

**MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN THE SECRETARY OF STATE OF THE STATE OF MISSISSIPPI
AND MADISON COUNTY, MISSISSIPPI**

This Memorandum of Understanding, herein referred to as "MOU", is made and entered into by and between the Secretary of State of the State of Mississippi, here in referred to as "MSOS", and Madison County, Mississippi, a political subdivision of the State of Mississippi, herein referred to as "County", as of the 21st day of December, 2020.

RECITALS:

WHEREAS, on January 31, 2020, the United States Department of Health and Human Services Secretary Alex Azar declared a public health emergency for COVID-19 beginning on January 27, 2020, on March 11, 2020, the World Health Organization characterized COVID-19 as a pandemic, and on March 13, 2020, the President of the United States declared a nationwide state of emergency due to the coronavirus COVID-19 pandemic; and

WHEREAS, on March 14, 2020, pursuant to the Constitution of the State of Mississippi and Miss. Code Ann. § 33-15-11(b)(17), the Governor Tate Reeves declared that a State of Emergency exists in the State of Mississippi as a result of the outbreak of COVID-19; and

WHEREAS, on November 3, 2020, there will be an election for the President of the United States, United States Senate, United States Congressmen, County Election Commissioner, Initiative 65, Legislative Alternative to Initiative 65, Constitutional Amendment pursuant to House Concurrent Resolution 47, Design for the State flag as proposed, and various other special elections around the State; and

WHEREAS, in response to the COVID-19 pandemic and the several elections to take place on November 3, 2020, the Mississippi Legislature enacted House Bill 1789 during the 2020 Regular Session ("HB 1789"), appropriating funds to MSOS to distribute to the counties of Mississippi for the purposes contained provided within HB 1789; and

WHEREAS, HB 1789 Section 2 (1)(a) provides that Two Hundred Fifty-Four Thousand, Eight Hundred Seventy-Five Dollars (\$ 254,875.00) of the funds appropriated to MSOS are to be distributed to the board of supervisors of each county to hire an additional poll managers for each precinct based on the pro rata share of precincts in the county for election day at the cost of One Hundred Twenty-Five Dollars (\$125.00) per additional poll manager; and

WHEREAS, there are one thousand, seven hundred seventy-six (1,776) precincts in the State; and

WHEREAS, there are forty-three (43) voting precincts located within the County, and based on the pro rata share set forth in HB 1789 of an additional One Hundred Twenty-Five Dollars (\$125.00) per precinct for the hiring of additional poll managers for each, the County may receive \$10500.00 from the appropriated funds.

NOW, THEREFORE, in recognition of the foregoing, MSOS and the County hereby understand and agree as follows:

1. Disbursement of Funds. MSOS will distribute to the County monies in the amount of \$10500.00, for the purpose of hiring an additional poll manager for each of its forty-three (43) precincts, to aid in disinfecting the polling place, promoting social distancing within the polling place, facilitating potential increases in curbside voting, distributing personal protective equipment and any other issue that might arise on election day due to the COVID-19 public health emergency. The funds will be disbursed by MOS to the County in the same manner that Election Support Funds are distributed to the County by MSOS.

2. Expenditure of Funds. In accordance with HB 1789 Section 3, the County agrees that it has not and will not expend, or otherwise use for any purpose, the provided funds if the County has received reimbursement for that expenditure, or other use, from another source of funds.

3. Documentation of Expenditures. The County agrees to maintain copies of all invoices or similar documentation, such as poll manager payroll, for each expenditure of the funds provided under this MOU and will provide the maintained documents to MSOS upon payment for the purpose of MSOS certifying to the Department of Finance and Administration that each expenditure of the funds are in compliance with guidelines, guidance, rules, regulations, and/or other criteria, as may be amended from time to time, of the United States Department of the Treasury regarding the use of monies from the Coronavirus Relief Fund established by the CARES Act.

4. Application. This MOU serves as the County's application to MSOS for the funds appropriated under HB 1789 Section 2(a), as required by HB 1789 Section 2(2).

5. Amendment. This MOU may be modified or amended, but only in writing executed by each party, to reflect changes in law or requirements on either of the parties to this MOU. Nothing in this provision, however, will prevent MSOS from promulgating rules and regulations for general application in the State.

6. No Third-Party Beneficiaries. Neither this MOU, nor any of the agreements or understandings described in this MOU, shall confer, or be deemed to confer, upon any person, other than the parties hereto, any rights, remedies, obligations or liabilities whatsoever.

7. No Effect on Statutory Requirements. Nothing in this MOU or the agreements, understandings and acknowledgements memorialized in this MOU shall excuse MSOS or the County from complying with all applicable laws.

8. Venue. Any legal proceeding relating to this MOU may only be brought in the Circuit Court of Hinds County, Mississippi, and the County irrevocably consents to the jurisdiction of the Circuit Court of Hinds County, Mississippi, and waives any objection it may now or later have.

9. Remaining Funds. The County agrees if on November 15, 2020, any unexpended monies remain from the funds provided under this MOU, the County must transfer any unexpended

monies to the MSOS, that will be then transferred to the Unemployment Compensation Fund, in accordance with HB 1789 Section 2(3).

IN WITNESS THEREOF, MSOS and the County have executed this MOU on the respective dates indicated below, the County after approval by the Board of Supervisors of Madison County, Mississippi, at a meeting of the Board of Supervisors held on December 21, 2020, the Resolution approving execution of this MOU by the President of Board of Supervisors and the Chancery Clerk of the County appearing at Minute Book ____, Page _____ of the records of the Board of Supervisors of the County.

Date: _____



MICHAEL WATSON
SECRETARY OF STATE
STATE OF MISSISSIPPI

Date: _____

MADISON COUNTY,
MISSISSIPPI

(Signature)

President, Board of Supervisors

ATTEST:

Chancery Clerk

MADISON COUNTY,
MISSISSIPPI

**AMENDMENT # 1 TO
MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN THE SECRETARY OF STATE OF THE STATE OF MISSISSIPPI
AND MADISON COUNTY, MISSISSIPPI**

The document shall serve to amend the original Memorandum of Understanding between the Mississippi Secretary of State (“MSOS”) and Madison County. All terms and conditions of the Memorandum of Understanding shall remain unchanged and in full force and effect, but the following shall now be included:

NOW THEREFORE, MSOS and Madison County, by entering into this Amendment Number 1 mutually agree that the following provisions shall modify the aforementioned Memorandum of Understanding:

WHEREAS, HB 1789 Section 2 (1)(b) provides that Seven Hundred Forty-Five Thousand, One Hundred Twenty-Five Dollars (\$ 745,125.00) of the funds appropriated to MSOS are to be distributed to the board of supervisors of each county based on population for election-related purposes in accordance with the federal Coronavirus Aid, Relief, and Economic Security (“CARES”) Act and its implementing guidelines, guidance rules, regulations and/or other criteria, as may be made by the United States Department of Treasury; and

WHEREAS, the County has an estimated voting age population of 75113 and based on the pro rata share set forth in HB 1789, the County may receive \$25113.117 from the appropriated funds.

WHEREAS, in response to the COVID-19 pandemic and the several elections to take place on November 3, 2020, the Mississippi Legislature enacted House Bill 824 during the 2020 Regular Session (“HB 824”), providing that the board of supervisors of each county may, in its discretion, pay poll managers an additional amount not to exceed Fifty Dollars (\$50.00), which shall be considered additional pandemic pay, for any election occurring from July 1, 2020, through December 31, 2020; and

WHEREAS, HB 824 also provides that the board of supervisors of each county may, in its discretion, pay the election commissioners an additional amount not to exceed Fifty Dollars (\$50.00) for the performance of their duties at any election occurring from July 1, 2020, through December 31, 2020.

NOW, THEREFORE, in recognition of the foregoing, MSOS and the County hereby understand and agree as follows:

1. Authorization of Additional Pandemic Pay for Poll Managers. The Board of Supervisors has authorized, or will authorize prior to the date of the election, additional pandemic pay for poll managers at a rate of Fifty Dollars (\$50.00).

2. Authorization of Additional Pandemic Pay for Election Commissioners. The Board of Supervisors has authorized, or will authorize prior to the date of the election, additional pandemic pay for Election Commissioners at a rate of Fifty Dollars (\$50.00).

3. Number of Poll Mangers. The County will have 469 poll managers on election day, with each receiving additional pandemic pay of Fifty Dollars (\$50.00), for a total cost of \$ 23,450.00 in additional pandemic pay for Poll Managers.

4. Number of Election Commissioners. The County has five election commissioners, with each receiving additional pandemic pay of Fifty Dollars (\$50.00), for a total cost of \$250.00 in additional pandemic pay for Election Commissioners.

5. Disbursement of Funds. MSOS will distribute to the County monies in the amount of \$ 23,700.00 (\$250.00 from no. 4 plus total amount from no. 3), for the purpose of paying additional pandemic pay to Poll Managers and Election Commissioners. The funds will be disbursed by MOS to the County in the same manner that Election Support Funds are distributed to the County by MSOS.

6. Expenditure of Funds. In accordance with HB 1789 Section 3, the County agrees that it has not and will not expend, or otherwise use for any purpose, the provided funds if the County has received reimbursement for that expenditure, or other use, from another source of funds.

7. Documentation of Expenditures. The County agrees to maintain copies of all invoices or similar documentation, such as poll manager payroll, for each expenditure of the funds provided under this MOU and will provide the maintained documents to MSOS upon payment for the purpose of MSOS certifying to the Department of Finance and Administration that each expenditure of the funds are in compliance with guidelines, guidance, rules, regulations, and/or other criteria, as may be amended from time to time, of the United States Department of the Treasury regarding the use of monies from the Coronavirus Relief Fund established by the CARES Act.

8. General Terms and Conditions. The County agrees to the General Terms and Conditions of Award as required for all federal grants and subgrantees, included with this Amendment, and it is incorporated by reference as a part of this Memorandum of Understanding.

9. Remaining Funds. The County agrees if on November 15, 2020, any unexpended monies remain from the funds provided under this MOU, the County must transfer any unexpended monies to the MSOS, that will be then transferred to the Unemployment Compensation Fund, in accordance with HB 1789 Section 2(3).

IN WITNESS THEREOF, MSOS and the County have executed this MOU-AMENDMENT 1 on the respective date indicated below, the County after approval by the Board of Supervisors of (County) County, Mississippi, at a meeting of the Board of Supervisors held on December 21, 2020, the Resolution approving execution of this MOU-AMENDMENT 1 by the President of Board of Supervisors of the County appearing in the Minute Books of the Board of Supervisors of the County.

Date: _____



MICHAEL WATSON
SECRETARY OF STATE
STATE OF MISSISSIPPI

MADISON COUNTY,
MISSISSIPPI

Date: _____

(Signature)

President, Board of Supervisors

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See Attached

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Precinct	Precinct Name	Active	Polling Place	Address	Total	
					3-Nov-20	3-Nov-20
105	New Life Baptist Church	2,407	NEW LIFE BAPTIST CHURCH	NEW LIFE BAPTIST CHURCH 385 N OLD CANTON RD MADISON MS 39110	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 8
106	Northbay Bayview Clubhouse	1,037	NORTHBAY BAYVIEW CLUBHOUSE	NORTHBAY BAYVIEW CLUB HOUSE 200 BAYVIEW DR MADISON MS 39110	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 9
107	Ridgeland Recreation Center	3,206	MADISON MS 39110 RIDGELAND RECREATION CENTER	RIDGELAND RECREATION CENTER 127 OLD TRACE PARK RIDGELAND MS 39157	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 16
109	Victory Baptist Church	1,425	VICTORY BAPTIST CHURCH	420 HOY RD MADISON MS 39110	MADISON MS 39110 1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 7
111	Mark Apartments	3,119	THE MARK APTS. CLUBHOUSE	THE MARK APARTMENTS CLUBHOUSE 711 LAKE HARBOR RIDGELAND MS 39157	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 9
113	Sunnybrook Retirement Village	696	SUNNYBROOK RETIREMENT VILLAGE	248 LOCUST LN MADISON MS 39110	MADISON MS 39110 1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 6
203	Vertical Church	3,070	VERTICAL CHURCH	521 GLUCKSTADT RD MADISON MS 39110	MADISON MS 39110 1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 10
204	Parkway Pentecostal Church	4,529	PARKWAY PENTECOSTAL CHURCH	PARKWAY PENTECOSTAL CHURCH 601 REUNION PARKWAY MADISON MS 39110	MADISON MS 39110 1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 11
205	Gluckstadt @ St Joe Catholic	4,026	GLUCKSTADT @ ST JOE CATHOLIC	127 CHURCH RD MADISON MS 39110	MADISON MS 39110 1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 10
206	China Grove A.M.E. Church	1,893	CHINA GROVE A.M.E. CHURCH	1060 MANNSDALE RD MADISON MS 39110	MADISON MS 39110 1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 10
207	Pilgrim Rest MB Church	3,157	PILGRIM REST MB CHURCH	852A MADISON AVE MADISON MS 39110	MADISON MS 39110 1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 13
209	First Presbyterian Madison	2,332	FIRST PRESBYTERIAN MADISON	FIRST PRESBYTERIAN CHURCH 7717 OLD CANTON RD MADISON MS 39110	MADISON MS 39110 1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 7
309	Trace Ridge Baptist Church	2,489	TRACE RIDGE BAPTIST CHURCH	238 LAKE HARBOR DR RIDGELAND MS 39157	MADISON MS 39110 1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 14

Precinct	Precinct Name	Active	Polling Place	Address	Total	
					3-Nov-20	3-Nov-20
Madison						
310	Ridgel'D 1st Methodist Church	2,127	RIDGELAND MS 39157 RIDGELAND FIRST METHODIST CHURCH	234 W JACKSON ST RIDGELAND MS 39157	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 13
312	Colonial Heights Baptist Church	1,716	RIDGELAND MS 39157 COLONIAL HEIGHTS BAPTIST CHURCH	444 NORTHPARK DR RIDGELAND MS 39157	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 11
314	Victory Christian Community	2,440	RIDGELAND MS 39157 VICTORY CHRISTIAN COMMUNITY	7417 OLD CANTON RD MADISON MS 39110	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 16
315	Highland Colony Baptist Church	4,478	HIGHLAND COLONY BAPTIST CHURCH MADISON MS 39110	1200 HIGHLAND COLONY PARKWAY MADISON MS 39110	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 18
406	Greater Mt Levi Full Gospel	935	GREATER MT LEVI FULL GOSPEL BAPTIST CHURCH CANTON MS 39046	1008 W FULTON ST CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 12
407	Canton St. Paul Methodist Church	314	ST. PAUL METHODIST CHURCH CANTON MS 39046	505 S UNION ST CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 9
408	Fellowship Bible Church	1,314	FELLOWSHIP BIBLE CHURCH CANTON MS 39046	FELLOWSHIP BIBLE CHURCH 2270 HIGHWAY 51 CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 14
409	Tougaloo	364	TOUGALOO TOUGALOO MS 39174	TOUGALOO COLLEGE HEALTH & WELLNESS CENTER ROOM 212 500 W COUNTY LINE RD TOUGALOO MS 39174	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 10
410	Lake Caroline Clubhouse	3,523	LAKE CAROLINE CLUBHOUSE MADISON MS 39110	667 BELLVUE DR MADISON MS 39110	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 15
411	Twin Lakes Baptist Church	1,606	TWIN LAKES BAPTIST CHURCH MADISON MS 39110	TWIN LAKES BAPTIST CHURCH 673 LAKE CAVALIER ROAD MADISON MS 39110	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 15
412	Fearns Chapel Freewill Baptist Church	1,761	FEARNS CHAPEL FREEWILL BAPTIST FLORA MS 39071	615 POCAHONTAS ROAD FLORA MS 39071	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 16
413	Franklin Baptist Church	374	FRANKLIN BAPTIST CHURCH FLORA MS 39071	FRANKLIN BAPTIST CHURCH 2222 COX FERRY RD FLORA MS 39071	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 10
414	Magnolia Heights	1,486	KEARNEY PARK FIRE STATION FLORA MS 39071	KEARNEY PARK FIRE STATION 443 LIVINGSTON VERNON RD FLORA MS 39071	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 12

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					3-Nov-20	3-Nov-20
Madison						
415	Mt. Hope M.B. Church	456	FLORA MS 39071 MT. HOPE CHURCH CANTON MS 39046	MT HOPE CHURCH 184 MARION RD CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 10
416	Canton Anderson Lodge	1,754	ANDERSON LODGE CANTON MS 39046	389 RICKS DR CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 14
417	Canton Fire Station #4	562	CANTON FIRE STATION #4	CANTON FIRE STATION #4 188 WATFORD PARKWAY DRIVE CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 11
418	Mad.Co.Baptist Family Life Ct	1,365	MADISON COUNTY BAPTIST FAMILY LIFE CENTER CANTON MS 39046	349 N CANAL ST CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 12
419	Canton National Guard Armory	388	NATIONAL GUARD ARMORY CANTON MS 39046	2924 HWY 51 S CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 10
517	Camden Community Center	1,148	CAMDEN COMMUNITY CENTER CAMDEN MS 39045	CAMDEN COMMUNITY CENTER 122 PARKSIDE AVENUE CAMDEN MS 39045	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 9
518	Cameron Bethel M.B. Church	228	BETHEL M.B. CHURCH PICKENS MS 39146	BETHEL M.B. CHURCH 951 OLD HIGHWAY 51 PICKENS MS 39146	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 5
519	Couparle United Methodist Church	61	COUPARLE UNITED METHODIST CHURCH CAMDEN MS 39045	COUPARLE UNITED METHODIST CHURCH 1901 ROCKY HILL RD CAMDEN MS 39045	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 4
520	Pleasant Green M.B. Church	877	PLEASANT GREEN M B CHURCH CANTON MS 39046	3920 HIGHWAY 43 CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 10
521	Jimmie M. Goodloe Elem School	1,859	JIMMIE M. GOODLOE ELEM SCHOOL CANTON MS 39046	551 FINNEY RD CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 14
522	Canton Community Center	2,273	CANTON COMMUNITY CENTER CANTON MS 39046	CANTON COMMUNITY CENTER 337 N UNION ST CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 11
523	Farmhaven Fire Station	1,091	FARMHAVEN FIRE STATION CANTON MS 39046	3806 HWY 16 E CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 9
524	Canton Bible Church	687	CANTON BIBLE CHURCH	CANTON BIBLE CHURCH 815 MARTIN LUTHER KING DR	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 7

Precinct	Precinct Name	Active	Polling Place	Address		Total
						3-Nov-20 3-Nov-20
525	Cedar Grove Baptist Church	223	CANTON MS 39046 CEDAR GROVE BAPTIST	998 HIGHWAY 43 SOUTH CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 5
526	Pleasant Gift Baptist Church	1,071	CANTON MS 39046 PLEASANT GIFT BAPTIST CHURCH	2055 PLEASANT GIFT RD CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	1 10
527	Canton South Liberty Baptist Church	2,073	CANTON MS 39046 SOUTH LIBERTY BAPTIST CHURCH	SOUTH LIBERTY BAPTIST CHURCH 165 E DINKIN ST CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 14
528	Fairview MB Church	4,425	FAIRVIEW MB CHURCH	1278 NORTH OLD CANTON RD CANTON MS 39046	1) ___ Extra Poll Manager @ \$125 3) ___ Total Poll Managers @ \$50	2 13
						528
				Additional \$50 pay	\$	23,450.00 469
				Additional \$50 pay - Election Commissioners	\$	250.00 5
				Additional poll workers at \$125 pay	\$	7,375.00 59
					\$	31,075.00 533