



*Lynn Fitch*  
**ATTORNEY GENERAL**  
OPINIONS

May 20, 2020

Hon. Ronny Lott  
Chancery Clerk of Madison County  
Post Office Box 404  
146 West Center Street  
Canton, Mississippi 39046

Re: Return of Interlocal Cooperation Agreement between Madison County, the City of Madison, and the City of Ridgeland for the Implementation of Household Hazardous Waste Day

Dear Mr. Lott:

Reference is hereby made to the March 12, 2020 submission of the Interlocal Agreement between and among Madison County, the City of Madison and the City of Ridgeland for the implementation of a household hazardous waste day and to that email correspondence regarding the same dated May 11, 2020, a copy of which is enclosed for your review and convenience.

We are returning herewith the submitted Interlocal Agreement as we are unable to approve the same as is required by Miss. Code Ann. Section 17-3-11(1) for two primary reasons. First, it is our understanding from a conversation with Deputy Clerk Cynthia Parker that, it is the intent of the participating governing authorities to move the date of the hazardous waste day by reason of the COVID-19 pandemic. We anticipated a withdrawal of the proposed agreement, but we have not received written notice of withdrawal at this time.

Secondly, we have not received a copy of the Resolution or meeting minutes of the governing authorities which are parties to the agreement, which would authorize each respective entity to enter into the proposed interlocal agreement. Our receipt of the Resolution or official minutes of the respective governmental authorities is a prerequisite to the Attorney General's consideration of a proposed Interlocal Agreement.

Based upon our written notice of our inability to approve the submitted Interlocal Agreement by email correspondence dated May 11, 2020, the agreement may not be deemed as effective pursuant to Miss. Code Ann. Section 17-3-11(1).

If you should have any questions, or if we may be of any assistance to you in the future, please do not hesitate to contact us.

Sincerely,

*/s/ Kim Turner*

Kim Turner  
Assistant Attorney General  
Opinions Division Director

cc: Hon. Mike Espy