

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

REGULAR MEETING OF JANUARY 6, 2014
Being the first day of the January 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 January 6, 2014, 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
Sheriff Randy Tucker
Chancery Clerk Cynthia Parker

Absent:

None

Also in attendance:

County Administrator Mark Houston
County Comptroller and Deputy Chancery Clerk Shelton Vance
Board Attorney Mike Espy
County & State Aid/LSBP Engineer Rudy Warnock
County Purchase Clerk Hardy Crunk
Zoning Administrator Brad Sellers
Emergency Management Director Butch Hammack
Judge Cynthia Brewer
Tax Assessor Gerald Barber

The Board President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor Paul Griffin opened the meeting with a prayer and Supervisor Gerald Steen 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 December, 2013 Term

WHEREAS, Chancery Clerk Cynthia Parker did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the December 2013 term, said meetings having been conducted on December 2 and 16, 2013,

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to approve the minutes as presented and to authorize the Board President to sign 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 |

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the matter carried unanimously and the minutes for the December 2013 term of the Board of Supervisors of Madison County were and are hereby approved.

SO ORDERED this the 6th day of January, 2014.

***In re: Election of Officers of the
Madison County Board of Supervisors***

WHEREAS, on January 3, 2012, at the organizational meeting of the Madison County Board of Supervisors, the Board determined that the presidency of the Board would rotate from year to year within the four (4) year term, and

WHEREAS, a new calendar year has now begun, and the Board does desire to conduct an election of officers anew in accordance with said determination, and

WHEREAS, Board President Gerald Steen did announce his resignation as Board President effective immediately,

Thereafter, Mr. Gerald Steen did offer and Mr. Karl M. Banks did second a motion to elect Mr. Karl M. Banks as President of the Madison County Board of Supervisors for the current year and Mr. Ronny Lott as Vice President of the Madison County Board of Supervisors for the current year. 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. Karl M. Banks was and is hereby elected and declared President and Mr. Ronny Lott was and is hereby elected and declared Vice President.

SO ORDERED this the 6th day of January, 2014.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President announced that he and County Administrator Mark Houston had conferred in advance of the meeting as to certain matters denominated "Consent Items" which bear Item numbers (4) through (23) 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 (24) be added to the Consent Agenda, as "Accept Low Quote of Region 8 Mental Health for the Sheriff's Department and Authorize the Board President to Execute Contract,"

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

- 4. Approve Utility Permit.** The utility permit submitted by Bear Creek Water Association, Inc. allowing use and occupancy for the construction or adjustment of a utility within certain roads or highway rights of way were and are hereby approved, and the application for the same is attached hereto as Exhibit A, spread hereupon, and incorporated herein by reference.

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5. **Approve Monthly Credit Card Report - Sheriff's Department.**
(A true and correct copy of that certain memorandum dated December 18, 2013 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit B, spread hereupon and incorporated herein by reference.)
6. **Approve Monthly Credit Card Report - General County.**
(A true and correct copy of that certain memorandum dated December 18, 2013 from County Purchase Clerk Hardy Crunk is attached hereto as Exhibit C, spread hereupon and incorporated herein by reference.)
7. **Award Term Bid for Cold Milling, Road Base Repairs and Bituminous Crack Sealer.**
(A true and correct copy of that explanatory memorandum dated December 18, 2013 from Purchase Clerk Hardy Crunk recommending the Board award the term bid for cold milling, road base repairs and bituminous crack sealer for the period of January 6, 2014 - September 30, 2014 to ADCAMP is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference.)
8. **Acknowledge and Approve Personnel Matters - Sheriff's Department and Detention Center.**
(True and correct copies of those certain Personnel Forms setting forth certain changes and/or additions in personnel is attached hereto as Collective Exhibit E, spread hereupon and incorporated herein by reference.)
9. **Acknowledge Authorization to Execute Change Order No. 2 - West Madison Sanitary Sewer.**
(A true and correct copy of which is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference.)
10. **Approve Salary Increase per House Bill No. 484 - District Attorney's Office.**
(A true and correct copy of that certain memorandum dated December 16, 2013 from DA Michael Guest allowing the increase in salary of Ashley Allen and Dow Yowder is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference.)
11. **Approve Notices to Renew Residential Lease Contracts on 16th Section Property.**
(A true and correct copy of that certain Notice to Renew Residential Lease Contract to Robert Cummings and wife, Donna Cummings, Lot 122, Sherbourne Subdivision, Part 5 may be found in the Miscellaneous Appendix to these Minutes.)
12. **Appoint Chancery Clerk, County Administrator and County Comptroller to Review and Evaluate the HOME Program Grant Bids.**
13. **Authorize Election Commissioners to Attend the Election Commissioner Training to be held in Philadelphia, MS and Approve Travel and Registration Expenses Related Thereto.**
14. **Approve Site Plan for Commercial Building/Peoples Construction Corp./Airflo Sales.**
(A true and correct copy of the site plan for a proposed commercial building located at First Choice Drive, submitted by Peoples Construction Corp/Airflo Sales as presented to the Madison County Planning and Zoning Commission and approved by this Board allowing for a 9,975 square foot office/warehouse may be found in the Miscellaneous Appendix to these Minutes.)
15. **Approve Site Plan for Commercial Building/New South Property & Equipment, LLC.**
(A true and correct copy of the site plan for a proposed commercial building located at 281 Old Jackson Road submitted by New South Property & Equipment, LLC as presented

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to the Madison County Planning and Zoning Commission and approved by this Board allowing for a new 4,734 square foot office/warehouse may be found in the Miscellaneous Appendix to these Minutes.)

16. **Approve MDOT LPA Settlement Committee and Authorize LPA Training.**
(A true and correct copy of that certain memorandum establishing the committee to review various documents related to the settlement of law suit Civil Action File No. 251-10-432 CIV and authorize the attendance of the MDOT LPA training as required may be found in the Miscellaneous Appendix to these Minutes.)
17. **Approve *En Masse* Petition for Reduction of Assessments of Real Property for the 2013 Tax Year.**
(A true and correct copy of said Petition and its spreadsheet attachments are attached hereto as Collective Exhibit H, spread hereupon and incorporated herein by reference.)
18. **Approve *En Masse* Petition for Reduction of Assessments of Personal Property for the 2013 Tax Year.**
(A true and correct copy of said Petition and its spreadsheet attachments are attached hereto as Collective Exhibit I, spread hereupon and incorporated herein by reference.)
19. **Acknowledge January 2014 Service Call Schedule Report - Road Department.**
(A true and correct copy of the December 2013 Road Department Service Call Schedule submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
20. **Acknowledge December 2013 Monthly Report - Road Department.**
(A true and correct copy of the November 2013 Monthly Road Department Report submitted by County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
21. **Acknowledge December 2013 Closed Call Analysis - Road Department.**
(A true and correct copy of the November 2013 Closed Call Analysis submitted by the County Road Manager Lawrence Morris may be found in the Miscellaneous Appendix to these Minutes.)
22. **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 J, spread hereupon and incorporated herein by reference.)
23. **Acknowledge Legal Holiday - Monday, January 20, 2014, Robert E. Lee and Dr. Martin Luther King, Jr. Holiday. All county offices and courthouses are authorized to close on said dates.**
24. **Approve Region 8 Mental Health as Low Quote for Madison County Detention Center and Authorize Board President to Execute Contract.**
(A true and correct copy of that certain Agreement for the purpose of providing mental health related services to the Madison County Detention Center is attached hereto as Exhibit K, spread hereupon and incorporated herein by reference. The Board President is hereby authorized 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 |

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

SO ORDERED this the 6th day of January, 2014.

***In re: Discussion of Property Assessment -
Edward Watts***

During a period of concerned citizens, Mr. Edward Watts appeared before the Board and requested the Board's consideration to reduce the assessment of his property located on Highway 51, and

WHEREAS, Mr. Watts stated that the house is being used as a storage building,

WHEREAS, Deputy Tax Assessor Irby Ford appeared before the Board and reported that after further investigation, they felt the house should remain classified as a residence,

Following discussion, Mr. John Bell Crosby did offer and Mr. Gerald Steen did second a motion to direct the Board Attorney to review the assessment and present a recommendation to the Board. 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 | No |
| Supervisor Paul Griffin | No |

the matter carried by a majority vote (3-2) of the Board and Mr. Espy was and is hereby authorized.

SO ORDERED this the 6th day of January, 2014.

***In re: Approval of Resolution Creating a Singular
Circuit Judicial District***

RESOLUTION TO CREATE A SINGULAR CIRCUIT JUDICIAL DISTRICT

WHEREAS the Madison County Board of Supervisors desires a singular Judicial District for Madison County to better accomplish the timely and equitable administration of justice; and

WHEREAS, such a singular Circuit Judicial District is in need of two Circuit Judges as the population of Madison County should dictate.

NOW, THEREFORE BE IT RESOLVED that the Madison County Board of Supervisors does hereby support the creation of a singular Circuit Judicial District for Madison County with two Circuit Judges, as the population of Madison County should dictate.

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to adopt the above and foregoing Resolution. The vote on the matter being as follows:

| | |
|-----------------------------|-----|
| Supervisor John Bell Crosby | Aye |
| Supervisor Ronnie Lott | Aye |
| Supervisor Gerald Steen | Aye |
| Supervisor Karl M. Banks | Aye |
| Supervisor Paul Griffin | Aye |

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the matter carried unanimously and said Resolution was and is hereby adopted.

SO ORDERED, this the 6th day of January, 2014.

***In re: Approval of Resolution Creating a Chancery
Judicial District Composed of Madison and Leake Counties***

RESOLUTION TO CREATE A CHANCERY JUDICIAL DISTRICT COMPOSED OF
MADISON AND LEAKE COUNTIES

WHEREAS, the Madison County Board of Supervisors desires the creation of a Chancery Judicial District comprised of Madison County and Leake County to better accomplish the timely and equitable administration of justice; and

WHEREAS, such reconfigured Chancery Judicial District would be in need of two Chancery Judges as the population of the District should dictate.

NOW THEREFORE BE IT RESOLVED that the Madison County Board of Supervisors does hereby support the creation of a Chancery Judicial District comprised of Madison and Leake Counties with two Chancery Judges, as the population of the District should dictate.

Following discussion, Mr. Karl M. Banks did offer and Mr. John Bell Crosby did second a motion to adopt the above and foregoing Resolution. The vote on the matter being as follows:

| | |
|-----------------------------|---------|
| Supervisor John Bell Crosby | Aye |
| Supervisor Ronnie Lott | Aye |
| Supervisor Gerald Steen | Aye |
| Supervisor Karl M. Banks | Aye |
| Supervisor Paul Griffin | Abstain |

the matter carried by a majority vote (4-0-1) of the Board and said Resolution was and is hereby adopted.

SO ORDERED, this the 6th day of January, 2014.

***In re: Discussion Regarding the Awarding of Bid for
Dump Trucks***

WHEREAS, County Purchase Clerk Hardy Crunk appeared before the Board and presented the bids for the purchase of one or more dump trucks which were opened and received pursuant to a prior order of the Board, and

WHEREAS, said original bids, in there original envelopes may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, Mr. Crunk called the Board’s attention to certain irregularities with regard to several bids that are outlined in that memorandum dated December 30, 2013 containing the bid tabulations and his recommendations thereon, as well as a thorough discussion of the irregularities which the Board carefully reviewed, is attached hereto as Collective Exhibit L, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Crunk further reported that Tri-State’s option three (3) bid included extended five year warranties and guaranteed a five year buy back and felt this was in the best interest of the county, and

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WHEREAS, Mr. Crunk did recommend that the Board award the bid to Tri-State (Mack) for the purchase of eight (8) dump trucks as the best and lowest bid in the amount of \$141,202.00 each, and

WHEREAS, Mr. Crunk further recommended the Board approve the contract with Deanco Auction to auction nine (9) dump trucks as referenced in Exhibit L, spread hereupon and incorporated herein be reference,

Following discussion, Mr. Gerald Steen did offer and Mr. Ronny Lott did second a motion to (1) reject the bid submitted by Empire (Western Star) due to its failure to meet the frame size and drive lines specifications and the company's failure to submit a guaranteed buy back price; (2) award the option three (3) bid for eight new dump trucks to Tri State (Mack) at the price of \$141,202.00 each due to it is in the county's best interest to have both the extended five year warranties and the guaranteed five year buy back; (3) approve the contract with Deanco Auction to auction nine (9) dump trucks; and (4) authorize the Board President to execute said contract. The vote on the matter being as follows:

| | |
|-----------------------------|-----|
| Supervisor John Bell Crosby | Aye |
| Supervisor Ronnie Lott | Aye |
| Supervisor Gerald Steen | Aye |
| Supervisor Karl M. Banks | Aye |
| Supervisor Paul Griffin | Aye |

the matter carried unanimously and the aforesaid findings were and are hereby made, and the lowest and best bid of Tri State (Mack) was and is hereby accepted.

SO ORDERED this the 6th day of January, 2014.

***In re: Request to Appoint Committee to Inspect
Private Road in District 5***

WHEREAS, County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented a petition received from James Owens requesting that Gowdy Road be accepted as public road and being located in District 5, a true and correct copy of which is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference, and requested the Board appoint a committee to inspect said road, and

Following discussion, Mr. Gerald Steen did offer and Mr. Karl M. Banks did second a motion to appoint a committee comprised of Mr. John Bell Crosby and Mr. Ronny Lott to inspect said road and report to the Board at their earliest opportunity their assessment of its suitability to become a public road. The vote on the matter being as follows:

| | |
|-----------------------------|-----|
| Supervisor John Bell Crosby | Aye |
| Supervisor Ronnie Lott | Aye |
| Supervisor Gerald Steen | Aye |
| Supervisor Karl M. Banks | Aye |
| Supervisor Paul Griffin | Aye |

the matter carried unanimously and said committee was and is hereby appointed.

SO ORDERED this the 6th day of January, 2014.

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***In re: Consideration of Preliminary Plat –
Camden Crossing of Caroline IV***

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented the preliminary plat of Camden Crossing of Caroline IV for the Board's consideration and review, and

WHEREAS, a true and correct copy of said plat and accompanying correspondence from Mr. Warnock recommending approval of same may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, Mr. Warnock stated that said preliminary plat met with all appropriate and applicable county requirements,

Following discussion, Mr. Karl M. Banks did offer and Mr. Ronny Lott did second a motion to (1) approve the preliminary plat of said subdivision, (2) subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to said plat and/or the accompanying covenants until such time as a majority of votes necessary to change the covenants are controlled by residents of the subdivision and (3) subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future. 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 preliminary plat was and is hereby approved with the aforesaid proviso.

SO ORDERED this the 6th day of January, 2014.

***In re: Request to Appoint Committee to Inspect
Private Roads in District 5***

WHEREAS, County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented that certain correspondence from Mark Jordan of Caroline, Inc. requesting that Burne Run and Burne Cove being located in Sundown of Caroline be accepted as public streets, a true and correct copy of which is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference, and requested the Board appoint a committee to inspect said road, and

Following discussion, Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to appoint a committee comprised of Mr. John Bell Crosby and Mr. Ronny Lott to inspect said roads and report to the Board at their earliest opportunity their assessment of its suitability to become a public road. The vote on the matter being as follows:

| | |
|-----------------------------|-----|
| Supervisor John Bell Crosby | Aye |
| Supervisor Ronnie Lott | Aye |
| Supervisor Gerald Steen | Aye |
| Supervisor Karl M. Banks | Aye |
| Supervisor Paul Griffin | Aye |

the matter carried unanimously and said committee was and is hereby appointed.

SO ORDERED this the 6th day of January, 2014.

President's Initials: _____
Date Signed: _____

In re: Approval of Final Plat of Northwind of Wellington, Part Two-B

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented the final plat of Northwind of Wellington, Part Two-B and requested the Board approve same contingent on the final punch list being complete, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Warnock also presented Letter of Credit No. 13-177-SP representing the final wearing surface and one year warranty on streets within said subdivision, and

WHEREAS, Mr. Warnock pointed out that the streets listed on said plat were public and should be accepted as public streets, to wit:

Clearview Drive West
Northwind Drive

Following discussion of this matter, Mr. Ronny Lott did offer and Mr. Paul Griffin did second a motion to **(1)** approve said final plat contingent on the final punch list being complete, (a) subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to said plat and/or the accompanying covenants until such time as a majority of votes necessary to change the covenants are controlled by residents of the subdivision, (b) subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future, and **(2)** accept the above listed roads as public roads, and **(3)** direct the Clerk to accept and retain the aforesaid Letter of Credit. 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 final plat of Northwind of Wellington, Part Two-B was and is hereby approved, said roads were and are accepted as public streets and the Chancery Clerk was and is hereby directed.

SO ORDERED this the 6th day of January, 2014.

In re: Approval of Final Plat of Belle Terre, Part Three

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented the final plat of Belle Terre, Part Three and requested the Board approve same contingent on the final punch list being complete, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Warnock also presented Letter of Credit No. 13-188-SP representing the final wearing surface and one year warranty on streets within said subdivision, and

WHEREAS, Mr. Warnock pointed out that the streets listed on said plat were public and should be accepted as public streets, to wit:

Bienville Drive
Belle Terre Drive
St. Charles Drive

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Following discussion of this matter, Mr. Ronny Lott did offer and Mr. Gerald Steen did second a motion to **(1)** approve said final plat contingent on the final punch list being complete, (a) subject to the requirement that approval of the Madison County Board of Supervisors would be required on any changes to said plat and/or the accompanying covenants until such time as a majority of votes necessary to change the covenants are controlled by residents of the subdivision, (b) subject to zoning ordinances that the Board finds will be applicable upon adoption thereof in the future, and **(2)** accept the above listed roads as public roads, and **(3)** direct the Clerk to accept and retain the aforesaid Letter of Credit. 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 final plat of Belle Terre, Part Three was and is hereby approved, said roads were and are accepted as public streets and the Chancery Clerk was and is hereby directed.

SO ORDERED this the 6th day of January, 2014.

***In re: Approval of Preliminary Engineering Services Contract
Waggoner Engineering, Inc.***

WHEREAS, Board Attorney Mike Espy appeared before the Board and presented a Preliminary Engineering Services Contract between Madison County Board of Supervisor's and Waggoner Engineering, Inc, a true and correct copy of which is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference,

WHEREAS, Mr. Espy reported that said contract was for repair and overlay of roadways on Yandell Road, Reunion Parkway, Phase 2, Highland Colony Parkway, being project no. STP-0045-00(024)LPA/106482-711000,

Following discussion, Mr. Ronny Lott did offer and Mr. Gerald Steen did second a motion approve said Preliminary Engineering Services contract with Waggoner Engineering pending approval from County Engineer Rudy Warnock and Mississippi Department of Transportation's approval of same and authorize Mr. Gerald Steen 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 contract was and is hereby approved with the aforementioned proviso and Mr. Steen was and is hereby authorized.

SO ORDERED this the 6th day of January, 2014.

In re: Consideration of Circuit Courthouse Renovation Bids

WHEREAS, County Administrator Mark Houston appeared before the Board and presented that certain memorandum dated December 9, 2013 from Mr. William McElroy of M3A Architecture detailing the bids received for the interior demolition and renovation for the Madison County Circuit Courthouse, a true and correct copy of which is attached hereto as

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Exhibit P, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Houston recommended the Board award said bid to Tyler Construction Group as the lowest and best bid in the amount of \$800,000.00,

Following discussion, Mr. Gerald Steen did offer and Mr. Paul Griffin did second a motion to award the bid for the interior demolition and renovation of the Madison County Circuit Courthouse to Tyler Construction Group in the amount of \$800,000.00 to be paid from cash reserves. 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 bid of Tyler Construction Group was and is hereby awarded for the renovation of the Circuit Courthouse.

SO ORDERED this the 6th day of January, 2014.

In re: Consideration of Raises for County Employees

Following discussion, Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to approve a three percent pay raise for county employees who have been employed for more than one year and who have not already received a raise by promotion effective immediately or upon completion of one year service. Prior to the call of the question on the original motion, Mr. Gerald Steen did offer and Mr. Karl M. Banks did second a motion in the nature of a substitute to approve the aforementioned raises effective March, 2014. The vote on the substitute motion 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 substitute motion as offered by Mr. Steen carried unanimously and said raises were and are hereby approved effective March, 2014.

SO ORDERED this the 6th day of January, 2014.

In re: Approval of Budget Amendments

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 January 6, 2014,” a true and correct copy of which is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Ronny Lott did offer and Mr. Gerald Steen did second a motion to approve said budget amendments. The vote on the matter being as follows:

President’s Initials: _____
Date Signed: _____

| | |
|-----------------------------|-----|
| 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 were and are hereby approved and adopted.

SO ORDERED this the 6th day of January, 2014.

In re: Approval of Claims Docket for January 6, 2014 and December 18, 26, and 31, 2013

WHEREAS, the Board reviewed the claims dockets for January 6, 2014 and December 18, 26, and 31, 2013; and

- (1) General Claims Docket, dated January 6, 2014
- (2) Payroll Claims Docket No. 1, dated December 18, 2013
- (3) Payroll Claims Docket No. 1, dated December 26, 2013
- (4) Payroll Claims Docket No. 1, dated December 31, 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 January 6, 2014:

| Fund | Claim Nos. | No. of Claims | Amount |
|-----------------|------------|---------------|--------------|
| 001 | 782 to 923 | 142 | 741,795.07 |
| 012 | 54 to 64 | 11 | 20,872.84 |
| 015 | 20 to 21 | | 112,240.57 |
| 095 | 7 to 8 | 2 | 54,706.66 |
| 097 | 40 to 44 | 5 | 26,304.06 |
| 105 | 96 to 109 | 14 | 29,381.83 |
| 115 | 45 to 48 | 4 | 13,602.65 |
| 120 | 9 to 9 | 1 | 45.94 |
| 137 | 3 to 3 | 1 | 131,001.25 |
| 150 | 251 to 296 | 46 | 86,173.11 |
| 160 | 24 to 25 | 2 | 8,425.54 |
| 190 | 12 to 12 | 1 | 525.00 |
| 191 | 21 to 21 | 1 | 1,728.00 |
| 192 | 14 to 14 | 1 | 24.41 |
| 308 | 16 to 20 | 5 | 523,703.75 |
| 309 | 8 to 9 | 2 | 16,434.70 |
| 401 | 12 to 13 | 2 | 6,873.54 |
| 681 | 79 to 80 | 2 | 15,759.08 |
| 690 | 6 to 7 | 2 | 55,067.38 |
| 691 | 6 to 7 | 2 | 55,064.24 |
| 693 | 6 to 6 | 1 | 200.00 |
| TOTAL ALL FUNDS | | 247 | 1,899,929.62 |

Thereafter and following discussion, Mr. Gerald Steen 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

President's Initials: _____
Date Signed: _____

Resolution is attached hereto as Exhibit R, 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 Nos. 1, 2, and 3 were and are hereby approved, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 6th day of January, 2014.

In re: Approval of Rejection of Certain Claims

WHEREAS, Comptroller Shelton Vance appeared before the Board and presented those certain claims as outlined on that certain memorandum dated January 6, 2014 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 Exhibit S, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Vance reported that said claim was from Vulcan Construction Materials,

Following discussion, Mr. Gerald Steen did offer and Mr. Ronny Lott did second a motion to reject said claim as referenced in Exhibit S 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 claim was and is hereby rejected and the Board Attorney was and is hereby authorized.

SO ORDERED this the 6th day of January, 2014.

In re: Approval of Claims of Fleetcor Technologies

Thereafter, Mr. Vance presented a supplemental claims docket also dated January 3, 2014 containing the claims of Fleetcor Technologies and requested the Board's consideration thereof,

Mr. Paul Griffin did offer and Mr. Karl M. Banks 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:

President's Initials: _____
Date Signed: _____

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| | |
|-----------------------------|---|
| 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 6th day of January, 2014.

In re: Authorization of Payment of Invoices

Following discussion, and at the request of Comptroller Shelton Vance, Mr. Ronny Lott did offer and Mr. Gerald Steen did second a motion to approve invoice no. 131231B0002201 in the amount of \$ 50,876.41 from Blue Cross Blue Shield for the period December 20, 2013 through December 31, 2013 and that certain invoice payable to Canton Municipal Utilities in the amount of \$39,668.12. 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 invoices were and are hereby approved for payment and the Chancery Clerk was and is hereby authorized to issue pay warrants accordingly.

SO ORDERED this 6th day of January, 2014.

***In re: Approval of Appointments -
Central Mississippi Planning District & Development***

Following discussion, Mr. Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to (1) remove Supervisor Ronny Lott as the County Official and appoint Supervisor John Bell Crosby as the County Official to the Central Mississippi Planning & Development District Board of Directors and (2) appoint Supervisor Ronny Lott as the MPO appointee. 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 appointments were and are hereby made.

SO ORDERED this the 6th day of January, 2014.

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.

President's Initials: _____
Date Signed: _____

***In re: Approval of Resolution Objecting to
Abandonment of Grenada Railway Track***

RESOLUTION OF OBJECTION REGARDING INTENT OF ILLINOIS
CENTRAL RAILROAD COMPANY TO ABANDON GRENADA RAILWAY TRACK
PURSUANT TO PERMIT OF THE FEDERAL SURFACE TRANSPORTATION BOARD

WHEREAS, it has come to the attention of the Madison County Board of Supervisors that the Illinois Central Railroad Company intends to seek permit from and authorization of the federal Surface Transportation Board to accomplish abandonment of its trackage rights on approximately 175.4 miles of rail line of the Grenada Railway, LLC between Milepost 403.0 at Southaven, Mississippi and Milepost 703.8 near Canton, Mississippi; and

WHEREAS, the application process to discontinue the use of such rail lines has recently been filed with the Surface Transportation Board, being docketed as AB-43 (Sub-No 187X); and

WHEREAS, it is the certain belief of the Madison County of Supervisors that discontinuation of rail service and such abandonment of the rail tracks will bring detrimental impacts to the rural economies within the affected areas and will serve to hinder economic progress and development of Madison, Yazoo, Holmes, Carroll, Montgomery, Grenada, Yalobusha, Tallahatchie, Panola, Tate and Desoto counties; and

WHEREAS, abandonment and discontinuation of 175.4 miles of rail service without the offering of alternate service will irreparably retard and impair trade, freight and business benefits which assist in support of the economic life of the impoverished rural region; and

WHEREAS, it is the responsibility and duty of the Madison County Board of Supervisors to advocate against actions which are certain to render negative consequences to Madison County and which are judged to bring disruption to the positive economy of the county.

THEREFORE, BE IT RESOLVED that Madison County Board of Supervisors hereby OBJECTS to the application of Illinois Central Railroad Company, being docketed as AB-43 (Sub-No.187X), before the US Surface Transportation Board, and is opposed to any permit application authorizing abandonment and discontinuation of 175.4 miles of rail service within Madison County and adjacent counties. Further,

BE IT RESOLVED that upon approval of this Resolution, a certified copy of such shall be sent to the attention of the Office of the Secretary, Surface Transportation Board in Washington DC, as confirmation of the objection to the permit application of the Illinois Central Railroad Company.

Following discussion, Mr. Gerald Steen did offer and Mr. Ronny Lott did second a motion to adopt the above and foregoing Resolution. The vote on the matter being as follows:

| | |
|-----------------------------|-----|
| Supervisor John Bell Crosby | Aye |
| Supervisor Ronnie Lott | Aye |
| Supervisor Gerald Steen | Aye |
| Supervisor Karl M. Banks | Aye |
| Supervisor Paul Griffin | Aye |

the matter carried unanimously and said Resolution was and is hereby adopted.

SO ORDERED, this the 6th day of January, 2014.

President's Initials: _____
Date Signed: _____

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In re: Approval to Use Old Hospital

Following discussion and at the request of Emergency Management Director Butch Hammack, Mr. Paul Griffin did offer and Mr. Ronny Lott did second a motion to authorize the use of the old hospital for training purposes by Homeland Security and Mississippi Air National Guard at a date to be determined. 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.

SO ORDERED, this the 6th day of January, 2014.

In re: Approval to Extend Travel and Related Expenses

Mr. John Bell Crosby did offer and Mr. Paul Griffin did second a motion to extend the approval of travel and related expenses for Supervisor Karl M. Banks, Supervisor John Bell Crosby, the Chancery Clerk, the County Administrator, the County Comptroller, and the Board Attorney to travel to Chicago, IL through February, 2014, as the need arises, to meet with Allstate representatives to discuss items related to the settlement of the Lost Rabbit litigation in which Madison County is party Defendant. 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 travel and related expenses was and is hereby extended and authorized.

SO ORDERED this the 6th day of January, 2014

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 Ronny Lott and approved by the unanimous vote of those present, the meeting of the Board of Supervisors was recessed until Tuesday, January 21, 2014 at 4:30 pm for purposes of consideration of a Claims Docket and any other business which may properly come before the Board.

Karl M. Banks, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Cynthia Parker, Chancery Clerk

President's Initials: _____
Date Signed: _____

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President's Initials: _____
Date Signed: _____

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