

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

REGULAR MEETING OF JUNE 1, 2015
Being the first day of the June Term of the Board of Supervisors

BE IT REMEMBERED that the regular meeting of the Board of Supervisors of Madison County, Mississippi was duly convened, held and conducted on June 1, 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
Chancery Clerk Ronny Lott
Sheriff Randy Tucker

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 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 Minutes from May, 2015 Term

WHEREAS, Chancery Clerk Ronny Lott did present the Board with the Minutes of the previous meetings of the Board of Supervisors during the May 2015 term, said meetings having been conducted on May 4 and 18, 2015,

Following discussion, Mr. Paul Griffin did offer and Mr. Gerald Steen did second a motion to approve the minutes as presented and to authorize the Board President to sign the same. The vote on the matter being as follows:

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

President's Initials: _____
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the matter carried unanimously and the minutes for the May 2015 term of the Board of Supervisors of Madison County were and are hereby approved.

SO ORDERED this the 1st day of June, 2015.

***In re: Public Hearing Regarding Capital Improvements (CAP)
Loan for Construction of a Fire Station for the South Madison County
Fire Protection District Fire Station No. 3***

WHEREAS, pursuant to Miss Code Ann. § 65-7-121, the Board of Supervisors previously advertised a notice for a public hearing for the purpose of authorizing and approving a capital improvements (CAP) loan through the Mississippi Development Authority in order to carry out and complete the construction of a fire station for the South Madison County Fire Protection District Fire Station No. 3, and

WHEREAS, a true and correct copy of the proof of publication of said notice is attached hereto as Exhibit A, spread hereupon and incorporated herein by reference, and

WHEREAS, the date and hour for said public hearing did arrive and the Board of Supervisors declared the public hearing open for comment and testimony concerning the intent to enter into a loan agreement with the Mississippi Development Authority for the purposes of completing the aforesaid capital improvements, and

WHEREAS, no one appeared and objected to the resolution declaring the county's intent to enter into a loan agreement with Mississippi Development Authority in the principal amount not to exceed seven hundred seventy-five thousand dollars (\$775,000) for the purpose of completing the capital improvements identified above,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to close the public hearing and approve said loan agreement with the Mississippi Development Authority for the purposes of completing capital improvements as set forth above. 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 public hearing was and is hereby closed and said loan agreement was and is hereby approved.

SO ORDERED this the 1st day of June, 2015.

In re: Approval of Consent Agenda Items

WHEREAS, the Board President announced those certain matters denominated "Consent Items" which bear Item numbers (4) through (35) 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:

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4. **Acknowledge and Approve Personnel Matters - Sheriff's Department, Detention Center, AOP and Justice Court.**
(True and correct copies of those certain Personnel Forms setting forth certain changes and/or additions in personnel is attached hereto as Collective Exhibit B, spread hereupon and incorporated herein by reference.)
5. **Approve Annual Maintenance Contract and Authorize Payment - Chancery Courtroom No. 1/Infoware 2.**
(A true and correct copy of which is attached hereto as Exhibit C, spread hereupon and incorporated herein by reference.)
6. **Approve Vehicle Damage Claim - Kim Layton.**
(A true and correct copy of which is attached hereto as Exhibit D, spread hereupon and incorporated herein by reference. The Chancery Clerk was directed to issue a pay warrant accordingly.)
7. **Acknowledge Chancery Court Order Approving Payment to Special Master and Attorneys/April 2015.**
(A true and correct copy of which is attached hereto as Collective Exhibit E, spread hereupon and incorporated herein by reference.)
8. **Acknowledge Chancery Court Order Approving Payment to Special Master and Attorneys/May 2015.**
(A true and correct copy of which is attached hereto as Collective Exhibit F, spread hereupon and incorporated herein by reference.)
9. **Approve NEIS Proposal and Agreement for Elevator Inspection/Bureau Veritas.**
(A true and correct copy of which is attached hereto as Collective Exhibit G, spread hereupon and incorporated herein by reference.)
10. **Approve Constable Reports for April 23 - May 20, 2015 and Authorize Payment of Same.**
(A true and correct copy which is attached hereto as Exhibit H, spread hereupon and incorporated herein by reference.)
11. **Approve MASIT Trustee Ballot.**
(A true and correct copy which is attached hereto as Exhibit I, spread hereupon and incorporated herein by reference.)
12. **Approve Annual Payment of Taser Assurance Plan/Sheriff's Department.**
(A true and correct copy which is attached hereto as Exhibit J, spread hereupon and incorporated herein by reference.)
13. **Approve Use of Rogers Park.**
(A true and correct copy of those certain reservation applications may be found in the Miscellaneous Appendix to these Minutes.)
14. **Approve 911 Funds to Purchase Radios/City of Ridgeland Police Department.**
(A true and correct copy which is attached hereto as Exhibit K, spread hereupon and incorporated herein by reference.)
15. **Approve Name Change to Road Registry/Matthews Drive.**
(A true and correct copy of which is attached hereto as Exhibit L, spread hereupon and incorporated herein by reference.)
16. **Approve Notices to Renew 16th Section Leases Residential Lease Contracts - Madison County School District.**
(A true and correct copy of which may be found in the Miscellaneous Appendix to these

President's Initials: _____

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Minutes.)

17. **Acknowledge May 2015 Monthly Report - Road Department.**
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.)
18. **Acknowledge June 2015 Service Call Schedule Report - Road Department.**
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.)
19. **Acknowledge May 2015 Closed Call Analysis - Road Department.**
(A true and correct copy of which may be found in the Miscellaneous Appendix to these Minutes.)
20. **Approve Location and Installation of Culvert Placements.**
(A true and correct copy which is attached hereto as Exhibit M, spread hereupon and incorporated herein by reference.)
21. **Approve Petition for Increase of Assessment of Real Property for 2014 Tax Year as Accepted by Tax Payer.**
(A true and correct copy of said Petition along with a true and correct copy of its spreadsheet attachment are attached hereto as Collective Exhibit N, spread hereupon and incorporated herein by reference.)
22. **Acknowledge Petition for Increase of Assessment of Real Property for 2014 Tax Year Not Accepted by Taxpayer and Set Date for Public Hearing for Monday, June 22, 2015.**
23. **Acknowledge Petition for Increase of Assessment of Real Property for Various Tax Years Not Accepted by Taxpayer and Set Date for Public Hearing for Monday, June 22, 2015.**
24. **Approve *En Masse* Petition for Reduction of Assessments of Real Property for the 2014 Tax Year.**
(A true and correct copy of said Petition along with a true and correct copy of its spreadsheet attachment are attached hereto as Collective Exhibit O, spread hereupon and incorporated herein by reference.)
25. **Approve Petition for Increase of Assessment of Personal Property for 2014 Tax Year as Accepted by Tax Payer.**
(A true and correct copy of said Petition along with a true and correct copy of its spreadsheet attachment are attached hereto as Collective Exhibit P, spread hereupon and incorporated herein by reference.)
26. **Approve *En Masse* Petition for Reduction of Assessments of Personal Property for the 2014 Tax Year.**
(A true and correct copy of said Petition along with a true and correct copy of its spreadsheet attachment are attached hereto as Collective Exhibit Q, spread hereupon and incorporated herein by reference.)
27. **Approve 2014 Deleted Homestead Applications.**
(A true and correct copy of which is attached hereto as Exhibit R, spread hereupon and incorporated herein by reference.)
28. **Declare Certain Inventory Items as Surplus and Delete from Inventory.**
(A true and correct copy of that certain memorandum listing the items to be deleted is attached hereto as Exhibit S, spread hereupon and incorporated herein by reference.)

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29. **Approve Zoning Matter - Petition to Rezone R1 Residential District to C2 Commercial District - Ronald L. Hutchinson and John C. Harreld.**
(A true and correct copy of the petition to rezone as presented to the Madison County Planning and Zoning Commission and approved by this Board may be found in the Miscellaneous Appendix to these Minutes.)
30. **Approve Zoning Matter - Petition for Variance for 10 Foot Side Setback and 25 Foot Rear Setback on New Residence - Henry Rosell.**
(A true and correct copy of the petition for variance as presented to the Madison County Planning and Zoning Commission and approved by this Board may be found in the Miscellaneous Appendix to these Minutes.)
31. **Approve Zoning Matter - Petition to Rezone R1 Residential District to C2 Commercial District - Phoenix Development Company, LLC.**
(A true and correct copy of the petition to rezone as presented to the Madison County Planning and Zoning Commission and approved by this Board may be found in the Miscellaneous Appendix to these Minutes.)
32. **Approve Zoning Matter - Petition for Variance for Sign Height of 35 Feet - Fleet Morris Petroleum.**
(A true and correct copy of request for variance as presented to the Madison County Planning and Zoning Commission and approved by this Board may be found in the Miscellaneous Appendix to these Minutes.)
33. **Approve Claim Rejection and Authorize Board Attorney to File Declaratory Complaint - Lafarge West, Inc.**
(A true and correct copy of which is attached hereto as Collective Exhibit T, spread hereupon and incorporated herein by reference. The Board Attorney was hereby authorized.)
34. **Authorize Attendance, Payment of Registration Fees, and Approve Travel and Related Expenses for Shelton Vance, Rhine Chesteen, Myrtis Sims and Christy Gleason to Attend the Comptroller's Training July 9 - 15, 2015, Nashville, TN.**
35. **Authorize Payment of LogMeIn Annual Renewal - Tax Assessor's Office.**
(A true and correct copy of which is attached hereto as Exhibit U, 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 each item was and is hereby approved, adopted and authorized as described herein above.

SO ORDERED this the 1st day of June, 2015.

In re: Appeal of Claim of Gustavus Rugley

WHEREAS, Mr. Gustavus Rugley appeared before the Board to appeal his road damage claim previously denied by Emergency Management Director Butch Hammack, and

WHEREAS, Mr. Rugley reported that he was traveling along Bozeman Road when he

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sustained damage to his vehicle and requested the Board authorize payment of damages sustained by his vehicle as documented in the amount of \$157.70, and

WHEREAS, Mr. Hammack did recommend that such claim be rejected in that the damage to the road was outside the fog line and the Road Department had made necessary repairs within seven days the matter was reported according to Board policy,

Following discussion, Mr. John Howland did offer and Mr. Gerald Steen did second a motion to deny Mr. Rugley's claim. The vote 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 claim was and is hereby denied.

SO ORDERED this the 1st day of June, 2015.

In re: Consideration of Ad Valorem Tax Exemptions Applications

WHEREAS, Tax Assessor Gerald Barber did present a total of three (3) applications for ten (10) year ad valorem tax exemptions to the Board, reported that each application was timely received pursuant to statute and the previously adopted policy of this Board, and

WHEREAS, Mr. Barber and MCEDA recommended that the Board grant the exemptions as requested in the applications submitted by the following entities and adopt the Resolutions presented with respect to each, as follows, to-wit:

- (1) Tower Automotive Operations
Period Requested: 1/1/15 – 12/31/24
- (2) M-Tek
Period Requested: 1/1/15 – 12/31/24
- (3) DeBeBeukelaer Corp., d/b/a D.B.C. Corporation
Period Requested: 1/1/15 – 12/31/24
- (4) The Courthouse
Owned by the State of Mississippi

WHEREAS, Tower Automotive Operations seeks ***addition/expansion/equipment replacement*** exemption under Miss. Code Ann. § 27-31-105 in the amount of \$723,998.81 representing the total value of the property which is the subject of the expansion, and

WHEREAS, M-Tek seeks ***addition/expansion/equipment replacement*** exemption under Miss. Code Ann. § 27-31-105 in the amount of \$8,941,744.30 representing the total value of the property which is the subject of the expansion, and

WHEREAS, DeBeukelaer Corp., d/b/a D.B.C. Corporation seeks an ***addition/expansion/equipment replacement*** exemption under Miss. Code Ann. § 27-31-105 in the amount of \$705,535.97 representing the total value of the property which is the subject of the expansion, and

WHEREAS, The Courthouse, being owned by the State of Mississippi, is seeking total

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exemption, and

WHEREAS, the Chancery Clerk and the MCEDA Board recommend granting the exemption as requested, excepting therefrom any taxes levied for school district purposes and fire protection services which may be applicable, and

WHEREAS, the Tax Assessor's position statement reflects no objection, and

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

WHEREAS, Mr. Barber further reported that the following applications were received after the deadline of March 1 and requested the Board delay approving to allow MCEDA to review same:

- (1) Topre America Corporation
Period Requested: 1/1/15 – 12/31/24
- (2) Vari-Form US Holding Corp
Period Requested: 1/1/15 – 12/31/24
- (3) American Hoya Kentucky, Inc.
Period Requested: 1/1/15 – 12/31/24
- (4) Systems Electro Coating, LLC
Period Requested: 1/1/15 – 12/31/24
- (5) First Choice Medical Supply, LLC
Period Requested: 9 year and 10 year

WHEREAS, the Board does desire, after due consideration, to finally approve each of the above referenced Applications for Ad Valorem Tax Exemption in accordance with statute, and authorize the Board President and the Chancery Clerk to execute any and all documentation necessary to evidence such approval and to forward the same to the Mississippi State Tax Commission, and

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to:

(1) grant unto Tower Automotive Operations a ten (10) year *ad valorem* tax exemption respectively under Miss. Code Ann. § 27-31-105 for addition/expansion and equipment replacement in the amounts reflected on said firms Application **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable**; and

(2) grant unto M-Tek a ten (10) year *ad valorem* tax exemption respectively under Miss. Code Ann. § 27-31-105 for addition/expansion and equipment replacement in the amount reflected on said firms Application **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable**; and

(3) grant unto DeBeukelaer Corp., d/b/a D.B.C. Corporation a ten (10) year *ad valorem* tax exemption for addition/expansion and equipment replacement in the amount reflected on said firms Application **except ad valorem taxes levied for school district purposes and except ad valorem taxes levied for fire protection services where applicable**; and

(5) grant unto The Courthouse a total exemption as it is owned by the State of Mississippi, and

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(6) authorize the Board President and the Chancery Clerk to execute any and all documentation necessary to evidence such approval and to forward the same to the Mississippi State Tax Commission, and

(7) accept the Tax Assessor's recommendation to table the five (5) aforementioned applications to allow MCEDA to review each,

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 applications were and are hereby granted and approved; the Board President and Chancery Clerk were and are hereby authorized; and said applications were and are hereby tabled.

SO ORDERED this the 1st day of June, 2015.

***In re: Approval to Set Public Hearing Date -
Fleet Morris Petroleum Appeal***

WHEREAS, Zoning Administrator Scott Weeks appeared before the Board and requested the Board set July 6, 2015 for a public hearing to hear the appeal of Fleet Morris Petroleum, and

WHEREAS, Mr. Weeks reported that the Planning Commission denied Fleet Morris Petroleum's Petition for Variance to landscape setback and had filed appropriate appeal documents with his office,

Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to set Monday, July 6, 2015 at 9:00 a.m. to hear the appeal of Fleet Morris Petroleum Petition. 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 public hearing was and is hereby set for July 6, 2015.

SO ORDERED this the 1st day of June, 2015.

***In re: Approval to Set Public Hearing Date -
Stillhouse Creek, LLC Appeal***

WHEREAS, Zoning Administrator Scott Weeks appeared before the Board and requested the Board set July 6, 2015 for a public hearing to hear the appeal of Tamara W. Harreld, Appellant on Stillhouse Creek, LLC Petition to Rezone, and

WHEREAS, Mr. Weeks reported that the Planning Commission approved Stillhouse Creek, LLC Petition to Rezone from R-2 Residential to PURD and Ms. Harreld had filed appropriate appeal documents with his office,

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Mr. Gerald Steen did offer and Mr. Paul Griffin did second a motion to set Monday, July 6, 2015 at 9:00 a.m. to hear the appeal of Stillhouse Creek, LLC Petition. 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 public hearing was and is hereby set for July 6, 2015.

SO ORDERED this the 1st day of June, 2015.

In re: Continuation of Discussion of Zoning Violation - Arlin George Hatfield

WHEREAS, Zoning Administrator Scott Weeks appeared before the Board and presented the matter of the zoning violation on certain property owned by Mr. George Arlin Hatfield being continued from May 18, 2015, and Mr. Weeks stated that it was the opinion of the Madison County Zoning Commission that Mr. Hatfield was in violation the zoning Ordinance, Article VI Residential Estates District (R-1) and that he had informed Mr. Hatfield, by letter, of the Madison County zoning violation.

WHEREAS, Mr. Steve Smith, Esq. on behalf of Mr. Hatfield appeared before the Board and stated that Mr. Hatfield feels he is not in violation of any zoning ordinance, that Mr. Weeks' letter to Mr. Hatfield was not sufficiently specific as to the zoning violation, and further requested the Board's consideration to allow Hatfield to continue have and raise geese, guineas and other fowl on his property located at 100 Deer Haven Drive, and

WHEREAS, Mr. Jim Martin, Esq. appeared before the Board on behalf of the Deer Haven Homeowners Association and requested the Board's consideration to deny the request of Mr. Hatfield to continue to have and raise geese, guineas and any other fowl/ poultry on said property being zoned R1 Residential, and

WHEREAS, Jim Pettus, Esq. President of the Deer Haven HOA, appeared before the board and stated that Hatfield was notified by the HOA that his actions to continue to raise geese, guineas, and other fowl on the property violated Deer Haven HOA covenants, and thereafter Pettus played an audio recording demonstrating the sounds and audible noise made by the geese, guineas and other fowl, which was said to have been recorded by neighbors in close proximity to the Hatfield property, which the HOA felt constituted a nuisance in violation of HOA covenants and Madison County zoning Ordinances, and

WHEREAS, Board Attorney Mike Espy made a presentation to the Board stating that the Madison County zoning Ordinance in question, namely: Residential Estates District (R-1) was not arbitrary, capricious, vague, illegal or discriminatory, and that said Ordinance fulfilled a specific Purpose to organize and to protect property values of people living in existing Residential Estate subdivisions or other large lot developments like the Deer Haven subdivision. Counsel to the Board recited the language of said R-1 Ordinance at Section 601 (D.) (Land Uses Permitted), which expressly defined the types of animals that could be kept within Residential Estates Districts, as excluding by omission, the types of animals being kept by Mr. Hatfield within the said R-1 District. Counsel to the Board recited another relevant Ordinance, specifically Article V, Agricultural District (A-1) at Section 501(G) which states that permitted land uses specifically includes the "breeding, raising and feeding of chickens, ducks, turkeys, geese, or other fowl". Counsel concluded that the clear intent of the drafters of the Madison County zoning ordinances was to allow the raising of the types of animals in question only on lands zoned as Agriculture District (A-1), and not within lands zoned as Residential Estates Districts (R-1).

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Finally, counsel informed the Board that a similar matter had been appealed to the Madison County Circuit Court regarding the case Nancy Field v. Madison County Board of Supervisors (C1-2014-0140) and asked that Brief of Appellee Madison County filed in that matter be attached to the Minutes as if fully recorded therein.

Following discussion, Mr. Gerald Steen did offer and Mr. John Howland did second a motion to uphold the finding of Zoning Administrator Scott Weeks that Mr. Hatfield violated Madison County Zoning Ordinance Residential Estates District (R-1); that the keeping of such ducks, geese and other fowl was not a Permitted Use within property zoned as R-1; that the Ordinance R-1 was not arbitrary, capricious, vague, illegal or discriminatory; and that counsel would notify Mr. Hatfield by letter as to the finding of the Board which the Board would seek to enforce. 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 denied.

SO ORDERED this the 1st day of June, 2015.

In re: Discussion of County Wide Bike and Pedestrian Route

Mr. Gerald Steen did offer and Mr. John Howland did second a motion to approve the county wide bike and pedestrian route as proposed by Central Mississippi Planning & Development District, 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 bike and pedestrian route was and is hereby approved.

SO ORDERED this the 1st day of June, 2015.

In re: Approval of Temporary Construction Easements - Camden Crossing

WHEREAS, Mr. Jim Turner of JLT Realty appeared before the Board and presented five (5) temporary construction easements from adjoining land owners in Camden Crossing to remedy flooding and road hazard issues and requested the Board's consideration of same, and

WHEREAS, Mr. Turner further requested the Board authorize the Board Attorney to prepare a permanent drainage easement for Lot 110 in Camden Crossing,

Following discussion, Mr. John Bell Crosby did offer and Mr. Paul Griffin did second a motion to (1) approve the five (5) temporary construction easements from adjoining land owners in Camden Crossing, (2) authorize the recording of same in the land records of the Chancery Clerk's office, (3) authorize Mr. Espy to prepare a permanent drainage easement for Lot 110 in Camden Crossing and (4) authorize the Purchase Clerk to issue purchase orders accordingly for drainage improvements at Camden Crossing. The vote on the matter being as follows:

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

the matter carried by the unanimous vote of those present and said easements were and are hereby approved; the Chancery Clerk, Mr. Espy and Mr. Crunk were and are hereby authorized.

SO ORDERED this the 1st day of June, 2015.

In re: Approval of Budget Amendments & Interfund Transfers and Loans

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 Transfers & Loans June 1, 2015,” a true and correct copy of which is attached hereto as Exhibit V, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Gerald Steen did offer and Mr. Paul Griffin did second a motion to approve said budget amendments and interfund transfers and loans. 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 transfers and loans were and are hereby approved and adopted.

SO ORDERED this the 1st day of June, 2015.

In re: Approval of Claims Docket for June 1, May 19, 20 and 27, 2015

WHEREAS, the Board reviewed the claims dockets for June 1, May 19, 20 and 27, 2015; and

- (1) General Claims Docket, dated June 1, 2015,
- (2) Payroll Docket No. 1, dated May 19, 2015
- (3) Payroll Docket No. 2, dated May 20, 2015
- (4) Payroll Docket No. 3, dated May 27, 2015
- (5) Payroll Docket No. 4, dated May 27, 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, 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 June 1, 2015:

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| Fund | Claim Nos. | No. of Claims | Amount |
|-----------------|--------------|---------------|--------------|
| 001 | 2714 to 2860 | 147 | 297,244.89 |
| 012 | 134 to 138 | 5 | 22,257.47 |
| 015 | 56 to 59 | 4 | 134,813.83 |
| 095 | 33 to 36 | 4 | 33,004.82 |
| 097 | 87 to 88 | 2 | 18,841.45 |
| 104 | 3 to 3 | 1 | 1,189.29 |
| 105 | 351 to 365 | 15 | 62,096.99 |
| 113 | 15 to 15 | 1 | 2,901.14 |
| 114 | 3 to 3 | 1 | 707.20 |
| 115 | 129 to 134 | 6 | 16,970.29 |
| 119 | 1 to 1 | 1 | 81,300.00 |
| 150 | 773 to 832 | 60 | 215,607.46 |
| 160 | 52 to 56 | 5 | 29,104.65 |
| 190 | 36 to 36 | 1 | 62.02 |
| 191 | 75 to 79 | 5 | 3,847.82 |
| 192 | 39 to 39 | 1 | 1,375.00 |
| 303 | 6 to 6 | 1 | 6,907.69 |
| 308 | 18 to 19 | 2 | 89,525.98 |
| 313 | 1 to 1 | 1 | 53,713.81 |
| 315 | 19 to 21 | 3 | 34,129.02 |
| 316 | 13 to 13 | 1 | 11,341.89 |
| 401 | 26 to 26 | 1 | 13,230.66 |
| 402 | 16 to 16 | 1 | 4,450.60 |
| 655 | 8 to 8 | 1 | 69,951.13 |
| 664 | 7 to 7 | 1 | 1,650.00 |
| 672 | 9 to 9 | 1 | 1,262.50 |
| 675 | 8 to 8 | 1 | 4,802.50 |
| 681 | 253 to 254 | 2 | 9,570.86 |
| 690 | 30 to 33 | 4 | 38,240.35 |
| 691 | 30 to 33 | 4 | 38,240.32 |
| TOTAL ALL FUNDS | | 283 | 1,298,341.63 |

Thereafter and following discussion, Mr. Gerald Steen 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 W, 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 Supplemental Claims Docket, 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 1st day of June, 2015.

In re: Approval of Claims of Fleetcor Technologies

Thereafter, Mr. Vance presented a supplemental claims docket also dated June 1, 2015 containing the claims of Fleetcor Technologies and requested the Board's consideration thereof,

President's Initials: _____
Date Signed: _____

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 1st day of June, 2015.

***In re: Approve Payment of Invoice -
Fred Berry***

WHEREAS, Comptroller Shelton Vance appeared before the Board and requested the Board approve payment of invoice no. 859214 submitted by Mr. Fred Berry for interior painting of the Camden Community Center, a true and correct copy of which is attached hereto as Exhibit X, spread hereupon and incorporated herein by reference,

Following discussion, Mr. Gerald Steen did offer and Mr. John Bell Crosby did second a motion to authorize the Chancery Clerk to issue a pay warrant in the amount of \$7,185.00 to Mr. Fred Berry for interior painting of the Camden Community Center. 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 to issue a pay warrant accordingly.

SO ORDERED this the 1st day of June, 2015.

***In re: Approval of Change Orders -
Historic Courthouse Renovation Contract***

WHEREAS, Comptroller Shelton Vance appeared before the Board and presented that certain change order no. 3 submitted by Paramount Construction Group, LLC in the amount of \$85,500.00 and requested the Board's consideration of same, a true and correct copy of which is attached hereto as Exhibit Y, spread hereupon and incorporated herein by reference, and

¹Prior to consideration of this item of business, Mr. Steen excused himself from the meeting, departed the meeting room and did not participate in discussion of deliberation of this matter whatsoever.

President's Initials: _____
Date Signed: _____

WHEREAS, Mr. Vance reported that said change order was for certain repairs and restoration upgrades to the Courtroom at the Historic Courthouse and to add an additional three days to the contract due to the Canton Flea Market,

Following discussion, Mr. John Bell Crosby did offer and Mr. Paul Griffin did second a motion to approve said change order in the amount of \$85,500.00 and add an additional three days to the contract. 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 change order was and is hereby approved and the Chancery Clerk was and is hereby authorized to issue a pay warrant accordingly and said days were and are hereby added.

SO ORDERED this the 1st day of June, 2015.

In re: Authorization of Board President to Execute Invoice

WHEREAS, Sheriff Randy Tucker presented invoices unto MDOC for housing of prisoners and 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 authorize the Board President to execute said invoices 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 authorized.

SO ORDERED this the 1st day of June, 2015.

In re: Discussion of 2015 Road Plan

Mr. John Howland did offer and Mr. John Bell Crosby did second a motion to transfer overage of certain funds being \$19,910.00 from Dewese Road and \$37,046.00 from Cedar Hill Road to Oakdale 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 funds were and are hereby authorized to be transferred.

SO ORDERED this the 1st day of June, 2015.

President's Initials: _____
Date Signed: _____

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Thereafter, Mr. Gerald Steen did offer and Mr. John Howland did second a motion to add Cobblestone Drive to the 2015 Road Plan. 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 road was and is hereby added.

SO ORDERED this the 1st day of June, 2015.

In re: Appointment to the West Madison Utility District Board

Mr. Karl M. Banks did offer and Mr. Paul Griffin did second a motion to appoint Ms. Evelyn Brown to the West Madison Utility District Board effective immediately replacing Ms. Katrina Palmer. 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 Ms. Brown was and is hereby appointed.

SO ORDERED this the 1st day of June, 2015.

***In re: Discussion of Letter of Engagement -
Lefoldt & Co., P.A.***

WHEREAS, County Administrator Mark Houston appeared before the Board and presented that certain Letter of Engagement with Lefoldt & Co., P.A. for the benefit of Tax Collector Kay Pace, a true and correct copy of which is attached hereto as Exhibit Z, spread hereupon and incorporated herein by reference, and

WHEREAS, Mr. Houston reported that Lefoldt & Co., P.A. would perform an analysis of certain tax credits and refunds as identified by the State Auditor's Office,

Following discussion, Ms. John Bell Crosby did offer and Mr. Karl M. Banks did second a motion to (1) approve the Letter of Engagement contingent on the Board Attorney's review and approval, (2) approve the Letter of Engagement between Madison County Board of Supervisors and Lefoldt & Co., P. A., (3) direct Lefoldt & Co., P.A. to present the Board of Supervisors with a report of its findings, and (4) direct that said Letter of Engagement is not to exceed \$10,000.00. 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 Letter of Engagement was and is hereby approved with the aforementioned proviso.

SO ORDERED this the 1st day of June, 2015.

In re: Discussion of Temporary Mining Permit

WHEREAS, Zoning Administrator Scott Weeks appeared before the Board and requested permission to issue a temporary surface mining permit to Eutaw Construction, and

WHEREAS, Mr. Weeks reported that said permit was exempt by Mississippi Department of Environmental Quality and was for approximately four acres on Yandell Road,

Following discussion, Mr. Paul Griffin did offer and Mr. John Bell Crosby did second a motion to authorize Mr. Weeks to issue a temporary surface mining permit to Eutaw Construction. 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.

SO ORDERED this the 1st day of June, 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 meeting of the Board of Supervisors was recessed until Monday, June 22, 2015 at 4:30 pm for purposes of consideration of a Claims Docket and any other business which may properly come before the Board.

Karl M. Banks, President
Madison County Board of Supervisors

Date signed: _____

ATTEST:

Ronny Lott, Chancery Clerk

President's Initials: _____
Date Signed: _____

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President's Initials: _____
Date Signed: _____

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