

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

REGULAR MEETING OF DECEMBER 15, 2014
Recessed from a regular meeting conducted December 1, 2014

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on December 15, 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, Karl Banks, presided and called the meeting to order. The following members were present that day:

Present:

Supervisor John Bell Crosby
Supervisor John Howland
Supervisor Gerald Steen
Supervisor Karl M. Banks
Supervisor Paul Griffin
Chancery Clerk Ronny Lott
Chief Deputy Sheriff Jeremy Williams on behalf of Sheriff Randy Tucker

Absent:

Also in attendance:

County Administrator Mark Houston
County Comptroller Shelton Vance
Board Attorney Mike Espy
Board Secretary/Chief Deputy Clerk Cynthia Parker
Chad Plumb on behalf of County & State Aid/LSBP Engineer Rudy Warnock
County Purchase Clerk Hardy Crunk
Zoning Administrator Scott Weeks
Emergency Management Director Butch Hammack
Road Manager Lawrence Morris
Human Resource Director Loretta Phillips

The 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 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 Increases of Assessment of 2013
Real and Personal Property Pursuant to Miss. Code Ann. § 27-35-147 et seq.***

WHEREAS, the Board determined that December 15, 2014 would be an appropriate date for a public hearing on the matter of increasing certain real and personal property assessments for the various tax years on certain parcels in the county and did set said date for said hearing to begin at the hour of 4:30 pm, and

WHEREAS, the Chancery Clerk did prepare and serve the appropriate notices thereof by regular mail to the affected property owners, and the Board does find that said notices were sufficient, and

WHEREAS, a spreadsheet and the petition listing the property owners, the parcel numbers, and amount of the proposed assessment increase are attached hereto as Collective

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

WHEREAS, the hour of 4:30 pm did arise and the Board President did declare the public hearing on said proposed increase to be open, and

WHEREAS, no one did appear to contest or protest said assessment increases,

Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to close the public hearing and approve the assessment increase for the individuals and parcel numbers as set forth in the aforesaid spreadsheet and petitions. The vote on the matter being as follows:

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

the matter carried unanimously and the assessment of the parcels reflected thereon were and are hereby approved and adopted.

SO ORDERED this the 15th day of December, 2014.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President announced those certain matters denominated “Consent Items” which bear Item numbers (2) through (26) 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

Therefore, Mr. John Bell Crosby did offer and Mr. John Howland did second a motion to take the following actions on the Consent Agenda:

2. **Acknowledge Receipt of Four Spotting Scopes - Sheriff's Department.**
(A true and correct copy of that explanatory memorandum from Chief Jeremy Williams is attached hereto as Exhibit B.)
3. **Authorize Advertising for One or More Tractor Trucks.**
(A true and correct copy of that explanatory memorandum from Purchase Clerk Hardy Crunk is attached hereto as Exhibit C, spread hereupon and incorporated herein by reference.)
4. **Acknowledge Confirmation of District Attorney Payroll Sharing.**
(A true and correct copy of that certain explanatory memorandum from Comptroller Shelton Vance is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference.)
5. **Approve *Correcting, Nunc Pro Tunc* the Minutes of August 4, 2014.**
(A true and correct copy of that certain explanatory memorandum dated December 15, 2014 from Chancery Clerk Ronny Lott correcting the minutes of August 4, 2014 is attached hereto as Exhibit E, spread hereupon and incorporated herein by reference to reflect the following:

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RESOLUTION AUTHORIZING AND APPROVING AMENDMENTS TO CERTAIN DEFINITIONS AND PROVISIONS IN THE BOND RESOLUTION AS APPROVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI ON JULY 21, 2014 IN CONNECTION WITH THE SALE AND ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014, OF MADISON COUNTY, MISSISSIPPI, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED TWELVE MILLION DOLLARS (\$12,000,000).

WHEREAS, the Board of Supervisors of Madison County, Mississippi (the "Governing Body" of the "County"), acting for and on behalf of said County, hereby finds, determines, adjudicates and declares as follows:

1. The Governing Body has determined it necessary to amend the bond resolution approved on July 21, 2014, by the Governing Body (the "Original Bond Resolution") in connection with the sale and issuance of the not to exceed \$12,000,000 General Obligation Refunding Bonds, Series 2014 (the "Bonds").

2. The Governing Body now finds and determines that it is necessary, advisable and in the public interest that certain definitions and provisions included in the Original Bond Resolution be amended by this resolution as hereinafter provided (the "Amendment to Bond Resolution") to change the "not to exceed" authorized par amount of the Bonds, the change the identity of the underwriter and bond counsel for the County, and to provide authority for the County to possibly refund certain outstanding maturities of its Prior 2008 Bonds, as defined below (the "Prior 2008 Bonds"), as a portion of the Refunding Project in connection with the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE COUNTY AS FOLLOWS:

SECTION 1. Capitalized terms used herein but not defined herein shall have the meanings ascribed thereto in the Original Bond Resolution, provided, however, that the following definitions are hereby amended and/or inserted to the applicable WHEREAS clauses of the Original Bond Resolution to read as follows:

"Prior Bonds" means, together, the Prior 2007 Bonds and the Prior 2008 Bonds.

"Prior 2007 Bonds" means the \$12,000,000 (original principal amount) General Obligation Road and Bridge Bonds, Series 2007, dated May 16, 2007.

"Prior 2008 Bonds" means the \$33,000,000 (original principal amount) General Obligation Road and Bridge Bonds, Series 2008, dated March 4, 2008.

"2008 Bond Resolution" means the resolution of the Governing Body adopted January 15, 2008 concerning the issuance of the Prior 2008 Bonds.

"Underwriter" means Duncan-Williams, Inc., Memphis, Tennessee.

SECTION 2. Section 2 of the Original Bond Resolution is hereby deleted in its entirety and amended to read as follows:

SECTION 2. Proceeding under the authority of the Refinancing Act, there shall be and there are hereby authorized and directed to be issued Madison County, Mississippi General Obligation Refunding Bonds, Series 2014 (the "Bonds") in an aggregate principal amount not to exceed Twelve Million Dollars (\$12,000,000). The Bonds are being issued to advance refund and defease all or a portion of the Refunded Bonds and to pay certain costs incident to the sale, issuance and delivery of the Bonds. Principal and interest on the Bonds shall be payable on such dates, at such rate and in such amounts as provided in the Bond Purchase Agreement, which provisions shall be finalized on the date the Bond Purchase Agreement is executed by the Underwriter and the County.

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SECTION 3. Section 3 of the Original Bond Resolution is hereby deleted in its entirety and amended to read as follows:

SECTION 3. The Governing Body hereby finds and determines that (a) the Refinancing Act provides that the Bonds may be secured by a pledge of the same source of security as the Refunded Bonds, or such other security as the Governing Body may lawfully pledge, or both; (b) the net proceeds of the Bonds shall be applied to the refunding and defeasance of the Refunded Bonds and the payment of the costs of issuance related to the Bonds; (c) the Bonds shall not be issued unless all of the requirements of the Refinancing Act and other applicable laws of the State are met, including without limitation, the requirement of at least a two percent (2%) net present value savings for the Refunded Bonds; (d) pursuant to the Refinancing Act, the 2007 Bond Resolution and the 2008 Bond Resolution, the Bonds shall be general obligations of the County and the full faith, credit and resources of the County are hereby pledged for the payment of the principal of and interest on the Bonds; (e) the aggregate principal amount of the Bonds shall not exceed Twelve Million Dollars (\$12,000,000); and (f) the Bonds shall not bear a greater overall maximum interest rate to maturity than eleven percent (11%) per annum as allowed by the Refinancing Act.

SECTION 4. Section 6 of the Original Bond Resolution is hereby deleted in its entirety and amended to read as follows:

SECTION 6. The Bonds shall be dated the date of their delivery and shall bear interest from said date at the rates per annum to be set forth in the Bond Purchase Agreement; provided, however, that the Bonds shall not bear a greater overall maximum interest rate to maturity than eleven percent (11%) per annum as allowed by the Refinancing Act, and the Bonds attributable to the Refunded 2007 Bonds shall mature no later than May 1, 2027, and the Bonds attributable to the Refunded 2008 Bonds shall mature no later than March 1, 2028, in the years and in the principal amounts to be set forth in the Bond Purchase Agreement.

SECTION 5. The third paragraph of the form of the Bonds in Section 15 of the Original Bond Resolution is hereby deleted in its entirety and amended to read as follows:

This Bond is one of an authorized issue of General Obligation Refunding Bonds, Series 2014 of like date, tenor and effect, except as to rate of interest and date of maturity, aggregating the principal sum of _____ (\$ _____) (the "Bonds") issued by the County pursuant to and in conformity with the Constitution and laws of the State, including, among others, Sections 31-27-1 et seq., Mississippi Code of 1972, as amended (the "Act"), and pursuant to a resolution duly adopted by the Board of Supervisors of the County on July 21, 2014 (the "Resolution"), for the purpose of (a) advance refunding and defeasing [all or a portion] of the County's (i) \$12,000,000 (original principal amount) General Obligation Road and Bridge Bonds, Series 2007, dated May 16, 2007, and (ii) \$33,000,000 (original principal amount) General Obligation Road and Bridge Bonds, Series 2008, dated March 4, 2008, and (b) paying the costs incident to the sale and issuance of the Bonds. Reference is hereby made to the Resolution, copies of which are on file at the corporate trust office of the Paying and Transfer Agent and at the Office of the Chancery Clerk and Clerk of the Board of Supervisors of the County, to all of the provisions of which the registered owner hereof assents by acceptance of this Bond.

SECTION 6. Section 23 of the Original Bond Resolution is hereby deleted in its entirety and amended to read as follows:

SECTION 23. The Governing Body, acting for and on behalf of the County, hereby irrevocably elects and directs that the Refunded Bonds selected for refunding shall be redeemed on such date as may be determined by the President, with the advice of the Financial Advisor, to be in the best interest of the County and that is in compliance with the terms and provisions of the 2007 Bond Resolution, the 2008 Bond Resolution and the Refinancing Act. The Escrow Trustee is hereby authorized and directed to notify the paying and transfer agent for the Prior

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2007 Bonds, as set forth in the 2007 Bond Resolution (the "2007 Paying Agent"), of the refunding of the Refunded 2007 Bonds, and the 2007 Paying Agent is hereby authorized and directed to provide notice of the redemption of the Refunded 2007 Bonds to the holders of such Refunded 2007 Bonds pursuant to the terms and provisions of the 2007 Bond Resolution. The Escrow Trustee is hereby further authorized and directed to notify the paying and transfer agent for the Prior 2008 Bonds, as set forth in the 2008 Bond Resolution (the "2008 Paying Agent"), of the refunding of the Refunded 2008 Bonds, and the 2008 Paying Agent is hereby authorized and directed to provide notice of the redemption of the Refunded 2008 Bonds to the holders of such Refunded 2008 Bonds pursuant to the terms and provisions of the 2008 Bond Resolution.

SECTION 7. Section 25 of the Original Bond Resolution is hereby deleted in its entirety and amended to read as follows:

SECTION 25. Under the 2007 Bond Resolution, the 2008 Bond Resolution and the Refinancing Act, upon the issuance of the Bonds, the Refunded Bonds selected for refunding will be legally and economically defeased.

SECTION 8. Section 27 of the Original Bond Resolution is hereby deleted in its entirety and amended to read as follows:

SECTION 27. Reserved.

SECTION 9. Section 29 of the Original Bond Resolution is hereby deleted in its entirety and amended to read as follows:

SECTION 29. Butler Snow LLP, Ridgeland, Mississippi, is hereby designated to serve as bond counsel ("Bond Counsel") in connection with the Bonds.

SECTION 10. Section 31 of the Original Bond Resolution is hereby deleted in its entirety and amended to read as follows:

SECTION 31. Government Consultants, Inc., Jackson, Mississippi, is hereby selected to serve as Independent Registered Municipal Advisor (the "Financial Advisor") to the County in connection with the sale and issuance of the Refunding Bonds.

SECTION 11. The Governing Body hereby approves and ratifies any changes necessary in any of the Bond Purchase Agreement, Escrow Agreement and/or Preliminary Official Statement as presented in the Original Bond Resolution in order to conform to the amendments presented in this Amendment to Bond Resolution, and the President, Chancery Clerk and any other officer of the Governing Body are each hereby authorized to approve any such changes to such documents, said execution being conclusive evidence of such approval.

SECTION 12. If any section, paragraph, clause or provision of this Amendment to Bond Resolution shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any other provision hereof.

SECTION 13. All resolutions or parts thereof in conflict with this Amendment to Bond Resolution, to the extent of such conflict only, are hereby repealed.

SECTION 14. The preparation of the Bonds for delivery being now immediately necessary, this Amendment to Bond Resolution, together with the unaffected provisions of the Original Bond Resolution, shall become effective immediately upon the adoption hereof.

Supervisor Paul Griffin moved and Supervisor John Bell Crosby seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

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John Bell Crosby	voted: Aye
Romy Lott	voted: Aye
Gerald Steen	voted: Aye
Karl M. Banks	voted: Not Present and Not Voting
Paul Griffin	voted: Aye

The motion having received the affirmative vote of a majority of the members of the Governing Body present, being a quorum of said Governing Body, the President declared the motion carried and the resolution adopted this 4th day of August, 2014.

SO ORDERED this 4th day of August, 2014.

6. **Approve Notices to Renew 16th Section Leases Residential Lease Contracts.**
(True and correct copies of which may be found in the Miscellaneous Appendix to these Minutes.)
7. **Approve Road Claim Due to Vehicle Damage - Yulanda Davis.**
(A true and correct copy of that certain explanatory memorandum from Emergency Management Director Butch Hammack setting forth the nature of the claims and the basis therefor as well as the amounts thereof is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference.)
8. **Acknowledge Maverick Stampede 5K/10K Run - Germantown High School.**
(A true and correct copy of that explanatory memorandum is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference.)
9. **Approve Refund of Deposit to Ms. Natasha Allen - Gazebo/Historic Courtyard.**
(A true and correct copy of that certain memorandum from Ms. Clara Latiker is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)
10. **Acknowledge Tax Year 2014 Manufactured Homes and Personal Property Insolvencies from Tax Collector Kay Pace.**
(True and correct copies of which may be found in the Miscellaneous Appendix to these Minutes.)
11. **Approve Payment of Constable Fees.**
(A true and correct copy of that explanatory memorandum from Justice Court Clerk Susan McCarty is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference.)
12. **Acknowledge Mississippi Wireless Communication Commission's Approval and Approve C-Spire Contract for Radio System Upgrade.**
(A true and correct copy of that explanatory memorandum from Purchase Clerk Hardy Crunk is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference. The Board President was hereby authorized to execute said contract.)
13. **Approve Petition for Increase of Assessment of Real Property for 2014 Tax Year Accepted by Taxpayer.**
(A true and correct copy of which is attached hereto as Collective Exhibit K, spread hereupon and incorporated herein by reference.)
14. **Acknowledge Petition for Increase of Assessment of Real Property for 2014 Tax Year Not Accepted by Taxpayer and Set Date for Public Hearing for Tuesday, January 20, 2015.**

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15. **Acknowledge Petition for Increase of Assessment of Real Property for Various Tax Years Not Accepted by Taxpayer and Set Date for Public Hearing for Tuesday, January 20, 2015.**
16. **Approve *En Masse* Petition for Reduction of Assessments of Real Property for the 2014 Tax Year.**
(A true and correct copy of which is attached hereto as Collective Exhibit L, spread hereupon and incorporated herein by reference.)
17. **Approve Void 2013 Homestead Chargeback - Parcel No. 081A-12-039/Jennifer and Franklin Robinson.**
(A true and correct copy of that explanatory memorandum from Tax Assessor Gerald Barber is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference.)
18. **Approve Deleted Homestead Applications - 2014 Tax Year.**
(A true and correct copy of which is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference.)
19. **Approve Void 2014 Tax Sale - Parcel No. 091A-11-001/01.00/Mark S. Jordan Family Trust.**
(A true and correct copy of that explanatory memorandum from Tax Collector Kay Pace is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference. The Tax Collector was hereby authorized to issue a refund accordingly.)
20. **Approve Awarding of Depository Bids for a Two Year Period (January, 2015 - December, 2016) to Metropolitan Bank as the primary county depository for the county's operating account and self-funding insurance accounts and designate Renasant Bank as the county depository for the county's payroll.**
21. **Acknowledge Clerk of the Board Report.**
(A true and correct copy of said Report may be found in the Miscellaneous Appendix to these Minutes.)
22. **Approve Annual Preventive Maintenance Contract for Spacesaver - Justice Court.**
(A true and correct copy of which is attached hereto as Exhibit P, spread hereupon and incorporated herein by reference for a period of January 1, 2015 - January 1, 2016.)
23. **Approve Zoning Matter/Petition to Rezone Special Use (SU)1 to R-1 Residential District - Hust Farms, LLC.**
(A true and correct copy of the petition of Hust Farms, LLC seeking to rezone 33 acres of property currently zoned Special Use (SU)1 to R-1 Residential District located in Section 1, T7N, R2E on Old Rice Road and Pearl River Church Road, Madison County, Mississippi, may be found in the Miscellaneous Appendix to these Minutes.)
24. **Approve Site Plan for Existing Commercial Facility - Mac Patrick.**
(A true and correct copy of the site plan for adding an additional ten feet to the front of an existing commercial building on Coker Road submitted by Mac Patrick as presented to the Madison County Planning and Zoning Commission may be found in the Miscellaneous Appendix to these Minutes.)
25. **Acknowledge Legal Holiday - Thursday and Friday, December 25-26, 2014, Christmas Day. All county offices and courthouses are authorized to close on said dates.**

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- 26. Acknowledge and Approve Personnel Matters - 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 Q, spread hereupon and incorporated herein by reference.)

The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present, and each item was and is hereby approved, adopted and authorized as described herein above.

SO ORDERED this the 15th day of December, 2014.

***In re: Acknowledgment of Petition -
Southwest Madison County Neighborhood Association***

WHEREAS, Rev. Holiness Barnes, Jr. appeared before the Board and presented a petition from the Southwest Madison County Neighborhood Association and requested the Board's acknowledgment of same, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, and

WHEREAS, Rev. Barnes requesting the Board deny the rezoning permit of 6-9 Convenience Store, Case Number Z1 12 located on Lake Castle Road,

Following discussion, Mr. Gerald Steen did offer and Mr. John Howland did second a motion to acknowledge the petition of the Southwest Madison County Neighborhood Association. The vote on the matter being as follows:

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

the matter carried unanimously and said petition was and is hereby acknowledged.

SO ORDERED this the 15th day of December, 2014.

***In re: Approve Refund of Reservation Fee -
Historic Courtyard***

At the recommendation of County Administrator Mark Houston, Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to refund the \$25.00 reservation fee for use of the Historic Courtyard to Mr. Ricky Brown. The vote on the matter being as follows:

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

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the matter carried unanimously and said refund was and is hereby approved.

SO ORDERED this the 15th day of December, 2014.

In re: Consideration of Special Exception for Certificate of Occupancy/The Town of Livingston

WHEREAS, Zoning Administrator Scott Weeks appeared before the Board and presented a request from Mr. Andy Clark, Esq. requesting the Board authorize the issuance of a Certificate of Occupancy for Town of Livingston/Livingston Cooking School, and

WHEREAS, Mr. Weeks reported he had concerns of safety with railing in front of the building, and

WHEREAS, Mr. Andy Clark did also appear before the Board and reported that the said safety concerns of the railing had been put in place, and

WHEREAS, Mr. Clark also reported that there are no traffic control issues or parking issues at the Town of Livingston and further reported that Mississippi Department of Transportation is closely monitoring the improvements being made to Highways 463 and 22,

Following discussion, Mr. John Howland did offer and Mr. Gerald Steen did second a motion to approve the request for special exception and authorize Zoning Administrator Scott Weeks to issue a Certificate of Occupancy for Town of Livingston/Livingston Cooking School contingent on written approval from the Livingston-Mannsdale Historic Preservation Society. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Weeks was and is hereby authorized with the aforementioned proviso.

SO ORDERED this the 15th day of December, 2014.

In re: Discussion for Placement of Stop Signs Lake Caroline Subdivision

WHEREAS, County Administrator Mark Houston on behalf of County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented a request from Lake Caroline Owners Association, Inc. requesting the Board approve the installation of a four way stop sign at Caroline Crossing and Covey Run and a three way stop sign at the entrance to Tuscany Townhouses and Caroline Boulevard, and

WHEREAS, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

WHEREAS, Mr. Houston reported that Mr. Warnock had reviewed said request and does recommend approval of same,

Following discussion, Mr. John Howland did offer and Mr. Gerald Steen did second a motion to approve the installation of a four way stop sign at Caroline Crossing and Covey Run and a three

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way stop sign at the entrance to Tuscany Townhouses and Caroline Boulevard. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor John Howland	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 15th day of December, 2014.

In re: Discussion of Mississippi Department of Transportation Settlement Amended Project Schedule

WHEREAS, County Administrator Mark Houston on behalf of County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented a revised schedule for the Madison County Roadways Project STP-0045-00(024)LPA 106482-701000 being Yandell Road from Waggoner Engineering, Inc., a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. Gerald Steen did offer and Mr. John Howland did second a motion to acknowledge said revised schedule for the Madison County Roadways Project STP-0045-00(024)LPA 106482-701000 being Yandell Road. The vote on the matter being as follows:

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

the matter carried unanimously and said revised schedule was and is hereby acknowledged.

SO ORDERED this the 15th day of December, 2014.

In re: Authorization of Board President to Execute Utility Relocation Agreement

WHEREAS, County Administrator Mark Houston on behalf of County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and requested the Board authorize the Board President to execute the Utility Agreement with Bear Creek Water Association for the relocation of water and sewer associated with the Smith-Carr Road Realignment Project and the Stribling Road/Highway 463 Widening Project, and

WHEREAS, Mr. Houston also presented a preliminary cost estimate in the amount of \$3,470.00 associated with same, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

Following discussion, Mr. John Howland did offer and Mr. John Bell Crosby did second a motion to authorize the Board President to execute said Utility Agreement for the relocation of water and sewer associated with the Smith-Carr Road Realignment Project and the Stribling Road/Highway 463 Widening Project and acknowledge preliminary cost estimate. The vote on the matter being as follows:

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

the matter carried unanimously and the Board President was and is hereby authorized and said cost estimate was and is hereby acknowledged.

SO ORDERED this the 15th day of December, 2014.

In re: Approval of Final Plat - Camden Pointe of Caroline

WHEREAS, County Administrator Mark Houston on behalf of County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented the final plat of Camden Pointe of Caroline and requested the Board approve same, indicating and representing that the same met with all appropriate and applicable county requirements, and

WHEREAS, the streets listed on said plat were public and should be accepted as a public streets, to wit:

Camden Shores North
Camden Lane

Following discussion of this matter, Mr. John Bell Crosby did offer and Mr. John Howland did second a motion to **(1)** approve said final plat contingent on the signature of County Engineer Rudy Warnock, (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 Letter of Credit. The vote on the matter being as follows:

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

the matter carried unanimously and the final plat of Camden Pointe of Caroline was and is hereby approved, said road was and is accepted as a public streets and the Chancery Clerk was and is hereby directed.

SO ORDERED this the 15th day of December, 2014.

***In re: Approval of Joseph Orr Architecture PA Contract
Madison County DHS Roof Replacement***

WHEREAS, County Administrator Mark Houston appeared before the Board and presented the contract of Joseph Orr Architecture PA for roof replacement at the Madison County Department of Human Services and requested the Board's approval of same, a true and correct copy of which is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference, and

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WHEREAS, Mr. Houston requested the Board authorize the Board President to execute same,

Following discussion, Mr. Gerald Steen did offer and Mr. John Howland did second a motion to approve said contract with Joseph Orr Architecture PA and authorize the Board President to execute same. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor John Howland	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 and the Board President was and is hereby authorized.

SO ORDERED this the 15th day of December, 2014.

In re: Discussion of Madison County Library/Canton Building

WHEREAS, County Administrator Mark Houston appeared before the Board and requested the Board's consideration to advertise for bids for repairs to the elevator at the Madison County Library/Canton Building to be in compliance with ADA requirements,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to authorize Purchase Clerk Hardy Crunk to advertising for bids for repairs to the elevator at the Madison County Library/Canton Building to be in compliance with ADA requirements. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Crunk was and is hereby authorized.

SO ORDERED this the 15th day of December, 2014.

In re: Discussion of Request for Attorney General's Opinion

At the recommendation of County Administrator Mark Houston, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to authorize Board Attorney Mike Espy to write for an Attorney General's opinion on the employer portion of PERS for Constable fees. The vote on the matter being as follows:

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

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the matter carried unanimously and Mr. Espy was and is hereby authorized.

SO ORDERED this the 15th day of December, 2014.

In re: Request to Appoint Committee to Inspect Small Road

Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to appoint Mr. John Bell Crosby and Mr. Karl M. Banks to inspect Small Road in District 5 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 John Howland	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 15th day of December, 2014.

In re: Authorization to Re-Advertize for Bids Madison County Historic Courthouse

WHEREAS, County Administrator Mark Houston appeared before the Board and requested the Board’s consideration to re-advertise for bids for repairs to the Madison County Historic Courthouse pursuant to the Save America’s grant, and

WHEREAS, Mr. Houston reported that no bids were received pursuant to the previous advertising of bids,

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to authorize Mr. Houston to re-advertise for bids for repairs to the Madison County Historic Courthouse pursuant to the Save America’s grant. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Houston was and is hereby authorized.

SO ORDERED this the 15th day of December, 2014.

In re: Approval of Budget Amendments and Interfund Cash Transfers

WHEREAS, Comptroller 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 and Interfund Cash Transfers December 15, 2014,” a true and correct copy of which is attached hereto as Exhibit S, spread hereupon and incorporated herein by reference,

President’s Initials: _____

Date Signed: _____

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to approve said budget amendments and interfund cash transfers. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor John Howland	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 the 15th day of December, 2014.

In re: Approval of Claims Docket for December 15, 3, 4, 5 and 11, 2014

WHEREAS, the Board reviewed the claims dockets for December 15, 3, 4, 5 and 11, 2014 ; and

- (1) General Claims Docket, dated December 15, 2014
- (2) Payroll Claims Docket No. 1, dated December 3, 2014
- (3) Payroll Claims Docket No. 2, dated December 4, 2014
- (4) Payroll Claims Docket No. 3, dated December 5, 2014
- (5) Payroll Claims Docket No. 4, dated December 11, 2014

WHEREAS, Mr. 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 December 15, 2014:

Fund	Claim Nos.	No. of Claims	Amount
001	1251 to 1363	113	272,636.99
012	36 to 40	5	1,453.13
014	3 to 3	1	4,999.96
015	16 to 18	1	175,824.82
097	23 to 29	7	3,522.18
105	92 to 110	19	10,085.99
108	1 to 1	1	1,702.00
113	3 to 3	1	3,500.00
115	37 to 39	3	337.84
150	197 to 245	49	142,437.28
160	16 to 16	1	2,196.56
190	13 to 14	2	193.00
191	17 to 21	5	1,809.38
192	13 to 13	1	102.16
226	10 to 10	1	700.00
309	11 to 11	1	5,500.00
312	3 to 3	1	86,400.00
314	8 to 8	1	8,000.00
315	1 to 1	1	21,000.00
401	9 to 9	1	7,967.51
655	3 to 3	1	60,724.42
664	2 to 2	1	3,300.00
672	4 to 4	1	781.00
675	3 to 3	1	4,185.00
TOTAL ALL FUNDS	219		819,359.22

President's Initials: _____

Date Signed: _____

Thereafter and following discussion, Mr. John Bell Crosby did offer and Mr. John Howland 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 T, spread hereupon, and incorporated herein by reference. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor John Howland	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, 2, 3, and 4 were and are hereby approved, and the Chancery Clerk was and is instructed to issue pay warrants accordingly.

SO ORDERED this the 15th day of December, 2014.

In re: Approval of Claims of Fleetcor Technologies

Thereafter, Mr. Vance presented a supplemental claims docket also dated December 15, 2014 containing the claims of Fleetcor Technologies and requested the Board's consideration thereof,

Mr. Paul Griffin did offer and Mr. John Howland 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 John Howland	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 15th day of December, 2014.

***In re: Discussion of Grant and Budget
Adult Drug Court***

WHEREAS, Comptroller Shelton Vance appeared before the Board and presented certain correspondence from Drug Court Coordinator Suzanne Hidalgo advising that a grant previously granted from Administration of Courts (AOC) requires the expenditure of \$25,000.00 prior to

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: _____

For Searching Reference Only: Page 15 of 20 (12/15/14)

year's end, a true and correct copy of which is attached hereto as Exhibit U, spread hereupon, and incorporated herein by reference,

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to acknowledge receipt of said correspondence. The vote on the matter being as follows:

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

the matter carried unanimously and said correspondence was and is hereby acknowledged.

SO ORDERED this the 15th day of December, 2014.

***In re: Approval to Reject Unpaid Invoices -
A&B Equipment***

Mr. Gerald Steen did offer and Mr. John Howland did second a motion to reject that certain unpaid invoice submitted by Ergon Asphalt and Emulsion, Inc. where the vendor delivered more than the requested quantity of asphalt and direct the Board Attorney to file a declaratory complaint in the Circuit Court of Madison County. The vote on the matter being as follows:

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

the matter carried unanimously and said invoice was and is hereby rejected and the Board Attorney was and is directed.

SO ORDERED this the 15th day of December, 2014.

***In re: Authorization to Pay Invoices
Hammett Gravel Company, Inc.***

Mr. Paul Griffin did offer and Mr. John Howland did second a motion to pay invoice no. 36325 in the amount of \$1,299.76 and invoice no. 36409 in the amount of \$3,157.71 submitted by Hammett Gravel Company, Inc. and direct the Chancery Clerk to issue pay warrants accordingly. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor John Howland	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 and the Chancery Clerk was and is directed to issue pay warrants accordingly.

SO ORDERED this the 15th day of December, 2014.

President's Initials: _____

Date Signed: _____

In re: Authorization to Transfer Funds

WHEREAS, Comptroller Shelton Vance appeared before the Board and reported that the Tax Collector had settled funds to the County and requested the Board authorize the Chancery Clerk to issue payment to Trustmark Bank in the amount of \$80,003.64 for payment on the Galleria Parkway Bonds and authorize the transfer of \$3,873.81 to fund no. 228 for subsequent payments on the Galleria Parkway Bonds,

Following discussion, Mr. John Bell Crosby did offer and Mr. Gerald Steen did second a motion to authorize the Chancery Clerk to transfer \$3,873.81 to fund no. 228. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor John Howland	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 authorized.

SO ORDERED this the 15th day of December, 2014.

***In re: Acknowledgment of State Auditor’s Report
September 30, 2013***

Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to acknowledge receipt of the State Auditor’s Report for year ended September 30, 2013. The vote on the matter being as follows:

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

the matter carried unanimously and said report was and is hereby acknowledged.

SO ORDERED this the 15th day of December, 2014.

***In re: Authorization to Advertise Sale of
Surplus Timbers and Concrete Culverts***

At the recommendation of Board Attorney Mike Espy, Mr. Paul Griffin did offer and Mr. John Howland did second a motion to authorize Purchase Clerk Hardy Crunk to advertise for the sale of the surplus timbers and concrete culverts located at the Road Department. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Crunk was and is hereby authorized.

SO ORDERED this the 15th day of December, 2014.

President’s Initials: _____
Date Signed: _____

In re: Acknowledge Resignation of Nathaniel Johnson - West Madison County Utility Board

Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to acknowledge the resignation of Mr. Nathaniel Johnson from the West Madison County Utility Board effective December 15, 2014, 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 John Howland	Aye
Supervisor Gerald Steen	Aye
Supervisor Karl M. Banks	Aye
Supervisor Paul Griffin	Aye

the matter carried unanimously and said resignation was and is hereby acknowledged

SO ORDERED this the 15th day of December, 2014.

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 litigation, economic development and personnel issues,

Following discussion and pursuant to the terms of Miss. Code Ann. § 25-41-7, as amended, Mr. John Bell Crosby did offer and Mr. John Howland 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 potential litigation, economic development and personnel issues with the following persons deemed necessary for Board discussions, deliberations, and recording of such Executive Session, to wit: members of the Board, Chancery Clerk Ronny Lott, County Administrator Mark Houston, Comptroller Shelton Vance, Board Attorney Mike Espy and Justice Court Clerk Susan McCarty. The vote on the matter being as follows:

Supervisor John Bell Crosby	Aye
Supervisor John Howland	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 15th day of December, 2014.

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. John Bell Crosby did offer and Mr. Karl M. Banks did second a motion to enter into Executive Session to discuss potential litigation, economic development and personnel issues. The vote on the matter being as follows:

President’s Initials: _____

Date Signed: _____

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

the matter carried unanimously and President Banks 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 15th day of December, 2014.

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

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

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 15th day of December, 2014.

In re: Authorization of Board Attorney to File Complaint

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to authorize Board Attorney Mike Espy to meet with the Commission on Judicial Performance to discuss their review of Judge William Weisenberger and to encourage the Commission to expedite their consideration of all matters under their review. The vote on the matter being as follows:

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

the matter carried unanimously and Mr. Espy was and is hereby authorized.

SO ORDERED this the 15th day of December, 2014.

In re: Approval to Hire FAA Qualified Law Firm

Mr. John Bell Crosby did offer and Mr. John Howland did second a motion to authorize Board Attorney Mike Espy to negotiate a professional services contract with Dukes, Dukes Keating & Faneca, regarding a review of the Madison County Economic Development Authority airport study, in order to attain services, advice and guidance from an experienced aviation expert to help us move forward in this project which was adopted as an official project of Madison County on December 1, 2014. The vote on the matter being as follows:

President's Initials: _____
Date Signed: _____

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

the matter carried unanimously and said law firm was and is hereby hired.

SO ORDERED this the 15th day of December, 2014.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon the above motion having been duly made by Supervisor Paul Griffin and seconded by Supervisor Gerald Steen and approved by the unanimous vote of those present, the December, 2014 term of the Madison County Board of Supervisors was adjourned.

Karl M. Banks, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Ronny Lott, Chancery Clerk

President's Initials: _____

Date Signed: _____

President's Initials: _____
Date Signed: _____