

Minutes, City of Southaven, Southaven, Mississippi



MEETING OF THE MAYOR AND BOARD OF ALDERMEN
SOUTHAVEN, MISSISSIPPI
MUNICIPAL COURT
February 18, 2020
6:00 p.m.
AGENDA

1. Call To Order
2. Invocation
3. Pledge Of Allegiance
4. Approval of Minutes: February 4, 2020 & Special Meeting, February 11, 2020
5. Authorization to Enter Design Contract for May Blvd. Pedestrian Bridge
6. Resolution for 2020 GO Refunding Sales Parameter
7. Resolution for Tax Exemption for TricorBraun, Inc.
8. SFD Service Contract Renewal with Stryker
9. Medline Inducement Agreement
10. Resolution for SPD Surplus
11. RJ Young Lease Agreements - SPD
12. Planning Agenda: Item #1 Application by CGI Investments, LLC for a Conditional Use Permit for a C-store on the northeast corner of Church Road and Getwell Road
Item #2 Application by CGI Investments, LLC for subdivision approval for Snowden Grove, Area 16, Phase 1 on the northeast corner of Church Road and Getwell Road
Item #3 Application by Reginald Spight to rezone 3.12 acres of property on the south side of College Road, east of Getwell Road from AG to R-20
13. Mayor's Report
14. Citizen's Agenda
15. Personnel Docket
16. City Attorney's Legal Update
17. Utility Bill Adjustment Docket
18. Claims Dockets: Docket 1
Docket 2
19. Executive Session: Personnel; Economic Development

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MINUTES OF THE REGULAR MEETING OF February 18, 2020 OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI

BE IT REMEMBERED that the Mayor and Board of Aldermen of the City of Southaven, Mississippi met in Regular Session on the 18th day of February, 2020 at six o'clock (6:00) p.m. at City Municipal Court.

Present were:

William Brooks	Alderman At Large
Kristian Kelly	Alderman, Ward 1
Charlie Hoots	Alderman, Ward 2
George Payne	Alderman, Ward 3
Joel Gallagher	Alderman, Ward 4
John David Wheeler	Alderman, Ward 5
Raymond Flores	Alderman, Ward 6

Also present were Mayor Musselwhite, Andrea Mullen, City Clerk, and Nick Manley, City Attorney. Approximately thirty (30) other people were present.

Mayor Musselwhite called the meeting to order. Alderman Gallagher led in prayer followed by the Pledge of Allegiance led by Alderman Payne. Next, a motion was made by Alderman Payne to approve the minutes of the regular meeting of February 4, 2020 with any corrections, deletions, or additions necessary. Motion was seconded by Alderman Brooks. Motion was put to a vote and passed unanimously with all Alderman present.

A motion was made by Alderman Payne to approve the special meeting minutes of February 11, 2020 with any corrections, deletions, or additions necessary. Motion was seconded by Alderman Hoots. Motion was put to a vote and passed unanimously

AUTHORIZATION TO ENTER DESIGN CONTRACT FOR MAY BOULEVARD PEDESTRIAN BRIDGE

Mayor Musselwhite presented this item to the Board.

Mayor Musselwhite stated that there are many local architects qualified to design the May Boulevard Pedestrian Bridge, but his recommendation is to enter into a contract with Urban Arch. Mayor Musselwhite stated that Urban Arch is currently doing work in the City with the City entrance signs and City Hall renovations and he feels comfortable that Urban Arch has a good understanding of what they are trying to accomplish in making the City more attractive. Mayor Musselwhite added that the cost involved for their services will be 6% of the construction price. There was some discussion between Mayor Musselwhite and

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Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	NO
Alderman Hoots	NO
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 18th day of February, 2020.

RESOLUTION FOR 2020 GO REFUNDING SALES PARAMETER

Elizabeth Clark, Attorney with Butler Snow, presented this item to the Board.

Ms. Clark stated that this resolution approves the refunding of the GO Bonds that were issued in 2008 and 2010. Ms. Clark added that 2% savings is required by statute. This resolution does not tie the City to any costs assuming that the refunding does not go through for the 2%. Ms. Clark stated that as of right now, they are showing about \$197,000 in savings which equates to 8.9% and also \$30,000 in savings on the other that equates to 2.79%. Ms. Clark added that this resolution approves the documents needed to go into the market to sell the refunding bonds and hires Butler Snow as Bond Counsel and Raymond James as the Underwriter. Ms. Clark stated that next month they intend to come back before the Board at the March 3rd meeting with the resolutions for the \$15 million dollar obligation bond. They will have all documents necessary to move forward with that bond issue and want to tie in the two to save money on the rating issue. After hearing from Ms. Clark, the Board of Alderman considered the following resolution:

The Mayor and Board of Aldermen (the "**Governing Body**") of the City of Southaven, Mississippi (the "**City**"), took up for consideration the matter of refunding certain prior bonds of the City, and after a discussion of the subject matter, Alderperson Brooks offered and moved the adoption of the following resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI AUTHORIZING AND DIRECTING THE ISSUANCE OF NOT TO EXCEED \$3,500,000 CITY OF SOUTHAVEN, MISSISSIPPI GENERAL OBLIGATION REFUNDING BONDS, SERIES 2020 (THE "BONDS**") FOR THE PURPOSE OF CURRENTLY REFUNDING AND DEFEASING ALL OR A PORTION OF THE OUTSTANDING (A) \$4,000,000 (ORIGINAL PRINCIPAL AMOUNT) CITY OF**

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THE REFUNDED 2008 BONDS, THE "REFUNDED BONDS"; PRESCRIBING THE FORM AND DETAILS OF THE BONDS; DIRECTING THE PREPARATION, EXECUTION AND DELIVERY OF THE BONDS; PROVIDING CERTAIN COVENANTS OF SAID CITY IN CONNECTION WITH THE BONDS; AUTHORIZING THE NEGOTIATED SALE OF THE BONDS; APPROVING THE FORM OF AND THE EXECUTION AND DELIVERY OF A BOND PURCHASE AGREEMENT IN CONNECTION WITH THE SALE OF THE BONDS; APPROVING THE FORM OF AND THE PREPARATION AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT IN CONNECTION WITH THE BONDS; DIRECTING THE PREPARATION AND DISTRIBUTION OF A FINAL OFFICIAL STATEMENT IN CONNECTION WITH THE BONDS; APPROVING THE FORM OF AND THE EXECUTION AND DELIVERY OF AN ESCROW TRUST AGREEMENT IN CONNECTION WITH THE BONDS AND THE REFUNDED 2010 BONDS; AND FOR RELATED PURPOSES.

WHEREAS, the Governing Body, acting for and on behalf of the City, is authorized by the Mississippi Bond Refinancing Act, being Sections 31-27-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "Refinancing Act"), to issue refunding bonds of the City for the purpose of refinancing outstanding bonds of the City at more favorable interest rates, provided, among other things, that such refinancing results in net present value savings to maturity of not less than two percent (2%) of the bonds being refinanced; and

WHEREAS, the Governing Body, acting for and on behalf of the City, previously authorized the issuance of its \$4,000,000 (original principal amount) City of Southaven, Mississippi General Obligation Bonds, Series 2008, dated July 1, 2008 (the "2008 Bonds") for the purpose of purchasing land for parks and public playgrounds, and other recreational facilities, and improving, equipping and adorning same; purchasing fire-fighting equipment and apparatus, and providing housing for same, and purchasing land therefor; and other related improvements within the City; and

WHEREAS, the 2008 Bonds were issued pursuant to Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "City Act" and together with the Refinancing Act, the "Act"), and a resolution of the Governing Body adopted July 1, 2008 (the "2008 Bond Resolution"); and

WHEREAS, the Governing Body, acting for and on behalf of the City, previously authorized the issuance of its \$3,225,000 (original principal amount) City of Southaven, Mississippi General Obligation Refunding Bonds, Series 2010, dated November 30, 2010 (the "2010 Bonds") for the purpose of (i) prepaying and current refunding the City's \$5,000,000 (original principal amount) Promissory Note dated June 7, 2002, which 2002 Note secured a portion of the proceeds of the Mississippi Development Bank Special Obligation Bonds (Capital Projects and Equipment Acquisition Program), Series 2001A, dated March 6, 2001, and (ii) paying the costs of issuance; and

WHEREAS, the 2010 Bonds were issued pursuant to the City Act and a resolution of the Governing Body adopted November 2, 2010 (the "2010 Bond Resolution"); and

WHEREAS, the City is desirous of refunding all or a portion of the outstanding 2008 Bonds and the 2010 Bonds for interest rate savings; and

WHEREAS, the current interest rates in the tax exempt bond market are presently

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WHEREAS, it has been determined that all or a portion of the outstanding maturities of the 2008 Bonds (collectively, the "**Refunded 2008 Bonds**") and all or a portion of the outstanding maturities of the 2010 Bonds (collectively, the "**Refunded 2010 Bonds**") and together with the Refunded 2008 Bonds, the "**Refunded Bonds**"), are candidates for being refunded under the Refinancing Act; and

WHEREAS, pursuant to the Refinancing Act, the Refunded Bonds can be legally or economically defeased; and

WHEREAS, the Refinancing Act authorizes the Governing Body, among other things, to provide for the terms and details of such refunding bonds, to sell such refunding bonds at public or private sale (which sale shall be on such terms and in such manner as the Governing Body shall determine to be in the City's best interest), to make arrangements for the retirement of the Refunded Bonds and to make all other arrangements relating to such refunding bonds; and

WHEREAS, the Governing Body has determined that the sale of such refunding bonds through private sale will provide the Governing Body with the greatest degree of flexibility in the marketing of such refunding bonds and will ensure the most favorable long term interest rates and will thereby maximize the interest savings for the City; and

WHEREAS, the Governing Body hereby designates Raymond James & Associates, Inc., Memphis, Tennessee, as underwriter (the "**Underwriter**"), in connection with the sale and issuance of the Refunded Bonds; and

WHEREAS, the Refunded Bonds will be sold to the Underwriter pursuant to the terms and provisions of a Bond Purchase Agreement, to be dated as of the date of the sale of the Bonds (as defined herein) (the "**Bond Purchase Agreement**"), by and between the Underwriter and the City; and

WHEREAS, there have been submitted to this meeting forms of:

(a) the Bond Purchase Agreement providing for the terms and conditions of the sale of the Bonds to the Underwriter,

(b) an Escrow Trust Agreement (the "**Escrow Agreement**") providing for the payment and redemption of the Refunded Bonds, and

(c) a Preliminary Official Statement (the "**Preliminary Official Statement**") describing such refunding bonds, the Refunded Bonds and other matters in connection with the sale and issuance of the Bonds; and

WHEREAS, to provide the City with greater economies, the Underwriter, in its role as placement agent for the City (in such capacity, the "**Placement Agent**") may be able to sell the Bonds to one or more designated purchasers (collectively, the "**Purchaser**") at a private, negotiated sale all as authorized by the Refinancing Act (the "**Private Placement Transaction**"), in accordance with a Private Placement Agreement by and between the City and the Placement Agent (the "**Private Placement Agreement**") and in order to provide the City with such economies, there has been prepared and submitted to the City the form of the Private Placement Agreement; and

WHEREAS it appears that each of the documents above referred to, which documents are now before the Governing Body, is in appropriate form and is an appropriate document for the purposes identified; and

WHEREAS, all conditions, acts and things required by the Refinancing Act and the Constitution and laws of the State of Mississippi (the "**State**") to have existed, to have happened and to have been performed precedent to and in connection with the

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other actions and proceedings as shall be necessary in connection with the sale and issuance of such refunding bonds and the refunding and defeasance of the Refunded Bonds; and

WHEREAS, as of October 15, 2019, the assessed value of all taxable property within the City, according to the last completed assessment for taxation, is \$612,370,809, and the issuance of the Bonds proposed to be issued pursuant to the Act, when added to the outstanding bonded indebtedness of the City, will not result in bonded indebtedness that exceeds the limitations of applicable constitutional or statutory limitation upon indebtedness which may be incurred by the City.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY, ACTING FOR AND ON BEHALF OF THE CITY, AS FOLLOWS:

SECTION 1. This resolution is adopted pursuant to the Refinancing Act, the City Act and other applicable laws of the State and all matters and things recited in the premises and preamble of this resolution are found and determined to be true and accurate.

SECTION 2. Proceeding under the authority of the Refinancing Act, there shall be and there are hereby authorized and directed to be issued the City of Southaven, Mississippi General Obligation Refunding Bonds, Series 2020 (the "**Bonds**") in an aggregate principal amount not to exceed \$3,500,000. The Bonds are being issued to currently refund and defease all or a portion of the Refunded Bonds and to pay certain costs incident to the sale, issuance and delivery of the Bonds. Principal and interest on the Bonds shall be payable on such dates, at such rate or rates and in such amounts as provided in the Bond Purchase Agreement or the Private Placement Agreement, which provisions shall be finalized on the date the Bond Purchase Agreement or Private Placement Agreement is executed by the Underwriter and the City.

SECTION 3. The Governing Body hereby finds and determines that (a) the Refinancing Act provides that the Bonds may be secured by a pledge of the same source of security as the Refunded Bonds, or such other security as the Governing Body may lawfully pledge, or both; (b) the net proceeds of the Bonds shall be applied to the refunding and defeasance of the Refunded Bonds and the payment of the costs of issuance related to the Bonds; (c) the Bonds shall not be issued unless all of the requirements of the Refinancing Act and other applicable laws of the State are met, including without limitation, the requirement of at least a two percent (2%) net present value savings for the Refunded Bonds; (d) pursuant to the Refinancing Act, the 2008 Bond Resolution and the 2010 Bond Resolution, the Bonds shall be general obligations of the City and the full faith, credit and resources of the City are hereby pledged for the payment of the principal of and interest on the Bonds; (e) the aggregate principal amount of the Bonds shall not exceed \$3,500,000; and (f) the Bonds shall not bear a greater overall maximum interest rate to maturity than eleven percent (11%) per annum as allowed by the Refinancing Act.

SECTION 4. (a) Due to the character of the Bonds, the complexity of structuring the Bonds and prevailing market conditions, the Bonds shall be sold to the Underwriter at private sale pursuant to the terms and provisions of the Bond Purchase Agreement in substantially the form attached hereto as **Exhibit A**. The Mayor of the

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proceeds of the Bonds, (f) the principal and interest payment dates for the Bonds, and to make all final determinations necessary to structure the Bonds. The Bond Purchase Agreement in substantially such form is hereby approved in all respects and, subject to the provisions of this Section and Sections 3 and 6 hereof, the Mayor is hereby authorized and directed to execute and deliver the Bond Purchase Agreement for and on behalf of and in the name of the City, with such changes, omissions, insertions and revisions, as may be approved by the Mayor, said execution being conclusive evidence of such approval.

(b) If in the opinion of the Underwriter and Government Consultants, Inc., Madison, Mississippi, as Municipal Advisor (the "Municipal Advisor") to the City, a Private Placement Transaction will produce greater economics for the City, the form of the Private Placement Agreement attached hereto as **Exhibit B** as submitted to this meeting and made a part of this resolution as though set forth in full herein shall be, and the same hereby is, approved in substantially said form. The Mayor and the City Clerk of the City (the "Clerk") are hereby authorized and directed to execute and deliver the Private Placement Agreement with such changes, insertions and omissions as may be approved by such officer, said execution being conclusive evidence of such approval.

(c) Any Bonds sold in a Private Placement Transaction (a) shall be issued in the principal denominations of \$100,000 and increments of \$1,000 each thereafter, or integral multiples thereof up to the amount of a single maturity, (b) shall be subject to redemption in the manner, to the extent and with such notice as stated in the Private Placement Agreement, (c) shall be delivered to the Purchaser upon payment of the purchase price therefor in accordance with the terms and conditions of the Private Placement Agreement, (d) shall be authenticated and delivered to, upon the order of or as directed by the Purchaser thereof upon payment of the purchase price of the Bonds in accordance with the Private Placement Agreement, and (e) may or may not have CUSIP numbers assigned thereto as specified in the Private Placement Agreement.

The City hereby authorizes and approves the appointment of Raymond James & Associates, Inc., Memphis, Tennessee, as placement agent regarding the placement of the Bonds and further authorizes and approves appropriate revisions to any and all documents as may be necessary to reflect a Private Placement Transaction.

SECTION 5. (a) In consideration of the purchase and acceptance of any and all of the Bonds by the registered owners thereof, this resolution shall constitute a contract between the City and the registered owners from time to time of the Bonds. The pledge made herein and the covenants and agreements herein set forth to be performed on behalf of the City shall be for the equal benefit, protection and security of the registered owners of any and all of the Bonds, all of which, regardless of the time or times of their authentication and delivery or maturity, shall be of equal rank without preference, priority or distinction.

(b) The Bonds shall be general obligations of the City, and the full faith, credit and resources of the City shall be pledged to the payment of the principal of and interest on the Bonds.

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sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Bonds, in accordance with the provisions of this resolution. The City's tax levy for any year shall be abated pro tanto to the extent the City on or prior to September 1 of that year has transferred monies to the 2020 Bond Fund for the Bonds, or has made other provisions for funds to be applied toward the payment of the principal of and interest on the Bonds due during the ensuing fiscal year of the City, in accordance with the provisions of this resolution. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to rate or amount. The avails of said tax are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds as the same shall respectively mature and accrue. Should there be a failure in any year to comply with the requirements of this Section 5(b), such failure shall not impair the right of the registered owners of any of the Bonds in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Bonds, both as to principal and interest.

SECTION 6. The Bonds shall be dated the date of their delivery and shall bear interest from said date at the rates per annum to be set forth in the Bond Purchase Agreement or Private Placement Agreement, as the case may be; provided, however, that the Bonds shall not bear a greater overall maximum interest rate to maturity than eleven percent (11%) per annum as allowed by the Refinancing Act, and shall mature no later than July 1, 2028 for the Refunded 2008 Bonds and November 1, 2024 for the Refunded 2010 Bonds, in the years and in the principal amounts to be set forth in the Bond Purchase Agreement or Private Placement Agreement, as the case may be.

SECTION 7. The Bonds shall be initially issued and held under a book-entry system as fully registered bonds issued in the denominations of \$5,000 or any integral multiple thereof and shall be numbered separately from 1 upwards without regard to maturity; provided, however, if the Bonds are sold pursuant to a Private Placement Transaction authorized in Section 4(b) of the resolution, the Bonds shall be issued as provided in Section 4(c) of this resolution.

SECTION 8. (a) Notwithstanding anything to the contrary in this resolution, so long as the Bonds are being held under a book-entry system, transfers of beneficial ownership of the Bonds will be effected pursuant to rules and procedures established by the Securities Depository. For purposes of this resolution, "Securities Depository" shall mean a recognized securities depository (or its successor or substitute) selected by the City to act as the securities depository maintaining a book-entry transfer system for the Bonds.

(b) As long as a book-entry system is in effect for the Bonds, the Securities Depository Nominee will be recognized as the registered owner of the Bonds for the purpose of (1) paying the principal of or interest on such Bonds, (2) giving any notice permitted or required to be given to registered owners of the Bonds under this resolution, (3) registering the transfer of such Bonds, and (4) requesting any consent or other action to be taken by the registered owners of such Bonds, and for all other purposes, and neither the City nor the Paying and Transfer Agent (as

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hereof during the time such Bonds are held under a book-entry system through such Securities Depository.

(c) Neither the City nor the Paying and Transfer Agent shall have any responsibility or obligation to any participant, any beneficial owner or any other person claiming a beneficial ownership in any Bonds which are registered to a Securities Depository Nominee under or through the Securities Depository with respect to any action taken by the Securities Depository as registered owner of such Bonds.

(d) The Paying and Transfer Agent shall pay all principal of and interest on the Bonds issued under the book-entry system, only to the Securities Depository, or the Securities Depository Nominee, as the case may be, for such Bonds, and all such payments shall be valid and effectual to fully satisfy and discharge the obligations with respect to the principal of and interest on such Bonds.

(e) In the event that the Governing Body determines that it is in the best interest of the City to discontinue the book-entry system of transfer for the Bonds, or that the interests of the beneficial owners of the Bonds may be adversely affected if the book-entry system is continued, then the City shall notify the Securities Depository and the Paying and Transfer Agent of such determination. In such event, the City shall execute and the Paying and Transfer Agent shall, pursuant to subsequent resolution of the Governing Body, authenticate, register and deliver physical certificates for the Bonds in exchange for the Bonds registered in the name of the Securities Depository. Such certificates shall be in fully registered form and transferable only upon the registration records of the City maintained by the Paying and Transfer Agent, by the registered owner thereof or by such registered owner's attorney, duly authorized in writing, upon surrender thereof, together with a written instrument of transfer satisfactory to the Paying and Transfer Agent, duly executed by the registered owner or such registered owner's duly authorized attorney in accordance with this resolution.

(f) In the event that the Securities Depository for the Bonds discontinues providing its services, the City shall either engage the services of another Securities Depository or deliver physical certificates in the manner described in subparagraph (e) above.

(g) In connection with any notice or other communication to be provided to the registered owners of the Bonds by the City or by the Paying and Transfer Agent with respect to any consent or other action to be taken by the registered owners, the City or the Paying and Transfer Agent, as the case may be, shall establish a record date for such consent or other action and give the Securities Depository Nominee notice of such record date not less than fifteen (15) days in advance of such record date to the extent possible.

(h) The Bonds shall be issued initially under the book-entry system maintained by The Depository Trust Company, New York, New York ("DTC") and shall be registered in the name of Cede & Co., as the initial Securities Depository Nominee for the Bonds. As long as the Bonds are maintained by DTC under its book-entry system, all payments with respect to the principal of and interest on the Bonds and notices shall be made and given, respectively, to DTC.

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SECTION 10. The principal of said Bonds shall be payable in lawful money of the United States of America upon presentation and surrender thereof as the same shall become due at U. S. Bank National Association, Brandon, Mississippi (the "Paying and Transfer Agent"). Interest will be payable by check or draft drawn upon the Paying and Transfer Agent, made payable to the registered owner named in, and mailed to the address of the registered owner as it shall appear on, the registration records of the City maintained by the Paying and Transfer Agent for the Bonds pursuant to the provisions of Section 16 hereof.

SECTION 11. The Preliminary Official Statement, in the form submitted to this meeting and attached hereto as **Exhibit C**, shall be, and the same hereby is, approved in substantially said form with such changes, omissions, insertions and revisions therein as the Mayor, as representative of the Governing Body, may in the Mayor's opinion determine to be required. The Governing Body deems the Preliminary Official Statement to be "final" as required by SEC Rule 15c2-12(b)(1). The actions of the Mayor and all other persons in connection with the preparation of the Preliminary Official Statement are hereby ratified and confirmed. The Mayor is hereby authorized and directed to distribute the Preliminary Official Statement to the Underwriter and to cause to be prepared and to execute and deliver a final Official Statement in substantially the form of the Preliminary Official Statement with such changes, insertions and omissions from the Preliminary Official Statement as may be approved by such officer, said execution being conclusive evidence of such approval.

SECTION 12. The Escrow Agreement, in the form submitted to this meeting and attached hereto as **Exhibit D**, shall be, and the same hereby is, approved in substantially said form. The Mayor is hereby authorized and directed to execute and deliver the Escrow Agreement with such changes, insertions and revisions therein as the Mayor, as representative of the Governing Body, may in the Mayor's opinion determine to be required, said execution being conclusive evidence of such approval. In compliance with the Refinancing Act, the Mayor is hereby authorized and directed to appoint U. S. Bank National Association, Brandon, Mississippi, to serve as escrow agent (the "Escrow Agent") under the Escrow Agreement. A portion of the proceeds of the Bonds held by the Escrow Agent shall be invested only as provided for by the Escrow Agreement and the Refinancing Act.

The City hereby authorizes the Escrow Agent to make the initial application with the Department of the Treasury, Bureau of Public Debt, Division of Special Investments, Parkersburg, West Virginia for United States Treasury Securities – State and Local Government Series (the "SLGS") in connection with the investment requirements under the terms and conditions of the Escrow Agreement. In the event the purchase of SLGS is unavailable or the purchase of open market securities is more beneficial to the City, the City authorizes the purchase of open market securities in connection with the investment requirements under the terms and conditions of the Escrow Agreement and authorizes the Mayor or the Clerk to execute any documents necessary and related to the purchase of open market securities, including (a) the engagement of Raymond James & Associates, Inc., any affiliate thereof, or other agent, to act for and on behalf of the City, if necessary, as escrow bidding agent for the open market escrow securities required by the Escrow Agreement, (b) the Mayor and/or City Clerk to provide approval for the purchase of open market securities, and (c) any

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SECTION 13. The City covenants to comply with each requirement of the Internal Revenue Code of 1986, as amended (the "Code"), necessary to maintain the exclusion of interest on the Bonds from gross income for federal income tax purposes, and in furtherance thereof, to comply with a certificate to be executed and delivered concurrently with the issuance of the Bonds, or such other covenants as may, from time to time, be required to be complied with in order to maintain the exclusion of interest on the Bonds from gross income for federal income tax purposes. The City shall not use or permit the use of any of the proceeds of the Bonds, or any other funds of the City, directly or indirectly, to acquire any securities, bonds or other investment property, and shall not take or permit to be taken any other action or actions, which would cause any Bond to be an "arbitrage bond" as defined in Section 148 of the Code. Notwithstanding any other provisions to the contrary, so long as necessary in order to maintain the exclusion of interest on the Bonds from gross income for federal income tax purposes under the Code, the covenants contained in this section shall survive the payment of the Bonds and the interest thereon, including any payment or defeasance thereof.

SECTION 14. Pursuant to the authority granted by the Act and the Registered Bond Act, being Sections 31-21-1 *et seq.*, Mississippi Code of 1972, as amended (the "Registered Bond Act"), the Bonds shall be executed by the manual or facsimile signature of the Mayor and the official seal of the City shall be affixed or lithographed or otherwise reproduced thereon, attested by the Clerk and the Bonds shall be authenticated by the Paying and Transfer Agent. The Paying and Transfer Agent shall authenticate each Bond by executing the Paying and Transfer Agent's Certificate thereon and no Bond shall be valid or become obligatory for any purpose until such certificate shall have been duly executed by the Paying and Transfer Agent. Such certificate, when duly executed on behalf of the City, shall be conclusive evidence that the Bond so authenticated has been duly authenticated and delivered. The validation certificate, for which provision is hereinafter made, to appear on each Bond, shall be executed by the Clerk and said certificate may be executed by the manual or facsimile signature of the Clerk. The Bonds shall be delivered to the Underwriter upon payment of the purchase price therefor in accordance with the terms and conditions of this resolution and the Bond Purchase Agreement, together with a complete certified transcript of the proceedings had and done in the matter of the authorization, sale, issuance and validation of the Bonds, and the final, unqualified approving opinion of Butler Snow, LLP, Ridgeland, Mississippi, as Bond Counsel (the "Bond Counsel"). Prior to or simultaneously with the delivery by the Paying and Transfer Agent of any of the Bonds, the City shall file with the Paying and Transfer Agent: (a) a copy, certified by the Clerk, of the transcript of proceedings of the City in connection with the authorization, sale, issuance and validation of the Bonds; and (b) an authorization to the Paying and Transfer Agent, signed by the Mayor and/or the Clerk, to authenticate and deliver the Bonds to or on behalf of the Underwriter. The Paying and Transfer Agent is authorized and directed to authenticate the Bonds and deliver them to or on behalf of the Underwriter upon payment of the purchase price of the Bonds to the City in accordance with this resolution and the Bond Purchase Agreement or Private Placement Agreement. Certificates, blank as to denomination, rate of interest, date of maturity and CUSIP number and sufficient in quantity in the judgment of the City to meet the reasonable transfer and reissuance needs of the Bonds, shall be printed and delivered to the Paying and Transfer Agent, and held by the Paying and Transfer Agent until needed for transfer or reissuance, whereupon the Paying and Transfer Agent shall imprint the appropriate information on to the certificates of

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When the Bonds shall have been executed as herein provided, they shall be registered as an obligation of the City in a record maintained for that purpose. The Clerk shall cause to be imprinted upon each Bond, over their facsimile signature and facsimile seal, a certificate certifying that the Bonds have been validated which certificate shall be in substantially the form set out in **Exhibit E** hereof.

SECTION 15. The form of the Bonds, the certificate to appear on the Bonds and the Paying and Transfer Agent's Certificate shall be in substantially the form attached hereto as **Exhibit E** and the Mayor be and is hereby authorized and directed to make such changes, insertions and omissions therein as may in the Mayor's opinion be required.

SECTION 16. The Governing Body hereby adopts, pursuant to the authority granted by the Act and the Registered Bond Act, the following conditions (the "**Conditions**") which are to apply to the transfer, exchange and replacement of the Bonds, and other similar matters.

CONDITIONS AS TO THE ISSUANCE, TRANSFER, EXCHANGE AND REPLACEMENT OF THE BONDS

"Paying and Transfer Agent" as used in these Conditions means, as to Bonds designated herein, the bank or banks designated by action of the Governing Body as the Paying and Transfer Agent with respect to the Bonds and whose duties and responsibilities shall be as further limited or set forth in the form of Bonds for such issue of Bonds and by Section 8 of this resolution.

The principal of all Bonds shall be payable at the corporate trust office of the Paying and Transfer Agent, and payment of the interest on each Bond shall be made by the Paying and Transfer Agent on each interest payment date to the person appearing on the registration records of the City (hereinafter provided for) as the registered owner thereof as of the close of business on the date which shall be the fifteenth (15th) day (whether or not a business day) of the calendar month next preceding such interest payment date, by check or draft mailed to such registered owner at such registered owner's address as it appears on such registration records. Payment of the principal of all Bonds shall be made upon the presentation and surrender for cancellation of such Bonds as the same shall become due and payable.

Bonds, upon surrender thereof at said corporate trust office of the Paying and Transfer Agent with a written instrument of transfer satisfactory to such Paying and Transfer Agent duly executed by the registered owner or such registered owner's authorized attorney, may be exchanged for Bonds of like series, maturity and interest rate of any other authorized denominations. Each such Bond shall be dated as of the date six (6) months preceding the interest payment date thereon next following the date of delivery of such Bond in registered form, unless such date of delivery shall be an interest payment date in which case it shall be dated as of such date of delivery, and every such Bond in registered form shall bear interest from its date.

So long as the Bonds shall remain outstanding, the City shall cause the Paying and Transfer Agent to maintain and keep, at its corporate trust office, registration records for the registration and transfer of Bonds, and, upon presentation thereof for such purpose at such corporate trust office, the City shall cause the Paying and Transfer

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All Bonds shall be transferable only upon the registration records which shall be kept for that purpose at the corporate trust office of the Paying and Transfer Agent for the City, by the registered owner thereof in person or such registered owner's authorized attorney, upon surrender thereof, together with a written instrument of transfer satisfactory to the Paying and Transfer Agent, duly executed by the registered owner or such registered owner's authorized attorney, and upon such transfer there shall be issued in the name of the transferee a new Bond or Bonds in registered form of the same series in the same aggregate principal amount and of like maturity and interest rate as the Bond or Bonds surrendered. Bonds issued in connection with transfers shall be dated in the same manner provided above for the dating of Bonds issued in connection with exchanges.

Neither the City nor the Paying and Transfer Agent shall be required (a) to exchange or transfer Bonds for a period of fifteen (15) days next preceding an interest payment date on the Bonds or next preceding any selection of Bonds to be redeemed or thereafter until the first mailing of any notice of redemption, or (b) to transfer or exchange any Bond called for redemption.

All Bonds surrendered in any exchanges or transfers shall forthwith be canceled by the Paying and Transfer Agent and thereafter transmitted to the City.

Prior to the issuance or delivery of any Bond, whether upon original issuance, transfer, exchange or replacement, the Paying and Transfer Agent shall manually execute the certificate of authentication provided thereon. No Bond shall be valid or obligatory for any purpose until such certificate of authentication shall have been duly executed by the Paying and Transfer Agent. Such certificate of the Paying and Transfer Agent upon any Bond executed on behalf of the City shall be conclusive evidence that the Bond so authenticated has been duly authenticated and delivered.

Bonds bearing the facsimile signature of any person who shall have been the Mayor or Clerk at the time such Bonds were originally dated or delivered by the City shall bind the City notwithstanding the fact that he or she may have ceased to be such officer prior to the delivery of such Bonds or was not such officer at the date of such Bonds.

Except as otherwise required by law, if (a) any mutilated Bond is surrendered to the Paying and Transfer Agent at its corporate trust office, or the Paying and Transfer Agent receives evidence to its satisfaction of the destruction, loss or theft of any Bond and (b) there is delivered to the Paying and Transfer Agent such security and/or indemnity as may be required by it to save harmless the City and the Paying and Transfer Agent, and as otherwise required by law, then, in the absence of notice to the Paying and Transfer Agent that such Bond has been acquired by a bona fide purchaser as such term is defined in the Uniform Commercial Code as it is then in effect in the State, the Paying and Transfer Agent shall authenticate and deliver, in exchange for any such mutilated Bond, or in lieu of any such destroyed, lost or stolen Bond, a new Bond of like tenor and principal amount, bearing a number not contemporaneously outstanding. The Paying and Transfer Agent shall thereupon cancel any Bond so surrendered.

In case any mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the Paying and Transfer Agent in its discretion may, instead of issuing a new Bond, pay such Bond.

Each new Bond issued pursuant to this Section in lieu of any surrendered, destroyed, lost or stolen Bond shall constitute an additional contractual obligation of the City.

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other rights or remedies with respect to the replacement or payment of mutilated, destroyed, lost or stolen Bonds or securities.

Notwithstanding the foregoing provisions of these Conditions, no Bonds shall be exchanged for other Bonds or be registered or transferred or issued or delivered by or on behalf of the City or the Paying and Transfer Agent pursuant to this Section at the request of a holder or owner of a Bond, except upon payment to such Paying and Transfer Agent by or on behalf of such holder or owner of a charge sufficient to reimburse the City and such Paying and Transfer Agent for any tax, fee, or other governmental charge required to be paid with respect to the transaction.

The City and the Paying and Transfer Agent may treat and consider the person in whose name any Bond shall be registered upon the registration records as herein provided as the holder and absolute owner thereof, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal thereof and interest thereon and for all other purposes whatsoever; provided, however, payment of, or on account of, the principal of and interest on such Bond shall be made only to, or upon the order of, such registered owner, and such payment so made shall be valid and effective to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the City nor any Paying and Transfer Agent shall be affected by any notice to the contrary.

SECTION 17. (a) So long as any of the Bonds shall remain outstanding, the City shall maintain with the Paying and Transfer Agent separate records for the registration and transfer of the Bonds. The Paying and Transfer Agent is hereby appointed registrar for the Bonds, in which the City the Paying and Transfer Agent shall register in such records and permit to be transferred thereon, under such reasonable regulations as may be prescribed, any Bond entitled to registration or transfer.

(b) The City shall pay or reimburse the Paying and Transfer Agent for reasonable fees for the performance of the services normally rendered and the incurring of normal expenses reasonably and necessarily paid as are customarily paid to paying agents, transfer agents and bond registrars, subject to agreement between the City and the Paying and Transfer Agent. Fees and reimbursements for extraordinary services and expenses, so long as not occasioned by the negligence, misconduct or willful default of the Paying and Transfer Agent, shall be made by the City on a case-by-case basis, subject, where not prevented by emergency or other exigent circumstances, to the prior written approval of the Governing Body.

(c) (1) A Paying and Transfer Agent may at any time resign and be discharged of its duties and obligations as Paying and Transfer Agent, by giving at least sixty (60) days written notice to the City, and may be removed as Paying and Transfer Agent at any time by resolution of the Governing Body delivered to the Paying and Transfer Agent. The resolution shall specify the date on which such removal shall take effect and the name and address of the successor Paying and Transfer Agent, and shall be transmitted to the Paying and Transfer Agent being removed within a reasonable time prior to the effective date thereof. Provided, however, that no resignation or removal of a Paying and Transfer Agent shall become effective until a successor Paying and Transfer Agent has been appointed pursuant to this resolution.

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and Transfer Agent shall have been so appointed and have accepted appointment within thirty (30) days after the notice of resignation, the resigning Paying and Transfer Agent may petition any court of competent jurisdiction for the appointment of a successor Paying and Transfer Agent, which court may thereupon, after such notice as it may deem appropriate, appoint a successor Paying and Transfer Agent.

(3) In the event of a change of Paying and Transfer Agents, the predecessor Paying and Transfer Agent shall cease to be custodian of any funds held pursuant to this resolution in connection with its role as such Paying and Transfer Agent, and the successor Paying and Transfer Agent shall become such custodian; provided, however, that before any such delivery is required to be made, all fees, advances and expenses of the retiring or removed Paying and Transfer Agent shall be fully paid. Every predecessor Paying and Transfer Agent shall deliver to its successor Paying and Transfer Agent all records of account, registration records, lists of holders of the Bonds and all other records, documents and instruments relating to its duties as such Paying and Transfer Agent.

(4) Any successor Paying and Transfer Agent appointed under the provisions hereof shall be a bank, trust company or national banking association having Federal Deposit Insurance Corporation insurance of its accounts, duly authorized to exercise corporate trust powers and subject to examination by and in good standing with the federal and/or state regulatory authorities under the jurisdiction of which it falls.

(5) Every successor Paying and Transfer Agent appointed hereunder shall execute, acknowledge and deliver to its predecessor Paying and Transfer Agent and to the City an instrument in writing accepting such appointment hereunder, and thereupon such successor Paying and Transfer Agent, without any further act, shall become fully vested with all the rights, immunities and powers, and be subject to all the duties and obligations, of its predecessor.

(6) Should any transfer, assignment or instrument in writing be required by any successor Paying and Transfer Agent from the City to more fully and certainly vest in such successor Paying and Transfer Agent the estates, rights, powers and duties hereby vested or intended to be vested in the predecessor Paying and Transfer Agent, any such transfer, assignment and written instruments shall, on request, be executed, acknowledged and delivered by the City.

(7) The City will provide any successor Paying and Transfer Agent with certified copies of all resolutions, orders and other proceedings adopted by the Governing Body relating to the Bonds.

(8) All duties and obligations imposed hereby on a Paying and Transfer Agent or successor Paying and Transfer Agent shall terminate upon the accomplishment of all duties, obligations and responsibilities imposed by law or required to be performed by this resolution.

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which it is a party, shall be and become successor Paying and Transfer Agent hereunder and vested with all the powers, discretions, immunities, privileges and all other matters as was its predecessor, without the execution or filing of any instrument or any further act, deed or conveyance on the part of either the City or the successor Paying and Transfer Agent, anything herein to the contrary notwithstanding, provided only that such successor Paying and Transfer Agent shall be satisfactory to the City and eligible under the provisions of Section 17(c)(4) hereof.

SECTION 18. The Bonds shall be prepared and executed as soon as may be practicable after the adoption of this resolution and shall thereafter be delivered to or as directed by the Underwriter.

SECTION 19. If (a) the City shall pay or cause to be paid to the owners of the Bonds the principal of, and interest to become due thereon at the times and in the manner stipulated therein and herein, (b) all fees and expenses of the Paying and Transfer Agent shall have been paid, and (c) the City shall have kept, performed and observed all and singular the covenants and promises in the Bonds and in this resolution expressed as to be kept, performed and observed by it or on its part, then the Bonds shall cease to be entitled to any lien, benefit or security under this resolution and shall no longer be deemed to be outstanding hereunder. If the City shall pay or cause to be paid to the owners of outstanding Bonds of a particular maturity, the principal of, and interest to become due thereon at the times and in the manner stipulated therein and herein, such Bonds shall cease to be entitled to any lien, benefit or security under this resolution and shall no longer be deemed to be outstanding hereunder.

All Bonds for the payment of which sufficient monies, or, to the extent permitted by the laws of the State, (a) direct obligations of, or obligations the payment of the principal of and interest on which are unconditionally guaranteed by, the United States of America ("**Government Obligations**"), or (b) certificates of deposit or other securities fully secured by Government Obligations, or (c) evidences of ownership of proportionate interests in future interest or principal payments on Government Obligations held by a bank or trust company as custodian, under which the owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor on the Government Obligations and which Government Obligations are not available to satisfy any claim of the custodian or any person claiming through the custodian or to whom the custodian may be obligated, or (d) municipal obligations, the payment of the principal of, interest and premium, if any, on which are irrevocably secured by Government Obligations and which Government Obligations are not subject to redemption prior to the date on which the proceeds attributable to the principal of such obligations are to be used and have been deposited in an escrow account which is irrevocably pledged to the payment of the principal of and interest and on such municipal obligations (all of which collectively, with Government Obligations, are hereinafter called "**Defeasance Securities**"), shall have been deposited with an escrow agent appointed for the purpose in trust for the owners thereof, which may be the Paying and Transfer Agent, (whether upon or prior to the maturity or the redemption date of such Bonds) shall be deemed to have been paid within the meaning of this Section, shall cease to be entitled to any lien, benefit or security under this resolution and shall no longer be deemed to be outstanding hereunder and the

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Defeasance Securities which shall not be subject to redemption prior to their maturity other than at the option of the holder thereof or (b) Defeasance Securities which, if subject to redemption shall, nevertheless, in all events, regardless of when redeemed, provide sufficient and timely funds for payment of the principal of and interest on the Bonds to be paid thereby.

SECTION 20. As authorized by the Act, the Bonds shall be submitted to validation in the Chancery Court of DeSoto County, Mississippi, in the manner and with the force and effect provided by Sections 31-13-1 *et seq.*, Mississippi Code of 1972, as amended, and to that end a certified transcript of all proceedings and other documents relating to the sale and issuance of the Bonds forthwith shall be prepared and forwarded to the State's Bond Attorney by Bond Counsel and the Clerk.

SECTION 21. (a) The City shall maintain with a qualified depository thereof a fund (the "**2020 Bond Fund**") in its name for the payment of the principal of and interest on the Bonds and the payment of the Paying and Transfer Agents' fees in connection therewith. There shall be deposited into the 2020 Bond Fund as and when received:

- (1) the accrued interest, if any, received upon delivery of the Bonds;
- (2) the avails of any of the ad valorem taxes levied and collected pursuant to Section 5 hereof;
- (3) any income received from investment of monies in the 2020 Bond Fund; and
- (4) any other funds available to the City which may be lawfully used for payment of the principal of and interest on the Bonds, and which the Governing Body in its discretion, may direct to be deposited into the 2020 Bond Fund.

(b) As long as any principal of and interest on the Bonds remains outstanding, the Clerk is hereby irrevocably authorized and directed to withdraw from the 2020 Bond Fund sufficient monies to make the payments herein provided for and to transfer same to the account of the Paying and Transfer Agent in time to reach said Paying and Transfer Agent at least five (5) days prior to the date on which said interest or principal and interest shall become due.

SECTION 22. A portion of the principal proceeds received upon the sale of the Bonds shall be deposited with (a) First Security Bank, the paying agent for the 2008 Bonds (the "**2008 Paying Agent**") and used by the 2008 Paying Agent for the payment of the principal of and interest on the Refunded 2008 Bonds as such becomes due and payable and, upon redemption or maturity thereof, the principal of, premium, if any, and interest on the Refunded 2008 Bonds; and (b) the Escrow Agent as provided in the Escrow Agreement. A portion of the proceeds of the Bonds shall be deposited in the Cost of Issuance Account (as defined in the Escrow Agreement) and used by the Escrow Agent to pay all legal fees and expenses including those of Bond Counsel, City Counsel, fees and expenses of Municipal Advisor, Paying and Transfer Agent fees and expenses, premiums, commissions, rating fees, state bond attorney fees and validation costs, and all other fees and expenses incurred by the City in connection with the authorization, issuance, sale,

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SECTION 23. Either the Mayor or the Clerk is hereby authorized and directed to sign requisitions and perform such other acts as may be necessary to authorize the Escrow Agent to pay on the closing date of the Bonds the costs of issuance of the Bonds; provided, however, the total costs of issuance for the Bonds shall not exceed five percent (5%) of the par amount of the Bonds, which excludes, if applicable, the premium for municipal bond insurance and Underwriter's discount or original issue discount for the sale of the Bonds.

SECTION 24. The Governing Body, acting for and on behalf of the City, hereby irrevocably elects and directs that the Refunded Bonds selected for refunding shall be redeemed on such date as may be determined by the Mayor, with the advice of the Municipal Advisor, to be in the best interest of the City and that is in compliance with the terms and provisions of the 2008 Bond Resolution, the 2010 Bond Resolution and the Refinancing Act. The City is hereby authorized and directed to notify (a) the 2008 Paying Agent, pursuant to the terms and provisions of the 2008 Bond Resolution, of the refunding of the Refunded 2008 Bonds, and the 2008 Paying Agent is hereby authorized and directed to provide notice of the redemption of the Refunded 2008 Bonds to the holders of such Refunded 2008 Bonds pursuant to the terms and provisions of the 2008 Bond Resolution; and (b) Hancock Whitney Bank, formerly Hancock Bank, as paying agent for the 2010 Bonds (the "**2010 Paying Agent**"), pursuant to the terms and provisions of the 2010 Bond Resolution, of the refunding of the Refunded 2010 Bonds, and the 2010 Paying Agent is hereby authorized and directed to provide notice of the redemption of the Refunded 2010 Bonds to the holders of such Refunded 2010 Bonds pursuant to the terms and provisions of the 2010 Bond Resolution. The form of the notice of redemption for the Refunded 2008 Bonds and the Refunded 2010 Bonds is attached hereto as **Exhibit I**. Either the Mayor or the Clerk is hereby authorized and directed to sign the notice of redemption for the Refunded 2008 Bonds and the Refunded 2010 Bonds and provided the notice of redemption to the 2008 Paying Agent and the 2010 Paying Agent, respectively.

SECTION 25. Upon the recommendation of the Municipal Advisor, the Mayor and/or the Clerk are hereby authorized (but not required) to apply for a commitment for municipal bond insurance or any other form of credit enhancement from an insurance company providing financial guaranty insurance policies or financial institutions providing credit enhancement for bonds such as the Bonds (the "**Credit Provider**"). The Mayor and/or the Clerk are further authorized to execute and deliver commitments for the provision of credit enhancement and any additional documents and certificates, which are required by any Credit Provider to provide such credit enhancement in connection with the issuance of the Bonds. Any changes, insertions and omissions to the documents authorized herein, as may be required by the Credit Provider, in connection with the Bonds are to be approved by the Mayor, the execution of the commitment for said credit enhancement being conclusive evidence of such approval. In anticipation of the provisions of credit enhancement by any Credit Provider, the City hereby approves the references to the Credit Provider and such credit enhancement, and related documents, in the attached documents and the deletion or revision, as applicable, of said references if no credit enhancement is obtained in connection with the Bonds.

SECTION 26. The Mayor, with the advice of the Municipal Advisor and Bond

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SECTION 27. Under the 2008 Bond Resolution and the Refinancing Act, upon the issuance of the Bonds, the Refunded 2008 Bonds selected for refunding will be legally and economically defeased.

SECTION 28. Under the 2010 Bond Resolution and the Refinancing Act, upon the issuance of the Bonds, the Refunded 2010 Bonds selected for refunding will be legally and economically defeased.

SECTION 29. Notwithstanding any other provisions of this resolution, it is the intent of the Governing Body that each member of the Governing Body, including the Mayor and the Clerk, are hereby authorized to execute any and all documents, instruments and papers, and any and all acts and things as may be necessary or advisable in connection with the authorization, sale, preparation, execution, issuance and delivery of the Bonds.

SECTION 30. The Mayor be, and is hereby directed, to take all actions necessary to secure an appropriate rating(s) on the Bonds.

SECTION 31. Butler Snow is hereby authorized to serve as Bond Counsel. The Engagement Letter, in the form submitted to this meeting and attached hereto as **EXHIBIT F**, shall be, and the same hereby is, approved in substantially said form. The Mayor and Clerk and any other Authorized Officer of the City are hereby authorized and directed to execute and deliver the Engagement Letter with such changes, insertions and revisions therein as such officers, as representatives of the Governing Body, may, in their opinions, determine to be required, said execution being conclusive evidence of such approval. Further, Butler Snow is hereby authorized to serve as issuer counsel to the City.

SECTION 32. Raymond James & Associates, Inc., Memphis, Tennessee, is hereby selected as Underwriter or Placement Agent in connection with the placement of the Bonds. The City is hereby requested to execute the attached G-17 letter (the "**G-17 Letter**") attached hereto as **EXHIBIT G**. The Mayor and Clerk and any other Authorized Officer of the City hereby authorized to execute said G-17 Letter.

SECTION 33. Government Consultants, Inc., Madison, Mississippi, is hereby authorized to serve as Independent Registered Municipal Advisor to the City. The City is hereby requested to execute the attached Independent Registered Municipal Advisor (IRMA) Representation letter (the "**M/A IRMA Letter**"), attached hereto as **EXHIBIT H**. The Mayor and Clerk and any other Authorized Officer of the City are hereby authorized to execute said M/A IRMA Letter.

SECTION 34. Except as otherwise expressly provided herein, nothing in this resolution, express or implied, is intended or shall be construed to confer upon any person or firm or corporation other than the City, the holders of the Bonds issued under the provisions of this resolution, the Governing Body and the Paying and Transfer Agent, any right, remedy, or claim, legal or equitable, under and by reason of this resolution or any of the provisions hereof. This resolution, and all of its provisions are intended to be and shall be for the sole and exclusive benefit of the City, the Governing Body and the holders from time to time of the Bonds issued under the provisions of this resolution.

SECTION 35. All other provisions of this resolution shall remain in full force and effect.

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other document necessary to conclude the issuance and sale of the Bonds shall be deemed to be a stipulation, obligation or agreement of any officer, agent or employee of the City, including its Governing Body, in his or her individual capacity, and no such officer, agent or employee shall be personally liable on the Bonds or be subject to personal liability or accountability by reason of the issuance and sale thereof.

SECTION 36. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

SECTION 37. All orders, resolutions or proceedings of the Governing Body in conflict with the provisions of this resolution shall be and are hereby repealed, rescinded and set aside, but only to the extent of such conflict.

Alderman Flores seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Alderman William Brooks	Voted: YES
Alderman Kristian Kelly	Voted: YES
Alderman Charlie Hoots	Voted: YES
Alderman George Payne	Voted: YES
Alderman Joel Gallagher	Voted: YES
Alderman John David Wheeler	Voted: YES
Alderman Raymond Flores	Voted: YES

The motion having received the affirmative vote of a majority of the members of the Governing Body present, being a quorum of said Governing Body, the Mayor declared the motion carried and the resolution adopted this 18th day of February, 2020.

EXHIBIT A

BOND PURCHASE AGREEMENT

EXHIBIT B

PRIVATE PLACEMENT AGREEMENT

EXHIBIT C

PRELIMINARY OFFICIAL STATEMENT

EXHIBIT D

ESCROW TRUST AGREEMENT

EXHIBIT E

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EXHIBIT G

RAYMOND JAMES G-17 LETTER

EXHIBIT H

GOVERNMENT CONSULTANT'S IRMA LETTER

EXHIBIT I

REDEMPTION NOTICE LETTERS

A copy of the exhibits is attached to these minutes.

RESOLUTION FOR TAX EXEMPTION FOR TRICORBRAUN, INC.

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that this resolution will provide tax exemptions to TricorBraun, Inc. for real property in the amount of \$9,510,000.00 and personal property in the amount of \$551,540.28. This has been recommended by the Desoto Economic Council and approved by Desoto County. After hearing from Mr. Manley, the Board of Alderman considered the following resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI, GRANTING EXEMPTION FROM AD VALOREM TAXES TO TRICORBRAUN, INC FOR A TEN YEAR PERIOD PURSUANT TO 27-31-101 ET SEQ., OF THE MISSISSIPPI CODE (1972), AS AMENDED

WHEREAS, TricorBraun, Inc. ("Tricor") located at 8921 Airways, filed with the City of Southaven ("City") for exemption from ad valorem taxation; and

WHEREAS, Tricor has produced written verification and documentation to the City as to the authenticity and correctness of its Application in regard to the true value of the prayed for exemption and the completion date of said expanded enterprise; and

WHEREAS, the City Board finds as a fact that the property described in the aforesaid Application constitutes a new enterprise which was completed on the 31st day of December, 2019 and that Tricor is entitled to the exemption sought for a period of ten (10) years for real property in the amount of \$9,510,000.00 and for a period of ten (10)

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January, 2020, subject to approval and certification by the Mississippi Department of Revenue.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the City of Southaven, Mississippi, as follows, to-wit:

1. Based on Tricor's investment in the City, the application for ad valorem tax exemption for Tricor for ten (10) years for its new enterprise for real property in the amount of \$9,510,000.00 and for ten (10) years for personal property in the amount of \$551,510.28 beginning the 1st day of January, 2020 on the property described in the Application filed by Tricor for tax exemption, be and the same is hereby approved.
2. That Tricor is hereby granted a tax exemption on ad valorem taxes, except school district, parks and library taxes and the State mandated County levies, for real property in the amount of \$9,510,000.00 for ten (10) years and personal property in the amount of \$551,510.28 for ten (10) years beginning January 1, 2020.
3. That the Clerk of this Board is hereby directed to spread a copy of this Resolution on the minutes of this Board; and that said Clerk shall forward the original Application and a certified copy of the transcript of this Resolution approving said Application to the Mississippi Department of Revenue for its approval and certification; and, that upon approval of this Application by the Mississippi Department of Revenue and the issuance of its certificate of approval, the Board of Alderman shall enter a Final Order on its minutes granting the exemption; and said Clerk shall also forward one (1) certified copy to the Tax Assessor of DeSoto County, Mississippi, and obtain the

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Taxable", except for school district, parks and library taxes and the "mandated levies" for the duration of the exemption period only.

After a full discussion of this matter, Alderman Flores moved that the foregoing Resolution be adopted. The motion was seconded by Alderman Wheeler. Upon the question being put to a vote, Members of the Board of Aldermen voted as follows:

Alderman William Brooks	voted: YES
Alderman Kristian Kelly	voted: YES
Alderman Charlie Hoots	voted: YES
Alderman George Payne	voted: YES
Alderman Joel Gallagher	voted: YES
Alderman John Wheeler	voted: YES
Alderman Raymond Flores	voted: YES

A copy of the Ad Valorem Business Investment Incentive application is attached and fully incorporated into these minutes.

TricorBraun, Inc. Free Port Warehouse Ad Valorem Tax Exemption

Mr. Manley stated that this resolution will provide Free Port Warehouse Ad Valorem Tax exemption to TricorBraun, Inc. and it has been recommended by the Desoto Economic Council and approved by Desoto County. After hearing from Mr. Manley, the Board of Alderman considered the following resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI, GRANTING FREE PORT WAREHOUSE AD VALOREM TAX EXEMPTION TO TRICORBRAUN, INC. AS AUTHORIZED BY SECTION 27-31-51 ET. SEQ., OF THE MISSISSIPPI CODE (1972), AS AMENDED

WHEREAS, TricorBraun, Inc. ("Tricor") seeks an exemption from ad valorem taxes at its warehouse operation located at 8821 Airways Blvd., Southaven, Mississippi to the fullest extent permitted by statute on all personal property held in the applicant's finished good warehouse and in transit through the State of Mississippi and which either is moving in interstate commerce through or over the territory of the State of Mississippi or is consigned or transferred to Tricor's finished goods warehouse for storage in transit to a final destination outside the State of Mississippi; and

WHEREAS, Tricor has filed an Application with the City of Southaven ("City") for

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WHEREAS, Tricor has produced written verification and documentation to the City Board as to the authenticity and correctness of its Application; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the City of Southaven, Mississippi, as follows, to-wit:

1. That Tricor ships personal property to a final destination outside the State of Mississippi during the calendar year.
2. That Tricor is qualified to make application for exemption from Freeport Warehouse Ad Valorem Tax.
3. This Mayor and Board of Alderman of the City of Southaven, Mississippi, acknowledge Tricor's contribution to the economic development of Southaven and believe that it should exercise its discretionary authority to exempt from all free port taxes to the full extent permitted by statute all personal property held in Tricor's free port warehouse and in transit through this State and which either is moving in interstate commerce through or over the territory of the State of Mississippi or is consigned or transferred to Tricor's finished goods warehouse for storage in transit to a final destination outside the State of Mississippi as authorized by Section 27-31-51 et seq. of the Mississippi Code (1972) as amended.
4. That the Clerk of this Board is hereby directed to spread a copy of this Resolution on the minutes of this Board; and that said Clerk shall forward the original Application and a certified copy of the transcript of this Resolution approving said Application to the Tax Assessor of DeSoto County, Mississippi.

After a full discussion of this matter, ALDERMAN Flores moved that the foregoing

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Alderman Charlie Hoots	voted: YES
Alderman George Payne	voted: YES
Alderman Joel Gallagher	voted: YES
Alderman John Wheeler	voted: YES
Alderman Raymond Flores	voted: YES

RESOLVED AND DONE, this 18th day of February, 2020.

A copy of the Free Port Warehouse application is attached and fully incorporated into these minutes.

SFD SERVICE CONTRACT RENEWAL WITH STRYKER

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that this service contract with Stryker is for three (3) years in the amount of \$39,276.72 and is for the power load stretchers and load systems. By doing a three year contract, as opposed to one year, it allows for the SFD to save over \$3,800.00. The changes that were requested to the contract have been made. Alderman Brooks made the motion to authorize Chief Scallions to sign the contract with Stryker. Motion was seconded by Alderman Hoots.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 18th day of February, 2020.

A copy of the agreement is attached and fully incorporated into these minutes.

MEDLINE INDUCEMENT AGREEMENT

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that the Inducement Agreement sets forth the commitments of the parties for the project. The City and County will construct the road with the

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to provide the 450 jobs and pay the City back on a pro rata basis if it does not provide the full 450 jobs. The City will then reimburse MDA from the money received from Medline. In addition, the agreement notes that once applied for by Medline, a free port tax exemption will be granted. The agreement contains "claw back" provision for funds to be backed to City and County if investment is not met. Alderman Gallagher made the motion to authorize Mayor Musselwhite to sign the agreement. Motion was seconded by Alderman Wheeler.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 18th day of February, 2020.

A copy of the agreement is attached and fully incorporated into these minutes.

RESOLUTION FOR SPD VEHICLE SURPLUS

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that this resolution will authorize surplus of vehicles for the SPD pursuant to Miss. Code 17-25-25. After hearing from Mr. Manley, the Board of Alderman considered the following resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI DECLARING SURPLUS PROPERTY

WHEREAS, the City of Southaven ("City") Police Department is presently in possession of certain surplus vehicles as set forth in Exhibit A (collectively "the Property"); and

WHEREAS, pursuant to Mississippi Code 17-25-25, it has been recommended to the Mayor and Board of Aldermen that the Property be declared as surplus and sold and/or disposed of as appropriate and in accordance with Mississippi Code 17-25-25, as the Property has no value

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WHEREAS, the Mayor and Board of Aldermen are desirous of disposing of the Property and amending, its fixed assets inventory pursuant to State guidelines; and

NOW, THEREFORE, BE IT ORDERED by the Mayor and Board of Aldermen of the City of Southaven, Mississippi as follows, to wit:

1. The Property be hereby declared as surplus property.
2. The City Police Chief, or his designee, is hereby authorized and directed to follow Mississippi Code 17-25-25 for the disposition of the Property.

Motion was made by Alderman Brooks and seconded by Alderman Wheeler for the adoption of the above and foregoing Resolution, and the question being put to a roll call vote, the result was as follows:

Alderman William Brooks	voted: YES
Alderman Kristian Kelly	voted: YES
Alderman Charlie Hoots	voted: YES
Alderman George Payne	voted: YES
Alderman Joel Gallagher	voted: YES
Alderman John Wheeler	voted: YES
Alderman Raymond Flores	voted: YES

RESOLVED AND DONE, this 18th day of February, 2020.

A list of surplus vehicles is attached and fully incorporated into these minutes.

RESOLUTION FOR SPD EQUIPMENT SURPLUS

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI DECLARING SURPLUS PROPERTY

WHEREAS, the City of Southaven Police Department

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declared as surplus and sold and/or disposed of pursuant to Mississippi Code 17-25-25(6); and

WHEREAS, the Mayor and Board of Aldermen are desirous of disposing of such surplus property and amending its fixed assets inventory pursuant to State guidelines; and

WHEREAS, the Mayor and Board of Aldermen hereby authorize that the Equipment be declared as surplus and transferred pursuant to Miss. Code 31-7-13(m)(vi) as such transfer is in the best interest of the taxpayers as it will allow for vital equipment needed by Amory Police Department to be used and allow for the City to not incur any future costs for storage, upkeep, removal, or maintenance associated with the Equipment; and

NOW, THEREFORE, BE IT ORDERED by the Mayor and Board of Aldermen of the City of Southaven, Mississippi as follows, to wit:

1. The Equipment be hereby declared to be surplus property and may be disposed of pursuant to Mississippi Code 17-25-25(6).
2. The Police Chief is authorized to sign an agreement with Amory Police Department on behalf of its Police Department for the transfer of the Equipment and the Mayor, City Police Chief, City Clerk and/or their designees are authorized to take any and all action to effectuate the intent of this Resolution.

Motion was made by Alderman Brooks and seconded by Alderman Flores for the adoption of the above and foregoing Resolution, and the question being put to a roll call vote, the result was as follows:

Alderman William Brooks	voted: YES
Alderman Kristian Kelly	voted: YES
Alderman Charlie Hoots	voted: YES
Alderman George Payne	voted: YES
Alderman Joel Gallagher	voted: YES
Alderman John Wheeler	voted: YES
Alderman Raymond Flores	voted: YES

RESOLVED AND DONE, this 18th day of February, 2020.

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Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that these agreements are for a copier for the Police Department. Alderman Brooks made the motion to authorize Chief Moore or Wendy Haire to sign the agreements. Motion was seconded by Alderman Wheeler. Motion was put to vote and passed unanimously.

A copy of the copier agreements is attached and fully incorporated into these minutes.

PLANNING AGENDA

Planning Agenda presented by Whitney Cook, Director of Planning & Development.

Item #1 Application by CGI Investments, LLC for a Conditional Use Permit for a C-store on the northeast corner of Church Road and Getwell Road

Mrs. Choat-Cook stated that this application is for a conditional use permit for a C-Store. Mrs. Choat-Cook stated that previously the Board of Alderman passed an ordinance provision that states:

“Convenience stores shall be approved or denied by way of a conditional use permit. The permit may be granted if it is conducive to the character of the neighborhood and meets the following criteria:

- 1. The proposed location is on a hard corner of a major lighted intersection;**
- 2. The number of existing convenience stores does not exceed two for the intersection;**
- 3. If the proposed location is along the opposing lanes of traffic from an existing store already servicing the traffic.**

Mrs. Choat-Cook stated that this is the only remaining corner left unbuilt at this intersection, which is considered a major lighted intersection. Of the three built out corners, none have a C-store which makes this application compliant with the conditions set forth in the ordinance regarding C-store location. Mrs. Choat-Cook stated that based on these conditions, staff recommends approval. Alderman Wheeler made the motion to approve the conditional use application by CGI Investments, LLC. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN

VOTED

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Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 18th day of February, 2020.

A copy of the staff report and outline plan is attached and fully incorporated into these minutes.

Item #2

Application by CGI Investments, LLC for subdivision approval for Snowden Grove, Area 16, Phase 1 on the northeast corner of Church Road and Getwell Road

Mrs. Choat-Cook stated that the applicant is requesting subdivision approval for lot 1 of phase 1 Snowden Grove Area 16 on the northeast corner of Church Road and Getwell Road. The proposed lot encompasses 1.936 acres of PUD commercial property. The lot shows two potential private ingress/egresses at twenty-five (25) feet in width on both Church Road and Getwell Road. Both Church Road and Getwell Road have the 106' of right of way dedication needed prior to this submittal. Mrs. Choat-Cook stated that this complies with the commercial bulk regulations in the ordinance and they recommend approval. Alderman Wheeler made the motion to approve the application by CGI Investments, LLC. Motion was seconded by Alderman Kelly.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 18th day of February, 2020.

A copy of the staff report and site plan is attached and fully incorporated into these minutes.

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Mrs. Choat-Cook stated that the applicant is requesting to rezone approximately 3.12 acres of property on the south side of College Road, east of Getwell Road from Agricultural to R-20. The property has linear frontage and is addressed on College Road; however, it runs parallel to Woods Lane which heads south from College Road. Mrs. Choat-Cook stated that it is compliant with the comprehensive plan that asks that this area remain low density residential which includes Agriculture, R-20 and R-30.

Mayor Musselwhite asked if there was any discussion from the Board and there was none. Mayor Musselwhite then asked if there was any discussion from the audience and there was none. Alderman Flores made the motion to approve the application by Reginald Spight. Motion was seconded by Alderman Wheeler.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 18th day of February, 2020.

A copy of the staff report and final plat is attached and fully incorporated into these minutes.

MAYOR'S REPORT

Fire Station No.5 Update

Mayor Musselwhite stated that the goal is to have Fire Station No.5 under construction in 2020. The location is in the curve on Starlanding Road, west of Getwell. Mayor Musselwhite explained that it is in the design phase at this time and Chief Scallions has been in meetings with architects trying to design it where needs are met, but in the most efficient way from a cost standpoint. Mayor Musselwhite stated that the report right now is that the economy is good, contractors are busy and that is a challenge that we are facing right now as construction project costs are higher due to current economic conditions. Mayor Musselwhite stated that they originally estimated the cost of the station at \$1.2 million.

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Mayor Musselwhite stated that they had a committee meeting to talk about resurfacing Greenbrook and Snowden Park with artificial turf. It has become an extreme demand in youth sports to go to artificial turf and a lot of the competing parks in the Mid-South area have gone to turf. Snowden and Greenbrook Park is one of the few that has a natural grass playing surface. Mayor Musselwhite stated that on average, the City is losing an estimated \$351,000 each year and we are putting ourselves at a disadvantage. Mayor Musselwhite reported that the cost is \$6.6 million to do all 25 fields in Greenbrook and Snowden Park. No action was taken, but Mayor Musselwhite stated that in the very near future, the Board will be asked to make a decision about this project.

CITIZEN'S AGENDA

No Citizen's Agenda

PERSONNEL DOCKET

Personnel

Docket

February 18, 2020

New Hires	Department	Position Title	Start Date	Rate of Pay
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*pending 1 pre-emp screening

** pending 2 pre-emp screenings

Stipend	Type of Stipend	Effective Date	Yearly Amount
Police			
Steven Godwin	Training	2/17/2020	\$600.00
Fire			
James K. Sheffield	Haz-Mat	2/18/2020	\$600.00

Oaths of Office	Department
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Resignations/Termination	Current Position	Effective	Rate of
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Alderman Brooks made the motion to approve the Personnel Docket of February 18, 2020 as presented to this Board. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 18th day of February, 2020.

CITY ATTORNEY'S LEGAL UPDATE

No Legal Update

UTILITY BILL ADJUSTMENT DOCKET

UTILITY BILL LEAK ADJUSTMENT DOCKET 02/18/2020

The addresses below experienced unforeseen circumstances in their utilities for which no benefit was received

HOUSE #	STREET	ADJUSTED AMOUNT	REASON FOR LEAK ADJUSTMENT
2202	CEDAR POINT	(\$165.92)	TOILET LEAK
8170	SWINNEA RD	(\$159.31)	WATER HEATER LEAKING
2170	CORAL HILLS DRIVE	(\$932.08)	SERVICE LINE BETWEEN METER & HOUSE
944	BOULDER DR	(\$122.00)	LEAK UNDER SLAB
1901	CORAL HILLS DRIVE	(\$68.32)	TOILET LEAK
7423	BRIDLE CV	(\$68.32)	TOILET LEAK
8935	OAKWOOD LANE	(\$58.56)	SERVICE LINE BETWEEN METER & HOUSE
1800	MAIN STREET	(\$449.48)	SERVICE LINE BEHIND BLDG
1778	WHITEHEAD	(\$1,644.56)	TOILET LEAK
	TOWNE CENTER		

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150	STATELINE RD	(\$492.29)	UNDER SLAB
8079	MARY PAYTON DRIVE	(\$117.12)	TOILET LEAK
	TOTAL	(\$6,516.02)	

A motion was made by Alderman Payne to approve the Utility Bill Adjustment Docket of February 18, 2020 in the amount of \$6,516.02. Motion was seconded by Alderman Brooks.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 18th day of February, 2020.

CLAIMS DOCKET 1

A motion was made by Alderman Payne to approve the Claims Docket of February 18, 2020 in the amount of \$3,675,056.42. Motion was seconded by Alderman Flores.

Excluding voucher numbers:

336144, 336164, 336195, 336212, 336238, 336242, 336334, 336338, 336409, 336467, 336476, 336487, 336488, 336495, 336532, 336544, 336568, 336573, 336627, 336696, 336715, 336734

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES

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Alderman Hoots recused himself and left the room.

CLAIMS DOCKET 2

A motion was made by Alderman Payne to approve the Special Claims Docket of February 18, 2020 in the amount of \$15,983.96. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	RECUSED
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried and approved for payment on the 18th day of February, 2020.

Alderman Hoots returned to the room.

EXECUTIVE SESSION

A copy of the Executive Session Minutes are maintained in the City Clerk's Office.

There being no further business to come before the Board of Aldermen, a motion was made by Alderman Gallagher to adjourn. Motion was seconded by Alderman Flores. Motion was put to a vote and passed unanimously February 18, 2020 at 7:00 p.m.

Darren Musselwhite,
Mayor

Andrea Mullen,
City Clerk
(Seal)