the claims docket and further directed the Chancery Clerk to publish the Summary of Claims as required by law and to authorize the Board President to sign and approve the Claims Docket, a copy of which may be found in the Miscellaneous Appendix to these Minutes together with a separate Resolution approving payment of said claims, which Resolution is attached hereto as Exhibit HH, 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 5th day of November, 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 ²
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried by unanimous vote of those present and said Held Claims were and are hereby approved, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

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

In re: Discussion of Road Projects to be Funded as a Part of the County's Settlement Agreement with the Mississippi Department of Transportation

Following discussion, Mr. Ronny Lott did offer and Mr. John Bell Crosby did second a motion to amend the previous vote taken on October 15, 2012 (which may be found at page 15 of 18 of the Minutes of said date and which authorized and directed the allocation of \$2 million to the Madison Avenue project instead of the Hoy Road project) so as to redirect and reallocate said

²Prior 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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funds to the Hoy Road, Phase 2 project for construction purposes only and to enter into a Memorandum of Understanding with the City of Madison to be structured in a manner similar to that which presently exists between the county and the City of Ridgeland associated with the Lake Harbour Reconstruction Project. 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 distribution of the \$2 million previously allocated to the Madison Avenue project was and is hereby re-distributed and re-allocated to the Hoy Road, Phase 2 project.

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

In re: Authorization of County Engineer to Approve Certain Requisitions

Mr. Gerald Steen did offer and Mr. Ronny Lott did second a motion to direct and require that County Engineer Rudy Warnock, pursuant to his General Services Contract, review and approve any and all requisitions of clay gravel in excess of 500 cubic yards and asphalt over 100 tons in to the issuance of purchase orders for the 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 Mr. Warnock was and is so directed and required.

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

In re: Acknowledgment of Donation to Sheriff's Department

WHEREAS, Sheriff Randy Tucker appeared before the Board and requested the Board acknowledge certain items donated by Wal-Mart to the Sheriff's Department, a true and correct copy of which is attached hereto as Exhibit II, spread hereupon and incorporated herein by reference, and

WHEREAS, Sheriff Tucker further requested the Board re-appoint Deputy Cline Wyman as Arson Investigator for Madison County, and

WHEREAS, Sheriff Tucker also requested the Board authorize the Board President to execute that certain invoice to MDOC in the amount of \$9,777.89 for housing prisoners,

Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to (1) acknowledge the donation from Wal Mart, (2) approve the re-appointment of Mr. Wyman as Arson Investigator, and (3) authorize the Board President to execute said invoice. The vote on the matter being as follows:

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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 donation was and is hereby acknowledged; Mr. Wyman was and is hereby re-appointed; and the Board President was and is hereby authorized.

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

***In re: Discussion of Heavy Hauling Along Hardy Road
Request of Mr. George Smothers***

WHEREAS, Mr. George Smothers appeared before the Board and requested permission to haul an additional 400-500 loads of dirt to certain property located on Hardy Road, and

WHEREAS, County Engineer Rudy Warnock reported that he had inspected said road and requested the Board require Mr. Smothers to post a bond sufficient to cover the damage made to the road due to the heavy hauling,

Following discussion, Mr. Gerald Steen did offer and Mr. Karl M. Banks did second a motion to allow hauling contingent on Mr. Smothers or someone on his behalf posting a bond in the amount of \$30,000.00 with the Chancery Clerk as a condition precedent to allowing him to continue such hauling operations. 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 request was and is hereby approved with the aforementioned proviso.

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

In re: Discussion of the South Madison County Annex Building

WHEREAS, Tax Assessor Gerald Barber appeared before the Board and requested the Board's consideration to enter into an Agreement with Community Trust Bank to purchase that certain property belonging to Community Trust Bank at 344 Highway 51 in exchange for the current South Madison County Annex Building, and

WHEREAS, a true and correct copy of that certain explanatory memorandum dated November 5, 2012 from Mr. Barber may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to authorize Mr. Barber, Board President John Bell Crosby and Board Attorney Mike Espy to (1) review the terms of the proposed contract with Community Trust Bank to determine the most appropriate legal method for facilitating the sale of the South Madison County Annex building and the purchase of the Community Trust Bank building, to prepare a contract to sell the South Madison County Annex building and purchase the Community Trust Bank building with an not to exceed purchase price of \$1,852,100.00 and present the terms and conditions thereof at a future meeting of the Board of Supervisors. The vote on the matter being as follows:

President's Initials: _____

Date Signed: _____

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

the matter carried by a majority vote (3-2) of the Board and Mr. Barber, Mr. Crosby, and Mr. Espy were and are hereby authorized.

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

In re: Appointment of Cornelius Bacon as Interim Road Manager

Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to appoint Cornelius Bacon as Interim Road Manager due to the medical absence of Lawrence Morris and to set the salary of Mr. Bacon in the same amount and with the same benefits as that paid to Mr. Morris effective immediately. 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. Bacon was and is hereby appointed as Interim Road Manager and his salary was and is hereby adjusted accordingly.

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

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Gerald Steen and seconded by Supervisor Ronny Lott and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Monday, November 12, 2012 at 9:00 a.m. in the 14th Floor Conference Room of the law offices of Butler, Snow O'Mara, Stevens and Cannada, 1020 Highland Colony Parkway, Suite 1400, Ridgeland, Mississippi for purposes of hearing presentations from representatives of Tamerica Management Company, the Madison County Economic Development Authority, the Madison County Foundation, and the Madison County Business League, and others regarding a strategic plan for Madison County, and for purposes of participating in discussions related thereto, as well as any other business which may properly come before the Board.

John Bell Crosby, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____