

**PROFESSIONAL SERVICES AGREEMENT BETWEEN MADISON COUNTY BOARD OF
SUPERVISORS, MIKE ESPY ESQ., AND MIKE ESPY PLLC**

Pursuant to the terms and conditions enumerated herein, the Madison County Board of Supervisors, Madison County, Mississippi (the County), agrees to appoint, to hire and retain Mike Espy, Esq., and Mike Espy PLLC, as legal counsel for the Madison County Board of Supervisors, for a term commencing January 1, 2024, and continuing throughout the four-year term of the board until December 31, 2027. This appointment and professional relationship shall be governed under the applicable statutes of the State of Mississippi relating to county board attorneys, and all relevant Mississippi Attorney General Opinions relating to the same, to-wit:

1. Compensation for Statutory Duties: County will appoint and retain Mike Espy Esq., individually, and Mike Espy PLLC, at a total annual salary (with allowed benefits), at the salary governed by §19-3-47(1) (a.) MS Code of 1972 (Annotated), which designates the salary for county board counsel to be set at an amount that is not to exceed the maximum annual amount authorized for payment to a member of the board of supervisors. This salary shall cover all statutory duties of board counsel.
2. Compensation for Additional Legal Services: Compensation for additional legal services, such as handling litigation in which County has an interest, or for any other matter not considered to be within the scope of normal duties of board counsel, and which constitute legal services that are reasonable and necessary for conducting County's business, within the meaning of AG Opinion 04-0186 (*Flanders*, May 7, 2004), County will compensate Mike Espy PLLC at the hourly rate of \$250.00, for work performed by Mike Espy, Esq., and at the hourly rate of \$150.00, for work performed by other lawyers within the Mike Espy PLLC firm, and/or law firm paralegals at the hourly rate of \$50.00. All time will be kept by Mike Espy PLLC and reported monthly by invoice, to be sent to the CFO and Administrator of Madison County Board of Supervisors for review and placement upon the official claims docket.
3. Compensation for Bond Issues: In the event of the issuance or authorization of financial bonds, or the issuance of bonds in which Madison County is considered as a "party in interest", County agrees to compensate Mike Espy PLLC at a rate and for a bond fee that is set and authorized by §19-3-47(c) MS Code of 1972 (Annotated). In certain cases involving bonds in which County is not an issuer of the bonds but has an interest nonetheless, and where Mike Espy has performed a beneficial role for the County, a bond fee rate may be set between Mike Espy PLLC and underwriter's bond counsel, upon due approval of County.
4. Economic Development Projects and Federal Grants and Appropriations: In previous board terms, it is acknowledged that Mike Espy has assisted County in receiving large multiple federal grants, obligations and appropriations for projects deemed necessary to further the economic development of Madison County. For his work in any project of this nature, it is understood that Mike Espy or Mike Espy PLLC may not receive any

additional compensation, legal fee, “consultant fee”, percentage or “success reward” whatsoever, other than the hourly fee(s) set forth herein in Section 2, or at the rate of \$250/hr., for time spent in furtherance of the project.

5. Expenses: Mike Espy or Mike Espy PLLC will not invoice County for mileage or any travel expenses for travel that occurs within the State of Mississippi, whether for legal seminars or official meetings, except that Espy can invoice County for food, lodging and airfare incident for business travel authorized by County.
6. Termination and Renewal: This Professional Services Agreement may be terminated by the Madison County Board of Supervisors upon its “will and pleasure”, or upon 30- days written notice by either party. This agreement may be amended or successively renewed pursuant to lawful order of the Madison County Board of Supervisors, after signature and placement upon its official minutes.

AGREED TO on this the _____ day of January 2024.

For Madison County Board of Supervisors

By: _____
Gerald Steen, President

For Mike Espy and Mike Espy PLLC

By: _____
Mike Espy

ATTESTATION:

Ronny Lott, Chancery Clerk