

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

REGULAR MEETING OF MAY 18, 2015
Recessed from a regular meeting conducted on May 4, 2015

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on May 18, 2015, 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 M. 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
Chief Deputy Jeremy Williams on behalf of Sheriff Randy Tucker
Chancery Clerk Ronny Lott

Absent:

None

Also in attendance:

County Administrator Mark Houston
County Comptroller Shelton Vance
Board Attorney Mike Espy
Chief Deputy Chancery Clerk/Board Secretary Cynthia Parker
County & State Aid/LSBP Engineer Rudy Warnock
County Purchase Clerk Hardy Crunk
Zoning Administrator Scott Weeks
Emergency Management Director Butch Hammack

The Board President announced that the members of the Board present constituted a quorum and declared the meeting duly convened. Supervisor Gerald Steen opened the meeting with a prayer and Mr. Will Sligh led the members and the audience in the Pledge of Allegiance to the Flag of the United States of America.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President announced those certain matters denominated "Consent Items" which bear Item numbers (2) through (31) on the Agenda and that the same appeared to be routine, non-controversial matters on which all Supervisors were likely to agree, and

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

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

- 2. Acknowledge and Approve Personnel Matters - Sheriff's Department, Solid Waste, Adult Drug Court, Road Department, Board of Supervisors, Planning & Zoning, AOP and E911.**

(True and correct copies of those certain Personnel Forms setting forth certain changes

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 1 of 18 (5/18/15)

and/or additions in personnel is attached hereto as Collective Exhibit A, spread hereupon and incorporated herein by reference.)

3. **Approve Use of Rogers Park.**
(A true and correct copy of those certain reservation applications are attached hereto as Collective Exhibit B, spread hereupon and incorporated herein by reference.)
4. **Approve Planning Commission Per Diem.**
(A true and correct copy of which is attached hereto as Exhibit C, spread hereupon and incorporated herein by reference.)
5. **Approve Void 2012 and 2013 Tax Sales - Various Parcels.**
(A true and correct copy of that certain explanatory memorandum from Chancery Clerk Ronny Lott requesting the Board void the 2012 and 2013 tax sales on various parcels that struck to the State is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference, and direct the Tax Collector to issue refund to the purchasers.)
6. **Authorize Attendance, Payment of Registration Fees, and Approve Travel and Related Expenses for Constable Johnny Sims to Attend the Mississippi Constable Association Convention June 1 - 6, 2015, Gulfport, MS.**
7. **Acknowledge Clerk of the Board Report.**
(A true and correct copy of said Report may be found in the Miscellaneous Appendix to these Minutes.)
8. **Approve November 3, 2015 as Special Election for District 2 and District 5 Election Commissioners.**
9. **Approve Utility Permits.**
(True and correct copies of which are attached hereto as Collective Exhibit E, spread hereupon, and incorporated herein by reference allowing use and occupancy for the construction or adjustment of a utility within certain roads or highway rights.)
10. **Approve Payment of Funds to South Madison County Fire Protection District.**
(A true and correct copy of which is attached hereto as Exhibit F, spread hereupon and incorporated herein by reference.)
11. **Approve Amended Homestead Applications - 2014 Tax Year.**
(A true and correct copy of which is attached hereto as Exhibit G, spread hereupon and incorporated herein by reference.)
12. **Approve Deleted Homestead Applications - 2014 Tax Year.**
(A true and correct copy of which is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)
13. **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 I, spread hereupon and incorporated herein by reference.)
14. **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 J, spread hereupon and incorporated herein by reference.)

President's Initials: _____
Date Signed: _____

15. **Approve Petition for Increase of Assessment of Real Property for Various Tax Years Accepted by Taxpayer.**
(A true and correct copy of which is attached hereto as Collective Exhibit K, spread hereupon and incorporated herein by reference.)
16. **Approve Voiding 2013 Homestead Chargeback - Barry Ford/Parcel No. 081H-34-174 and Paul H. Kromholz/Parcel No. 072B-10B-040.**
(A true and correct copy of that certain explanatory memorandum is attached hereto as Exhibit L, spread hereupon and incorporated herein by reference.)
17. **Approve Zoning Matter /Site Plan - Parkway Car Wash.**
(A true and correct copy of the site plan for Parkway Car Wash as presented to the Madison County Planning and Zoning Commission and approved by this Board allowing for a commercial building located on Industrial Drive South may be found in the Miscellaneous Appendix to these Minutes.)
18. **Approve Zoning Matter /Site Plan - Cameron Hartley/Hartley Lawn and Landscape.**
(A true and correct copy of the site plan for Cameron Hartley/Hartley Lawn and Landscape as presented to the Madison County Planning and Zoning Commission and approved by this Board allowing for a commercial building located on Aulenbrock Drive may be found in the Miscellaneous Appendix to these Minutes.)
19. **Approve Zoning Matter /Site Plan - I-55 Development LLC/Convenience Store.**
(A true and correct copy of the site plan for I-55 Development LLC as presented to the Madison County Planning and Zoning Commission and approved by this Board allowing for the construction of a convenience store located at the intersection of Yandell Road and North Old Canton Road may be found in the Miscellaneous Appendix to these Minutes.)
20. **Approve Zoning Matter /Site Plan - Gluckstadt Crossfit.**
(A true and correct copy of the site plan for Gluckstadt Crossfit as presented to the Madison County Planning and Zoning Commission and approved by this Board allowing for allowing for a commercial building located on Dees Drive may be found in the Miscellaneous Appendix to these Minutes.)
21. **Approve Zoning Matter /Site Plan - Livingston Township Chapel.**
(A true and correct copy of the site plan for Livingston Township Chapel as presented to the Madison County Planning and Zoning Commission and approved by this Board allowing for the removal of a chapel at Chapel of the Cross to be located at Livingston Township may be found in the Miscellaneous Appendix to these Minutes.)
22. **Approve Polling Lease Agreement - Highland Chapel.**
(A true and correct copy of which is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference. The Board President was authorized to execute same.)
23. **Acknowledge Lakes at Grandview Public Improvement District Operating Account Budget FY 2016.**
(A true and correct copy of said Report may be found in the Miscellaneous Appendix to these Minutes.)
24. **Acknowledge Colony Park Public Improvement District Operating Account Budget FY 2016.**
(A true and correct copy of said Report may be found in the Miscellaneous Appendix to these Minutes.)

President's Initials: _____
Date Signed: _____

25. **Approve AutoZone Business Credit Application.**
(A true and correct copy of said Report may be found in the Miscellaneous Appendix to these Minutes. The Board President was authorized to execute same.)
26. **Approve Payment of Invoice - Fred Barry.**
(A true and correct copy of which is attached hereto as Exhibit N, spread hereupon and incorporated herein by reference.)
27. **Authorize Comptroller to Pay Annual MAGPPA Dues.**
(A true and correct copy of which is attached hereto as Exhibit O, spread hereupon and incorporated herein by reference.)
28. **Award Lease Purchase Financing for Three Garbage Trucks - BancorpSouth.**
(A true and correct copy of which is attached hereto as Exhibit P, spread hereupon and incorporated herein by reference. The Board President is hereby authorized to execute lease purchase documents..)
29. **Approve Monthly Credit Card Report - General County.**
(A true and correct copy of which is attached hereto as Exhibit Q, spread hereupon and incorporated herein by reference.)
30. **Approve Monthly Credit Card Report - Sheriff Department.**
(A true and correct copy of which is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference.)
31. **Approve Payment to City of Ridgeland - County Line Lowe's TIF Payment.**
(A true and correct copy of which is attached hereto as Exhibit S, 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 18th day of May, 2015.

In re: Discussion of Gluckstadt Road and Calhoun Station Parkway Intersection

WHEREAS, Mr. Walter McKay appeared before the Board and requested the Board's consideration to install a traffic signal at the intersection of Gluckstadt Road and Calhoun Station Parkway,

Following discussion, Mr. John Howland did offer and Mr. John Bell Crosby did second a motion to authorize the Board Attorney to send correspondence to Mississippi Department of Transportation stating the urgency for the safety of the residents to install a traffic signal at Gluckstadt Road and Calhoun Station Parkway. The vote on the matter being as follows:

President's Initials: _____
Date Signed: _____

For Searching Reference Only: Page 4 of 18 (5/18/15)

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 18th day of May, 2015.

Thereafter, Mr. John Bell Crosby did offer and Mr. Gerald Steen did second a motion to authorize the Board Attorney to send correspondence to Mississippi Department of Transportation reaffirming the Board's request for (1) a traffic signal at the intersection of Stribling Road and Highway 463, (2) turn lanes and a traffic signal at the intersection of Green Oak Lane and Highway 51, and (3) turn lanes and traffic signal at the intersection of Robinson Springs Road and Highway 463. 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 18th day of May, 2015.

In re: Adoption of Resolution Honoring the Veterans on Memorial Day

RESOLUTION

WHEREAS, Memorial Day, originally called Decoration Day, is a day of remembrance for those soldiers who died in our nation's service,

WHEREAS, Congress passed the National Holiday Act of 1971, which designated the last Monday in May as "Memorial Day" to recognize every military person who died in service to our nation, and

WHEREAS, Memorial Day is our most solemn day of remembrance, and

WHEREAS, today we honor the men and women who made the ultimate sacrifice to protect the ideals they died for so their sacrifice will not be in vain, and

WHEREAS, we, the Board of Supervisors of Madison County, by virtue of the authority vested in us, do hereby proclaim May 25, 2015 as Memorial Day in Madison County,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI THAT:

1. The Board of Supervisors of Madison County does hereby, on behalf of the citizens of Madison County, express sincere appreciation to all military service men and women who made the ultimate sacrifice for our country and to those service men and women who are serving our country, and
2. This Resolution be spread upon the Minutes of this Board and thereby forever preserved as a permanent tribute to our military men and women, and

President's Initials: _____
Date Signed: _____

3. The Clerk of this Board post a true, correct, and certified copy hereof at the entrances to the Chancery and Administrative Building and the Madison County Circuit Courthouse, there to remain for a period of thirty days from the date hereof, and

Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to adopt the above and foregoing Resolution and authorize the publishing of 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 Resolution was and is hereby adopted and publishing of same was and is hereby authorized.

SO ORDERED this the 18th of May, 2015.

***In re: Public Hearing on Zoning Violation -
Arlin George Hatfield***

WHEREAS, Zoning Administrator Scott Weeks appeared before the Board and presented a request from Mr. Steve Smith, Attorney for Mr. Arlin George Hatfield, requesting the Board continue the public hearing for a zoning violation for keeping and/or raising poultry at 100 Deerhaven Drive being in an R-1 Residential District until Monday, June 1, 2015 at 9:00 am,

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to continue said public hearing until Monday, June 1, 2015 at 9:00 am and authorize the Board Attorney to advise Mr. Smith and Mr. Hatfield of 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 public hearing was and is hereby continued until Monday, June 1, 2015 at 9:00 am and Mr. Espy was and is hereby authorized.

SO ORDERED this the 18th of May, 2015.

***In re: Consideration of Certain Zoning Violations, the Ordering of the
Cleaning of Said Private Property, and the Placement of a Lien Thereon
as Allowed by Miss. Code Ann. § 19-5-105 and Proceed with Legal Action***

WHEREAS, Zoning Administrator Scott Weeks appeared before the Board and presented certain zoning violations on the cleaning of the private property owned by the following individual:

(1) Nettie Travis
Parcel No. 093C-07B-015/01.00

(2) John Proctor
Parcel No. 103F-13-006/08.00

President's Initials: _____
Date Signed: _____

For Searching Reference Only: Page 6 of 18 (5/18/15)

(3) Charles and Ora Leonard
Parcel No. 105D-17-018/06.00

(1) Matthew and Tammy Logan
Parcel No. 105D-17-018/07.00

Following discussion, Mr. John Bell Crosby did offer and Mr. Paul Griffin did second a motion to (1) find, adjudicate and determine that said property was and is in such a state of uncleanness as to be a menace to the public health and safety of the community, (2) direct that the County Road Department proceed to have the land cleaned by cutting weeds, filling cisterns, and removing rubbish, dilapidated fences, outside toilets, dilapidated buildings and other debris, and draining cesspools and standing water therefrom, (3) upon completion of such cleaning, assess the actual cost of cleaning the said lot to the owner thereof, such assessment not to exceed \$10,000 this calendar year, the same constituting a lien against said property to be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the county shall, if such sums are not tendered, proceed to sell said land to satisfy said lien as now provided by law for the sale of lands for delinquent taxes, all in accordance with Miss. Code Ann. § 19-5-105 and (4) authorize the Board Attorney to determine if statute allows cleaning of property on a regular basis as the Zoning Administrator sees fit. 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 properties were and are hereby adjudicated a menace due to its state of uncleanness, the County Road Department was and is instructed accordingly, and such assessment ordered to be made upon submission of the actual cost of cleaning by the Road Department and Mr. Espy was and is hereby authorized.

SO ORDERED this the 18th of May, 2015.

***In re: Authorization of Board President to Execute Agreement -
Germantown Middle School Turn Lanes Project***

WHEREAS, County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and presented that certain Agreement between Madison County and the contractor, Hemphill Construction Co., Inc. for the construction of the Germantown Middle School Turn Lanes Project and requested the Board authorize the Board President execute same, a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes,

WHEREAS, Mr. Warnock reported that the Board had previously awarded said contract to Hemphill Construction Co., Inc. as the lowest and best bidder, and

WHEREAS, Mr. Warnock requested the Board authorize the issuance of the notice to proceed,

Following discussion, Mr. John Howland did offer and Mr. John Bell Crosby did second a motion to (1) approve said Agreement with Hemphill Construction Co., Inc., (2) authorize the Board President to execute same, and (3) authorize Mr. Warnock to issue a notice to proceed. The vote on the matter being as follows:

President's Initials: _____
Date Signed: _____

For Searching Reference Only: Page 7 of 18 (5/18/15)

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

SO ORDERED this the 18th of May, 2015.

In re: Authorization of Board President to Execute Sub-Contract Documents Cane Creek Road Project

WHEREAS, County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and requested the Board authorize the Board President to execute sub-contract documents for the Cane Creek Road Project, Project No. LSBP-45(12), and

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

WHEREAS, Mr. Warnock reported that the sub-contractor for said project is Road Pro Safety, Inc.,

Following discussion, Mr. Gerald Steen did offer and Mr. John Howland did second a motion to 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 the Board President was and is hereby authorized.

SO ORDERED this the 18th of May, 2015.

In re: Awarding of Bid to Eutaw Construction Company Yandell Road Reconstruction Project

WHEREAS, County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and reported that bids had been received and opened for the Yandell Road Reconstruction Project, and

WHEREAS, in his estimation, the lowest and best bidder for said project was Eutaw Construction Company who submitted a bid in the total amount of \$3,999,947.82, and

WHEREAS, Mr. Warnock recommended the Board award the contract for the construction of said project to Eutaw Construction in accordance with its bid,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to (1) accept the bid of Eutaw Construction Company as the lowest and best bid received for the Yandell Road Reconstruction Project, (2) award the contract for such work to said firm, (3) authorize the Board President to execute the contract documents, and (4) direct Mr. Warnock to issue a notice to proceed to the contractor. 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 bid was and is hereby accepted and the contract was and is hereby awarded and the Board President and Mr. Warnock were and are hereby authorized.

SO ORDERED this the 18th of May, 2015.

***In re: Awarding of Bid to Dickerson and Bowen, Inc.
North Highland Colony Maintenance Overlay Project***

WHEREAS, County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and reported that bids had been received and opened for the North Highland Colony Maintenance Overlay Project, and

WHEREAS, in his estimation, the lowest and best bidder for said project was Dickerson and Bowen, Inc. who submitted a bid in the total amount of \$2,358,705.58, and

WHEREAS, Mr. Warnock recommended the Board award the contract for the construction of said project to Dickerson and Bowen, Inc. in accordance with its bid,

Following discussion, Mr. John Howland did offer and Mr. John Bell Crosby did second a motion to (1) accept the bid of Dickerson and Bowen, Inc. as the lowest and best bid received for the North Highland Colony Maintenance Overlay Project, (2) award the contract for such work to said firm, (3) authorize the Board President to execute the contract documents and (4) direct Mr. Warnock to issue a notice to proceed to the contractor. 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 bid was and is hereby accepted and the contract was and is hereby awarded and the Board President and Mr. Warnock were and are hereby authorized.

SO ORDERED this the 18th of May, 2015.

***In re: Awarding of Bid to Birdsong Construction Company
Mississippi Highway 22 and Highway 463 Project***

WHEREAS, County and State Aid/LSBP Engineer Rudy Warnock appeared before the Board and reported that bids had been received and opened for the Mississippi Highway 22 and Highway 463 Project, and

WHEREAS, in his estimation, the lowest and best bidder for said project was Birdsong Construction Company who submitted a bid in the total amount of \$286,493.50, and

WHEREAS, Mr. Warnock recommended the Board award the contract for the construction of said project to Birdsong Construction Company in accordance with its bid,

Following discussion, Mr. John Howland did offer and Mr. Gerald Steen did second a motion to (1) accept the bid of Birdsong Construction Company as the lowest and best bid received for the

President's Initials: _____
Date Signed: _____

Mississippi Highway 22 and Highway 463 Project, (2) award the contract for such work to said firm, (3) authorize the Board President to execute the contract documents and (4) direct Mr. Warnock to issue a notice to proceed to the contractor. 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 bid was and is hereby accepted and the contract was and is hereby awarded and the Board President and Mr. Warnock were and are hereby authorized.

SO ORDERED this the 18th of May, 2015.

In re: Discussion of Hickory Road Drainage Issues

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and requested the Board allow Mr. Chip Triplett, the landowner of certain property on Hickory Road to tie into county right of way so as to improve drainage issues and preserve the integrity of his driveway and property, and

WHEREAS, Mr. Warnock reported there would be no negative impact to the county right of way,

Following discussion, Mr. Gerald Steen did offer and Mr. John Howland did second a motion to allow Mr. Triplett to tie into county right of way so as to improve drainage issues and preserve the integrity of his driveway and property. 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. Triplett was and is hereby authorized.

SO ORDERED this the 18th of May, 2015.

In re: Approval of Final Plat of White Oak

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and requested the Board approve the final plat of White Oak contingent on the developer completing the final punch list, and

WHEREAS, Mr. Warnock indicated and represented that the same met with all appropriate and applicable county requirements, and

WHEREAS, Mr. Warnock also presented Letter of Credit No. 15-030-SP representing the completion of the final wearing surface and one year warranty on streets within said subdivision, and

Following discussion of this matter, Mr. John Howland did offer and Mr. John Bell Crosby did second a motion to **(1)** approve said final plat contingent on the final punch list being complete to the satisfaction of the County Engineer, (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

President's Initials: _____

Date Signed: _____

For Searching Reference Only: Page 10 of 18 (5/18/15)

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)** 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 White Oak was and is hereby approved with the aforementioned proviso and the Chancery Clerk was and is hereby directed.

SO ORDERED this the 18th of May, 2015.

In re: Discussion of Drainage Easement - Belle Terre Subdivision

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and requested the Board authorize the Board Attorney draft an Memorandum of Understanding between Madison County and Southern Serenity Homes, Kevin Kennedy, the developer of a certain lot in the Belle Terre Subdivision for the benefit of future property owners, and

WHEREAS, Mr. Warnock reported that a 72 inch corrugated pipe is encroaching on potential driveway and the county will not be held liable for future damage,

Following discussion, Mr. John Howland did offer and Mr. John Bell Crosby did second a motion to authorize Mr. Warnock and Mr. Espy to draft an Memorandum of Understanding with Southern Serenity Homes that the county will not be held liable for future damage of a certain lot in the Belle Terre Subdivision. 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. Warnock and Mr. Espy were and are hereby authorized.

SO ORDERED this the 18th of May, 2015.

In re: Discussion of Traffic Signal Study

WHEREAS, County & State Aid/LSBP Engineer Rudy Warnock appeared before the Board and requested the Board authorize him to perform a traffic signal study on Stribling Road Extension and Church Road extending to Calhoun Station,

Following discussion, Mr. John Howland did offer and Mr. Gerald Steen did second a motion to authorize him Mr. Warnock to perform a traffic signal study on Stribling Road Extension and Church Road extending to Calhoun Station. The vote on the matter being as follows:

President's Initials: _____
Date Signed: _____

For Searching Reference Only: Page 11 of 18 (5/18/15)

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. Warnock was and is hereby authorized.

SO ORDERED this the 18th of May, 2015.

In re: Discussion of Asphalt Surplus

Following discussion and at the request of Road Manager Lawrence Morris, Mr. Karl M. Banks did offer and Mr. Gerald Steen did second a motion to authorize the Road Manager to use 2700 tons of asphalt surplus from the Magnolia Heights Project to Woodland Springs and Harrison 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 Mr. Morris was and is hereby authorized.

SO ORDERED this the 18th of May, 2015.

In re: Authorization of Board President to Execute Contract for Purchase of Real Estate

WHEREAS, Board Attorney Mike Espy appeared before the Board and requested the Board's approval of the Contract for Sale and Purchase of Real Estate for, a true and correct copy of which is attached hereto as Exhibit T, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Espy reported that said contract was for the purchase of approximately fifteen acres located at 1633 West Peace Street, Canton, Mississippi from the Madison County School District,

Following discussion, Mr. John Bell Crosby did offer and Mr. John Howland did second a motion to (1) approve said contract, (2) authorize the Board President to execute same and (3) authorize the Chancery Clerk to issue a pay warrant upon closing of property. 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 and Chancery Clerk were and are hereby authorized.

SO ORDERED this the 18th of May, 2015.

President's Initials: _____
Date Signed: _____

***In re: Consideration of Interlocal Agreement with
City of Ridgeland***

**INTERLOCAL COOPERATION AGREEMENT BETWEEN MADISON COUNTY,
MISSISSIPPI AND THE CITY OF RIDGELAND, MISSISSIPPI REGARDING THE
FUNDING OF LAKE HARBOUR ROAD EXTENSION**

THIS AGREEMENT is entered into on the dates shown at the end of this document by and between Madison County, Mississippi, hereinafter referred to as "Madison County" and the City of Ridgeland, Mississippi, a Municipal Corporation, hereinafter referred to as "Ridgeland" sometimes hereinafter referred to collectively as "Parties". Madison County is a county created by statute. The City of Ridgeland is a municipality incorporated and existing under the laws of the State of Mississippi. This Agreement is entered into pursuant to and in accordance with the provisions of Section 17-13-1 et seq. of the Mississippi Code of 1972, as amended ("Interlocal Cooperation Act of 1974").

I. General Provisions

This Agreement is entered into pursuant to and in accordance with the authorization of the "Interlocal Cooperation Act of 1974" as it now appears or is hereinafter amended, and all provisions set forth in that act are incorporated herein and made a part hereof as if fully set forth in words and figures, it being the intent of the Parties to this Agreement that such authority as is granted by the act shall be exercisable by the Parties to enable them to accomplish the purposes of this Agreement.

II. Duration

This Agreement shall be in force and effect from the effective date hereof and shall continue in effect for a period of Ten (10) years from and after such date.

III. Purpose

The purpose of this Agreement is to facilitate certain improvements and construction of an extension of Lake Harbour Drive, over Interstate 55 to connect with Highland Colony Parkway located within the City of Ridgeland and the County of Madison. The improvements are described generally as follows: Extend Lake Harbour Drive from its intersection with U.S. Highway 51 westerly over Interstate 55 by four lane boulevard to an Intersection with Highland Colony Parkway south of Old Agency Road, drainage, curb and gutter, bike path, signal and intersection improvements and interconnection. This agreement only concerns the construction of improvements, all future maintenance and upkeep of the roadway and improvements is the responsibility of Ridgeland.

IV. Authority to Enter Agreement

This Agreement is specifically permitted and provided for by Section 17-13-1, et seq. of the Mississippi Code of 1972, as amended, Section 21-37-3, Mississippi Code (Supp. 2014) and Section 65-7-1, Mississippi Code (Supp. 2014).

V. Organization

No new board or agency is created by this Agreement. The Agreement shall be funded and staffed by each of the parties through the normal course of operations and to the extent each deems necessary and advisable. It is anticipated that the project may be funded from any source legally available to either party, including but not limited to bond issue proceeds, state or federal grants and/or the avails of taxation. Ridgeland is responsible for all engineering, contracting, administration and the seeking of approval for the project. Madison County will assist by providing funds for the construction of the project.

President's Initials: _____
Date Signed: _____

For Searching Reference Only: Page 13 of 18 (5/18/15)

VI. Joint Property

No joint property will be acquired in the execution of this Agreement.

VII. Administration

The total project cost is estimated to be \$22,000,000. The preliminary engineering and right-of-way cost are estimated at \$10,000,000 and will be paid by moneys provided 80% by Federal funds and 20% by Ridgeland.

The anticipated construction costs including, construction engineering, testing and contingency are estimated to be \$12,000,000, with the Federal share being estimated as \$7,480,000 and the Local share \$4,520,000.

Ridgeland has completed the preliminary engineering and design and is in the process of acquiring the necessary, approved right-of-way. Ridgeland will be responsible to construct the project in compliance with all state and federal laws and regulations.

Madison County previously had entered into an Interlocal Agreement with Ridgeland to provide \$1,904,020 for the improvements to Lake Harbour Drive from Northpark Drive to Highway 51. A dispute has arisen concerning the payment of \$1,000,000 under the previous interlocal. To settle that matter and for the benefit of Madison County, Madison County agrees to contribute \$1,000,000 for the Lake Harbour Drive Extension Project. The \$1,000,000 contribution will be paid to the City of Ridgeland by July 31, 2015, or as soon thereafter as this Interlocal has become enforceable. The payment of the \$1,000,000 to the City of Ridgeland will settle all disputes concerning the Lake Harbour Drive Improvement Project. The parties agree that the county may, in its discretion agree to provide future funds for this project.

VIII. Amendment or Termination

This Agreement may be amended with the consent of both parties only. Such action shall be taken by resolution or ordinance in the same procedural manner as required for the adoption of this Agreement. This Agreement may be terminated on 60 days notice by the governing authorities of either entity.

IX. Approval by the Attorney General

Madison County and Ridgeland understand that as a condition precedent to this Agreement being enforceable, this Agreement shall be submitted to the Attorney General of the State of Mississippi for his approval. This Agreement shall not be enforceable unless approved by the Attorney General or sixty (60) days has passed since its submission to him and he has failed to disapprove it, in which event the Agreement shall be considered approved and enforceable. Upon approval by the Attorney General, or the passing of sixty (60) days after submission without his disapproval, copies of this Agreement shall be filed with the Chancery Clerk of Madison County, the Secretary of State of Mississippi, and the Mississippi State Department of Audit.

Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to approve the foregoing Interlocal Agreement with the City of Ridgeland 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	No

President's Initials: _____
Date Signed: _____

the matter carried by a majority vote (4-1) of the Board and said Agreement was and is hereby approved and the Board President was and is hereby authorized.

SO ORDERED this the 18th of May, 2015.

***In re: Approval of Roofing Contract -
Rowell Roofing, Inc.***

WHEREAS, County Administrator Mark Houston appeared before the Board and requested the Board's approval of that certain contract with Rowell Roofing, Inc., a true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes, and authorize the Board President to execute same, and

WHEREAS, Mr. Houston reported that said contract was for roofing the Department of Human Services building,

Following discussion, Mr. John Howland did offer and Mr. John Bell Crosby did second a motion to approve said contract 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 18th of May, 2015.

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 & Interfund Cash Transfers May 18, 2015," 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 Howland 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 and adopted.

SO ORDERED this the 18th of May, 2015.

President's Initials: _____
Date Signed: _____

For Searching Reference Only: Page 15 of 18 (5/18/15)

In re: Approval of Claims Docket for May 18, 4, 6, and 12, 2015

WHEREAS, the Board reviewed the claims dockets for May 18, 4, 6, and 12, 2015; and

- (1) General Claims Docket, dated May 18, 2015
- (2) Payroll Claims Docket No. 1, dated May 4, 2015
- (3) Payroll Claims Docket No. 2, dated May 6, 2015
- (4) Payroll Claims Docket No. 3, dated May 12, 2015

WHEREAS, Comptroller 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, Mr. Vance further requested the Board's consideration to authorize the refunding of insurance withholding to Andra Day and Robert Brown, 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 May 18, 2015:

Fund	Claim Nos.	No. of Claims	Amount
001	2602 to 2699	98	234,990.76
012	125 to 129	5	9,073.42
015	51 to 52	2	69,792.73
097	83 to 84	2	1,991.93
105	325 to 346	22	603,881.10
113	13 to 14	2	2,167.00
115	125 to 125	1	22.04
120	42 to 42	1	53.36
150	721 to 766	46	104,208.34
191	72 to 72	2	267.95
226	24 to 24	1	4,000.00
303	5 to 5	1	1,834.00
308	17 to 17	1	13,939.78
315	17 to 18	2	85,942.23
401	25 to 25	1	15,144.78
402	14 to 15	2	14,194.00
681	248 to 248		2,420.01
TOTAL ALL FUNDS		189	1,163,923.43

Thereafter and following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to approve the claims docket as presented and approve refunding insurance withholding to Andra Day and Robert Brown. 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 V, 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

President's Initials: _____
Date Signed: _____

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 18th of May, 2015.

In re: Approval of Claims of Fleetcor Technologies

Thereafter, Mr. Vance presented a supplemental claims docket also dated May 18, 2015 containing the claims of Fleetcor Technologies and requested the Board's consideration thereof,

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

Supervisor John Bell Crosby	Aye
Supervisor 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 18th of May, 2015.

In re: Authorization of Board President to Execute Invoice

WHEREAS, Chief Deputy Sheriff Jeremy Williams on behalf of Sheriff Randy Tucker appeared before the Board and presented an invoice unto MDOC for housing of prisoners and requested the Board authorize the Board President to execute same,

Following discussion, Mr. John Bell Crosby did offer and Mr. John Howland did second a motion to authorize the Board President to execute said invoice unto MDOC. 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 President was and is hereby so authorized.

SO ORDERED this the 18th of May, 2015.

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 17 of 18 (5/18/15)

***In re: Acknowledgment of Bear Creek Crossing
Homeowners Association Correspondence***

Mr. John Bell Crosby did offer and Mr. John Howland did second a motion to acknowledge that certain correspondence from Ms. Kimberly Fox, President of the Bear Creek Crossing Homeowners Association giving Madison County permission to enter the common ground property of Bear Creek Crossing to make drainage issue repairs, 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 correspondence was and is hereby acknowledged.

SO ORDERED this the 18th of May, 2015.

THERE BEING NO FURTHER BUSINESS to come before the Board of Supervisors of Madison County, Mississippi, upon motion duly made by Supervisor John Bell Crosby and seconded by Supervisor John Howland and approved by the unanimous vote of those present, the May, 2015 term of the Madison County Board of Supervisors was adjourned.

Karl M. Banks, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Rommy Lott, Chancery Clerk

President's Initials: _____
Date Signed: _____

For Searching Reference Only: Page 18 of 18 (5/18/15)

President's Initials: _____
Date Signed: _____

For Searching Reference Only: Page 18 of 18 (5/18/15)