

MINUTES OF A SPECIAL MEETING
OF THE MADISON COUNTY ECONOMIC DEVELOPMENT AUTHORITY
HELD AND CONDUCTED ON THE 5TH OF JANURAY, 2004, AT 3:00 P.M.
IN THE MCEDA CONFERENCE ROOM
OF THE 1855 COURTHOUSE IN CANTON, MISSISSIPPI

The special meeting of the Madison County Economic Development Authority was conducted on the 5th day of January, 2004, at 3:00 p.m. in the 1855 Courthouse in the City of Canton, Mississippi.

Members Present: Steve Davenport, Chip Estes, Barbara Gray, Thomas Johnson, Billy B. Thames, and John Wallace. Also attending were Jerry Acy and Joy Foy.

Guests: Donnie Caughman, Bob Montgomery, Lea Anne Brandon and Lucy Weber

Chairman Davenport announced that the members who were present constituted a quorum and declared the meeting duly convened and ordered the Notice and Call of the meeting filed with the minutes of the meeting as "Exhibit A."

Mr. Caughman was recognized as the new County Administrator.

Attorney Montgomery discussed the Waste Water Authority's (WWA) request to purchase the Catlett Road Interceptor. He suggested the following

- 1.) That MCEDA ask the Mississippi Department of Environmental Quality (DEQ) concerning the legality of the WWA assuming the loan from MCEDA.
- 2.) That the WWA assume the total debt of the loan not just the outstanding debt.
- 3.) That MCEDA decide whether or not to request reimbursement on right-of-way (ROW) payments made on behalf of the project.
- 4.) That MCEDA assign all permits and approvals acquired from the DEQ on behalf of the project to the WWA.
- 5.) That MCEDA assign all warranties and insurance associated with the project to the WWA.
- 6.) That MCEDA put a time limit and/or conditions upon the WWA closing on the outlined deal.
- 7.) That MCEDA be released and held harmless from the contract.
- 8.) That MCEDA specify specific language in the contract to guarantee that local industry will have adequate capacity, at a reasonable cost, for the transportation with no obligation on the industry or MCEDA for additional payments.
- 9.) That MCEDA establish rates for industry and guarantees to protect the industry.
- 10.) That MCEDA request the transfer of ROW be transferred by the Madison County Board of Supervisors concurrent with the transfer of the MCEDA lines.
- 11.) That MCEDA and the County be excluded from any exposure under the default clause of the contract provided the deal to transfer the project to the WWA is completed.

It was the consensus of the board to accept these recommendations except for #3.) reimbursement of the ROW will not be required. Dr. Thames made a motion to authorize Mr. Acy and Mr. Montgomery to negotiate in accordance with the above outline to transfer the project to the WWA. After a second by Mr. Johnson, the motion was unanimously adopted.

Mr. Caughman presented copies of a letter dated January 5, 2004, from Madison County Board of Supervisors President, Douglas L. Jones asking that each board member step down. A copy of the letter is attached to and made a part of these minutes by reference as Exhibit "B." No board action taken.

At 3:45 p.m. by motion made by Ms Gray, seconded by Dr. Thames and unanimously adopted, Chairman Davenport adjourned the meeting.

STEVE DAVENPORT, CHAIRMAN



ATTEST:



JOHN WALLACE, SECRETARY-TREASURER