

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

REGULAR MEETING OF SEPTEMBER 3, 2013
Being the first day of the September 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 September 3, 2013, 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, Gerald Steen, 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

Absent:

Also in attendance:

Interim Administrator /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
Assistant Comptroller and Deputy Chancery Clerk Myrtis Sims
Zoning Administrator Brad Sellers
Road Manager Lawrence Morris
Chief Deputy Tax Assessor Kent Hawkins
Chief Deputy Sheriff Jeremy Williams

The President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor Gerald Steen 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 August 2013 Term

WHEREAS, Chancery Clerk Arthur Johnston did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the August 2013 term, said meetings having been conducted on August 5 and 19, 2013,

Following discussion, Mr. Ronny Lott did offer and Mr. Karl M. Banks 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: _____

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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 by the unanimously and the Minutes for the August 2013 term of the Board of Supervisors of Madison County were and are hereby approved as amended.

SO ORDERED this the 3rd day of September, 2013.

In re: Conducting a Public Hearing on the Adoption of a Budget for FY 2014 for Madison County, Mississippi and the Adoption of a Proposed Tax Levy(ies) for FY 2014 for Madison County, Mississippi

WHEREAS, the Board of Supervisors previously advertised its intent to conduct a public hearing on September 3, 2013 at 9:00 a.m. concerning the adoption of a budget and proposed tax levy(ies) for FY 2014; and

WHEREAS, the notice of said hearings was published in the *Madison County Herald*, a newspaper of general circulation in the county, said publication having occurred on August 15 and 22, 2013, as required by law and as reflected on the Proof of Publication thereof, a true and correct copy of which is attached hereto as Exhibit A, spread hereupon and incorporated herein by reference, and

WHEREAS, said date and hour did arrive and the Board of Supervisors convened and opened the public hearing to consider the adoption of the budget and the setting of tax levies for the upcoming 2013-14 fiscal year (FY 2014); and

WHEREAS, Board President Gerald Steen declared open the public hearing on the matter of the adoption of said budget and levy, and

WHEREAS, the Board reviewed a proposed budget with Interim County Administrator and Comptroller Shelton Vance and also reviewed the proposed tax levies for adoption in connection with said budget, and

WHEREAS, Mr. Vance pointed out that the proposed Tax Levy reflected no overall millage increase, and

Following additional discussion of this matter, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to (1) close the public hearing on said budget, (2) approve and adopt the budget as proposed, a true and correct copy of which is attached hereto as Exhibit B, spread hereupon and incorporated herein by reference, and (3) set and establish the levies and millage rates for the county as set forth on Exhibit C, 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 the public hearing was and is hereby closed, the FY 2013-2014 Budget was and is hereby adopted and approved as set forth in Exhibit B, and the millage rates and tax levies reflected in Exhibit C were and are hereby set and established.

SO ORDERED this the 3rd day of September, 2013.

In re: Approval of Consent Agenda Items

WHEREAS, Board President Gerald Steen announced that he and County Administrator/Comptroller Shelton Vance had conferred in advance of the meeting as to certain matters denominated "Consent Items" which bear Item numbers (4) through (31) on the Agenda and that the same appeared to be routine, non-controversial matters on which all Supervisors were likely to agree, and

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

WHEREAS, the Board President requested that Item number (39) on the agenda be added to the Consent Agenda as Item number (32), and

Therefore, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to take the following actions on the Consent Agenda:

4. **Acknowledge and Approve Personnel Matters - Solid Waste, Tax Assessor, Tax Collector, Detention Center and Board Attorney.**
(True and correct copies of those certain memoranda from the Solid Waste, Tax Assessor, Tax Collector, Detention Center and Board Attorney setting forth certain changes and/or additions in personnel are attached hereto as Collective Exhibit D, spread hereupon and incorporated herein by reference.)
5. **Approve Annual Agreement with BrenCorp - Plotter/Scanner.**
(A true and correct copy of which is attached hereto as Exhibit E, spread hereupon and incorporated herein by reference for one (1) year service agreement and maintenance on plotter/scanner in the amount of \$2,805.00.)
6. **Acknowledge Section 3 Compliance Determination Response to HUD Form 60002.**
(A true and correct copy of that certain explanatory memorandum dated August 19, 2013 from Mr. Ray Robinson, Jr. of MS Development Authority regarding Section 3 Compliance Determination Response to HUD Form 60002, Project no. 112912045PF01 is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference .)
7. **Acknowledge Withdrawal of Forfeiture Notice of LSBP Funds.**
(A true and correct copy of that certain explanatory memorandum dated August 14, 2013 from Mr. H. Carey Webb, P.E. of MS Department of Transportation, State Aid Road Construction regarding the withdrawal of forfeiture of LSBP funds is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference .)
8. **Approve Monthly Credit Card Report - General County.**
(A true and correct copy of that certain memorandum dated August 21, 2013 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)
9. **Approve Software Maintenance for Terrago Publisher - ArcGIS.**
(A true and correct copy of which is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference for one (1) year renewal for maintenance on ArcGIS software.)

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10. **Acknowledge Request for Consideration of New Election Equipment.**
(A true and correct copy of that certain explanatory memorandum dated August 26, 2013 from Circuit Clerk Lee Westbrook advising that the Secretary of State's office has signed a three (3) year contract with ES&S to provide preventative maintenance on the election equipment is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference.)
11. **Approve Certificate of Substantial Completion - Valley View Fire Station.**
(A true and correct copy of which is attached hereto as Exhibit K, spread hereupon and incorporated herein by reference.)
12. **Approve Use of Historic Courtyard Grounds and Buildings.**
(A true and correct copy of that certain reservation application from Ms. Lisa Phillips requesting permission to use the Historic Courthouse grounds on December 31, 2013, is attached hereto as Exhibit L, spread hereupon and incorporated herein by reference.)
13. **Approve Annual Maintenance Agreement - Document Storage Solutions.**
(A true and correct copy of that certain memorandum dated August 27, 2013 from Purchase Clerk Hardy Crunk recommending the Board approve the maintenance agreement with Document Storage Solutions for file storage systems for various county departments is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference.)
14. **Approve Utility Permit.** The following permit 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 Exhibit N, spread hereupon, and incorporated herein by reference:
 - (1) Entergy - seeking to adjust or replace existing facilities along Yandell Road.
 - (2) CMU - seeking to bore six inches PVC sewer force main installed in ten inch PVC casing along Moss Road.
 - (3) AT&T - seeking to perform utility work along Ragsdale Road.
 - (4) Centerpoint Energy - seeking to bore and trench along Stribling Road Extension.
15. **Approve Pitney Bowes Rental Contracts - Circuit Clerk & Justice Court.**
(A true and correct copy of that certain memorandum dated August 28, 2013 from Purchase Clerk Hardy Crunk recommending the Board approve the rental agreement with Pitney Bowes for postage meters for Circuit Clerk and Justice Court is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference.)
16. **Acknowledge August 2013 Monthly Report - Road Department.**
(A true and correct copy of the August 2013 Monthly Road Department Report submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
17. **Acknowledge August 2013 Closed Call Analysis - Road Department.**
(A true and correct copy of the August 2013 Closed Call Analysis submitted by the County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
18. **Acknowledge September 2013 Service Call Schedule Report - Road Department.**
(A true and correct copy of the September 2013 Road Department Service Call Schedule submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)

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19. **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 P, spread hereupon and incorporated herein by reference.)
20. **Approve Ad Valorem Taxation Exemption - Sun Pine Corp.**
(A true and correct copy of that certain memorandum dated July 26, 2013 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference.)
21. **Approve 2013 Public Utility Roll.**
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.)
22. **Approve Road Claim Due to Vehicle Damage - Michelle Rushing.**
(A true and correct copy of that certain explanatory memorandum dated August 28, 2013 from Emergency Management Director Butch Hammack setting forth the nature of the claim and the basis therefor as well as the amounts thereof is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference.)
23. **Acknowledge Clerk of the Board Report.**
(A true and correct copy of said Report may be found in the Miscellaneous Appendix to these Minutes.)
24. **Approve Utility Service - Estes/Banks Park.**
(A true and correct copy of that certain application for utility service from West Madison Utility District for property located at 80 Lincoln Street, Flora, Mississippi is attached hereto as Exhibit S, spread hereupon and incorporated herein by reference.)
25. **Approve Zoning Matter/Petition to Rezone R-1 to A-1 Agricultural District -Claudia Parker.**
(A true and correct copy of the petition of Claudia Parker seeking to rezone approximately 115.6 acres of property currently zoned R1 Residential District to A1 Agricultural District located in Sections 5 and 6, T9N, R3E on McBride Road, Madison County, Mississippi, may be found in the Miscellaneous Appendix to these Minutes.)
26. **Approve Zoning Matter/Petition to Rezone R1 to C2 Highway Commercial District - Sylvia Iupe.**
(A true and correct copy of the petition of Sylvia Iupe seeking to rezone approximately 4.07 acres of property currently zoned R1 Residential District to C2 Highway Commercial District located in Section 15, T8N, R2E on Highway 51, Madison County, Mississippi, may be found in the Miscellaneous Appendix to these Minutes.)
27. **Approve Zoning Matter -David McGehee, CMI Acquisitions Petition for Special Exception in an A1 Agricultural District.**
(A true and correct copy of the petition of David McGehee, CMI Acquisitions seeking to conditional use approval to construct a self supporting cellular telephone tower 220 feet in height in an A1 Agricultural District on parcel no. 093A-11-006/00.00 may be found in the Miscellaneous Appendix to these Minutes.)
28. **Approve Purchase of Computer Mount - Constable Johnny Sims.**
(A true and correct copy of that certain memorandum dated August 29, 2013 from County Purchase Clerk Hardy Crunk requesting permission to purchase a computer mount for Constable Johnny Sims is attached hereto as Exhibit T, spread hereupon and incorporated herein by reference.)

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29. **Approve Amended Homestead Applications - 2013 Tax Year.**
(A true and correct copy of that certain memorandum dated August 23, 2013 from Homestead Director Emily Anderson is attached hereto as Exhibit U, spread hereupon and incorporated herein by reference.)
30. **Acknowledge Madison County Nursing Home Budget FYE 9/30/14.**
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.)
31. **Acknowledge Butch Hammack Nomination to Salvation Army Advisory Board.**
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.)
32. **Approve Emergency Management Performance Grant Renewal - 2013.**
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.)

The vote on the matter being as follows:

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

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

SO ORDERED this the 3rd day of September, 2013.

In re: Approval of Canton Chamber Main Street Association to Apply for Grant - Courthouse Yard Square Restoration

WHEREAS, Canton Chamber Director Jordan Hillman appeared before the Board and requested authorization and support of the Canton Chamber Main Street Association to apply for the Mississippi Department of Archive and History Community Heritage Preservation Grant Round IV for the restoration to the Historic Courthouse Square iron fence and retaining wall, and

WHEREAS, a true and correct copy of the project cost estimate is attached hereto as Exhibit V, 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 the request of Canton Chamber Main Street Association authorizing its application to the Mississippi Department of Archive and History for a Community Heritage Preservation Grant Round IV for the restoration to the Historic Courthouse Square iron fence and retaining wall. 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 Canton Chamber Main Street Association was and is hereby authorized and directed to effectuate the same.

SO ORDERED this the 3rd day of September, 2013.

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**In re: Approval of Program Form LSBP
Ben Lockett Road**

WHEREAS, County Engineer Rudy Warnock appeared before the Board and requested the Board approve that certain "Order of Board of Supervisors Setting Forth Proposed Local System Bridge, Replacement and Rehabilitation Projects for January 1, 2012 through December 31, 2015" and more particularly pertaining to LSBP-45(17), Ben Lockett Road, and

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

Following discussion, Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to adopt and approve said Order and authorize each Board member 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 Order was and is hereby adopted and approved and each Board Member was and is hereby so authorized.

SO ORDERED this the 3rd day of September, 2013.

**In re: Discussion of Non-breakaway Mailboxes
Livingston Road State Aid Project**

WHEREAS, County Engineer and State Aid & LSBP Engineer Rudy Warnock appeared before the Board and requested the Board authorize Mr. Jim Turner of JLT Realty to negotiate with the landowners along Livingston and Lake Cavalier Roads to remove the non-breakaway mailboxes to allow construction to begin with the Livingston Road State Aid Project , and

Following discussion, Mr. Ronny Lott did offer and Mr. Gerald Steen did second a motion to authorize Mr. Turner to contact those certain landowners along Livingston Road and Lake Cavalier Road and request that they remove the non-breakaway mailboxes to allow construction to begin on the Livingston Road State Aid 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 Mr. Turner was and is hereby so authorized.

SO ORDERED this the 3rd day of September, 2013.

**In re: Authorization of Board President to Execute Agreement
Rice Road Phase 3 Maintenance Overlay Project**

WHEREAS, County Engineer and State Aid & LSBP Engineer Rudy Warnock appeared before the Board and presented that certain Agreement between Madison County and the contractor, Dickerson & Bowen, Inc. for the construction of the Rice Road Phase 3 Maintenance Overlay Project and requested the Board authorize the Board President execute same, a true and

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

WHEREAS, Mr. Warnock reported that the Board had previously awarded said contract to Dickerson & Bowen, Inc. as the lowest and best bidder,

Following discussion, Mr. Gerald Steen did offer and Mr. Ronny Lott did second a motion to (1) approve said contract with Dickerson & Bowen, Inc., (2) authorize the Board President to execute same, and (3) authorize Mr. Warnock to issue a notice to proceed. The vote on the matter being as follows:

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

the matter carried unanimously and said Agreement was and is hereby approved; the Board President and Mr. Warnock were and are hereby authorized.

SO ORDERED this the 3rd day of September, 2013.

***In re: Approval to Release Letter of Credit
Madisonville Estates***

WHEREAS, County Engineer and State Aid & LSBP Engineer Rudy Warnock appeared before the Board and requested the Board authorize Chancery Clerk Arthur Johnston to release and non-renew letter of credit no. 1290 on Madisonville Estates to Citizens National Bank,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to authorize Chancery Clerk Arthur Johnston to release and non-renew letter of credit no. 1290 on Madisonville Estates to Citizens National Bank. The vote on the matter being as follows:

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

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

SO ORDERED this the 3rd day of September, 2013.

***In re: Approval of Budget Amendments and
Interfund Cash 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 & Interfund Cash Transfers September 3, 2013," a true and correct copy of which is attached hereto as Exhibit Y, spread hereupon and incorporated herein by reference, and

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

SO ORDERED this 3rd day of September, 2013.

In re: Approval of Claims Docket for September 3 and July 28, 2013

WHEREAS, the Board reviewed the claims dockets for September 3 and July 28, 2013; and

- (1) General Claims Docket, dated September 3, 2013
- (2) Payroll Claims Docket No. 1, dated July 28, 2013

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 September 3, 2013:

001	3263 to 3392, 3395	131	1,403,878.13
002	1 to 2	2	7,032.50
012	225 to 234	10	25,589.40
015	86 to 88	1	113,664.42
095	23 to 26	4	62,046.06
096	1 to 2	2	2,109.74
097	167 to 173	7	26,354.96
105	386 to 402	17	62,378.96
114	15 to 15	1	998.28
115	118 to 123	6	39,289.45
137	4 to 5	2	15,823.14
150	934 to 985	52	341,203.54
160	135 to 145	11	99,958.10
190	75 to 77	3	1,533.31
191	93 to 97	5	2,941.11
226	24 to 25	2	230,314.64
306	27 to 28	2	582.40
308	20 to 21	2	28,938.76
309	22 to 23	2	89,343.76
401	55 to 56	2	7,196.06
655	11 to 11	1	79,590.00
672	11 to 11	1	2,021.50
675	11 to 11	1	5,044.50
690	23 to 24	2	26,393.53
691	23 to 24	2	28,672.85
TOTAL ALL FUNDS		271	2,702,899.10

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Thereafter and following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to approve the claims docket as presented. 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 Z, 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 General Claims Docket and Payroll Docket No. 1 were and are hereby approved, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 3rd day of September, 2013.

In re: Approval of Claims of Fleetcor Technologies

Thereafter, Mr. Vance presented a supplemental claims docket also dated September 3, 2013 containing the claims of Fleetcor Technologies and requested the Board's consideration thereof,

Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to approve that certain supplementary claims docket containing the claims of Fleetcor Technologies. Said motion directed that invoice numbers should be attached to each claim listed on the supplemental docket and further directed the Chancery Clerk to include said claims in the Summary of Claims to be published as required by law and to authorize the Board President to sign and approve the same, a copy of which may be found in the Miscellaneous Appendix to these Minutes. The vote on the matter being as follows:

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

the matter carried by the 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 3rd day of September, 2013.

In re: Approval of Rejection of Certain Claims

WHEREAS, Comptroller Shelton Vance appeared before the Board and presented those certain claims as outlined on four separate memoranda dated August 25, 2013 and requested the Board's consideration to reject said claims and forward same to the Board Attorney for the filing of a declaratory compliant in the Circuit Court of Madison County, a true and correct copy of which is attached hereto as Collective Exhibit AA, spread hereupon and incorporated herein by reference, and

¹Prior 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.

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WHEREAS, Mr. Vance reported that said claims were from Harreld Chevrolet, Brencorp, Dickerson & Bowen, Inc., and Quality Chemical & Supply

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to reject said claims as referenced in Collective Exhibit AA and direct the Board Attorney to file a declaratory compliant in the Circuit Court of Madison County . 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 were and are hereby rejected and the Board Attorney was and is hereby authorized.

SO ORDERED this the 3rd day of September, 2013.

In re: Approval of Memorandum of Understanding

WHEREAS, Sheriff Randy Tucker appeared before the Board and requested the Board's consideration to approve that certain Memorandum of Understanding "MOU" between Madison County Sheriff's Office and the Flora Police Department, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, Sheriff Tucker reported that said MOU was to provide tactical and other emergency law enforcement services upon request,

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to approve the aforementioned MOU 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 MOU was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 3rd day of September, 2013.

In re: Acknowledge Construction Easements and Set and Establish Just Compensation - Rice Road Reconstruction Project

WHEREAS, Mr. Jim Turner of JLT Realty, Inc. appeared before the Board and presented eight (8) temporary construction easements and requested the Board's acknowledgment of same and set and establish just compensation in the amounts reflected on each, and

WHEREAS, Mr. Turner further presented that certain memorandum listing just compensation on the following property owners being Annie Haney, John and Barbara Phelps, Roger and Barbara Smithhart, William McNeese, Robert Greer, Glenn and Peggy Britt, Robert and Tina Wooten, and St. Augustine, LLC, a true and correct copy of which is attached hereto as Exhibit BB, spread hereupon and incorporated herein by reference, and

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Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to (1) approve the eight (8) temporary construction easements and set and establish just compensation in the amounts reflected on Exhibit BB; (2) authorize the Chancery Clerk to record same; and (3) authorize the Chancery Clerk to issue pay warrants for just compensation for each as outlined on Exhibit BB. 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 temporary construction easements were and are hereby approved, just compensation was and is hereby set and established, and the Chancery Clerk was and is hereby so authorized.

SO ORDERED this the 3rd day of September, 2013.

In re: Discussion of Hearn Creek Project – NRCS Grant

Following a lengthy discussion, Mr. John Bell Crosby did offer a motion to approve that certain grant agreement with the National Resources Conservation Service “NRCS” with participation of the City of Madison sharing in the cost of making repairs to Hearn Creek drainage issues. The motion failed for lack of second.

Thereafter, and following additional discussion, Mr. John Bell Crosby did offer and Mr. Ronny Lott did second a motion to authorize Interim County Administrator Shelton Vance to correspond with the Mayor of the City of Madison requesting the City take the lead and accept sponsorship of the project and enter into the aforesaid grant agreement with NRCS with the County providing the necessary matching funds accordingly. 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. Vance was and is hereby so authorized.

SO ORDERED this the 3rd day of September, 2013.

In re: Entering into “Closed Session” to Determine Whether or not the Board Should Declare an Executive Session

WHEREAS, the Board of Supervisors, after beginning the meeting in open session, determined that it was necessary to enter into closed session for a brief discussion to ascertain whether an Executive Session was needed as to discuss potential and pending litigation,

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. John Bell Crosby did offer and Mr. Gerald Steen did second and motion to make a closed determination upon the issue of whether or not to declare an Executive Session for the purpose of discussing personnel matters with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Chancery Clerk Arthur Johnston, Interim County Administrator and County Comptroller Shelton Vance, Board Secretary and Deputy Chancery Clerk Cynthia Parker, Board Attorney Mike Espy, and Sheriff Randy Tucker. 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 the Board took up the matter of entering Executive Session.

SO ORDERED this the 3rd day of September, 2013.

In re: Entering into Executive Session

WHEREAS, the Board Attorney advised the Board that discussion of the proposed matters of business was properly the subject of executive session,

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to enter into Executive Session to discuss personnel matters. 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 President Steen declared the Board of Supervisors to be in Executive Session for the consideration of such matters and the Chancery Clerk announced to the public the purpose for the Executive Session.

SO ORDERED this the 3rd day of September, 2013.

Thereafter, Mr. John Bell Crosby did offer and Mr. Ronny Lott did second a motion to adjourn the Executive Session and direct the Chancery Clerk to announce to the public no action was taken therein. The vote on the matter being as follows:

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

the matter carried unanimously and the President declared Executive Session adjourned and the Chancery Clerk did announce to the public no action was taken therein.

SO ORDERED this the 3rd day of September, 2013.

President's Initials: _____

Date Signed: _____

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor Karl M. Banks and seconded by Supervisor Gerald Steen and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Monday, September 16, 2013 at 9:00 a m for the purpose of consideration of a Claims Docket and any other business which may properly come before the Board.

Gerald Steen, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Arthur Johnston, Chancery Clerk

President's Initials: _____

Date Signed: _____

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