# MINUTES OF THE REGULAR MEETING OF April 15, 2014 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 15th day of April, 2014 at six o'clock (6:00) p.m. at City Hall.

#### Present were:

William Brooks
Kristian Kelly
Alderman, Ward 1
Shirley Beshears
George Payne
Alderman, Ward 2
Alderman, Ward 3
Joel Gallagher
Alderman, Ward 4
Scott Ferguson
Alderman, Ward 5
Raymond Flores
Alderman, Ward 6

Also present were Mayor Musselwhite, Sheila Heath, City Clerk, Andrea Mullen, Assistant City Clerk and Nick Manley, City Attorney. Approximately forty (40) 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 Ferguson. Next, a motion was made by Alderman Payne to approve the minutes of the regular meeting of April 1, 2014 with any corrections, deletions, or additions necessary. There being none the motion was seconded by Alderman Gallagher. Motion was put to a vote and passed unanimously.

### RESOLUTION FOR DONATION TO THE DESOTO ECONOMIC DEVELOPMENT COUNCIL SALUTE TO INDUSTRY

# RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI FOR DONATION TO THE DESOTO COUNTY ECONOMIC DEVELOPMENT COUNCIL SALUTE TO INDUSTRY

WHEREAS, the City of Southaven ("City") pursuant to Mississippi Code Section 21-19-44 and Local and Private Legislation Chapter 938 HB 1618 desires to make a donation to the Desoto County Economic Development Council Salute to Industry ("Council") for the purpose of promoting the Council and promote the City; and

WHEREAS, the City desires to donate the \$ 700.00 to further those purposes previously set forth.

## NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY, ACTING FOR AND ON BEHALF OF THE CITY, AS FOLLOWS:

SECTION 1. Pursuant to Mississippi Code 21-19-44 and Local and Private Legislation Chapter 938 HB 1618, the Governing Body of the City hereby donates \$ 700.00 to the Council for the purpose of promoting the Council and promoting the City.

**SECTION 2.** On behalf of the City, the Mayor or his designee is authorized to take all actions to effectuate the intent of this Resolution.

Following the reading of the foregoing resolution, Alderman Brooks made the motion to adopt the Resolution and Alderman Flores seconded the motion for its adoption. The Mayor put the question to a roll call vote and the result was as follows:

Alderman William Brooks
Alderman Kristian Kelly
Alderman Shirley Beshears
Alderman George Payne
Alderman Joel Gallagher
Alderman Scott Ferguson
Alderman Raymond Flores

voted: YES
voted: YES
voted: YES

RESOLVED AND DONE, this 15 day of April, 2014.

DARREN MUSSELWHITE, MAYOR

ATTEST:

SHEILA HEATH, CITY CLERK

#### RESOLUTION FOR REVISIONS TO PRECIOUS METALS ORDINANCE

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO AMEND
THE CITY OF SOUTHAVEN CODE OF ORDINANCES
TITLE XIII "LICENSES AND MISCELLANEOUS
BUSINESS REGULATIONS," CHAPTER 4 "PRECIOUS METALS"
SECTIONS 8-96, 8-100, 8-102, 8-104, 8-105

The Mayor and Board of Aldermen of the City of Southaven, Mississippi (the "City") considered the matter of amending the Southaven Code of Ordinances, specifically TITLE XIII "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS," CHAPTER 4 "PRECIOUS METALS" SECTIONS 8-96, 8-100, 8-102, 8-104, 8-105 ("Ordinances")

Thereupon Alderman Ferguson offered and moved the adoption of the following resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO AMEND THE CITY OF SOUTHAVEN CODE OF ORDINANCES, TITLE XIII "LICENSES

AND MISCELLANEOUS BUSINESS REGULATIONS," CHAPTER 4 "PRECIOUS METALS" SECTIONS 8-96, 8-100, 8-102, 8-104, 8-105

WHEREAS, pursuant to Miss. Code 21-19-15, the City has the power to make all needful police regulations necessary for the preservation of good order and peace of the municipality and to prevent injury to, destruction of, or interference with public or private property.; and

WHEREAS, pursuant to Mississippi Code Section 75-95-1, et. seq., the State of Mississippi ("State") has established laws for the purchasing and resale of precious items; and

WHEREAS, pursuant to dictates of Mississippi law and Mississippi Supreme Court precedent, the City desires to adhere and pass ordinances which are consistent with the applicable State statures (*Maynard v. City of Tupelo*, 691 So. 2d 385, 388 (Miss. 1997)); and

WHEREAS, the City desires to amend the Ordinance to be consistent with the applicable Mississippi Code Sections; and

WHEREAS, the Ordinances, as amended, provide specific guidelines for the governmental authorities, and serves the legitimate City interest; and

WHEREAS, the Board authorizes the Mayor, or his designee, to sign such documents or take actions that are necessary or required for the effectuation of the amended Ordinance.

NOW, THEREFORE BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI, THAT RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO AMEND THE CITY OF SOUTHAVEN ORDINANCES AS FOLLOWS:

# TITLE XIII "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS," CHAPTER 4 "PRECIOUS METALS" SECTION 8-96 (DEFINITIONS) SHALL BE AMENDED TO STATE:

- (1) As used in this section, the following words and phrases have the meanings ascribed in this section unless the context clearly indicates otherwise:
- (a) "Dealer" or "Broker" means any person, corporation or partnership that engages in the business of purchasing precious items for the purpose of reselling such items in any form. The term "dealer" does not include a manufacturer, retail merchant, pawnbroker licensed under the Mississippi Pawnshop Act (Article 7, Chapter 67, Title 75, Mississippi Code of 1972) or person in the wholesale business, nor does it include any person who purchases precious items at a social gathering in a private residence.
- (b) "Permanent place of business" means a fixed premises either owned by the dealer or leased by the dealer for at least one (1) year.
  - (c) "Precious item" means any of the following:
    - (i) An article made, in whole or in part, of gold, silver or platinum.
    - (ii) Precious or semiprecious stones or pearls, whether mounted or unmounted.
- (d) "Purchase" means the acquisition of a precious item or items for a consideration of cash, goods or another precious item.

- (2) This section shall not apply to any person who purchases precious items from a retail merchant, pawnbroker licensed under the Mississippi Pawnshop Act, manufacturer or wholesale dealer, nor does it apply to any person who purchases precious items at a social gathering in a private residence.
- (3) For purposes of this section, the term "private residence" means a separate dwelling of a separate apartment in a multiple dwelling, which is occupied by members of a single family unit.

# TITLE XIII "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS," CHAPTER 4 "PRECIOUS METALS" SECTION 8-100 (LOG OF TRANSACTIONS REQUIRED) SHALL BE AMENDED TO STATE:

- (1) Each dealer or broker shall keep the following information for six (6) months from the date of purchase of a precious item:
- (a) The name, current address, date of birth and signature of the person from whom the dealer purchased the item.
- (b) A description of the person, including height, weight, race, complexion and hair color.
- (c) A copy and the serial number of a valid identification card number, as required under subsection (2).
  - (d) A list describing the items purchased from that person.

Upon the request of the Southaven Police Department, the dealer must make available any of the information required under this subsection.

- (2) Before making a purchase, a dealer or broker shall require the person from whom he or she is purchasing the precious item to identify himself or herself with a valid driver's license, non-driver's identification card, armed services identification card or other valid photo identification sufficient to obtain the information required under subsection (1). The photo identification must contain a traceable serial number, which must be recorded by the dealer. The Southaven Police Department shall make available to each dealer a list of the forms of photo identification that are acceptable under this chapter.
- (3) Each dealer or broker, at least once each week in which he or she makes a purchase, shall make out and deliver to the Southaven Police Department a true, complete and legible list of all items purchased during the period since the last report. If the Southaven Police Department has issued forms for the making of the reports, the dealer must use those forms to meet the requirements of this subsection. The list of items must include the following:
  - (a) The brand name and serial number, if any, of the item or items purchased.
- (b) An accurate description of each item sufficient to enable the Southaven Police Department identify the item.
  - (c) The date and time when the item was received.
  - (d) The amount paid for each item.
  - (e) All information required under subsection (1) of this section.

TITLE XIII "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS," CHAPTER 4 "PRECIOUS METALS" SECTION 8-102 (ITEMS MUST REMAIN UNCHANGED; WAITING PERIOD PRIOR TO RESALE) SHALL BE AMENDED TO STATE:

# ITEMS MUST REMAIN UNCHANGED; WAITING PERIOD PRIOR TO RESALE; PURCHASES FROM MINORS RESTRICTED

- (1) Any item purchased must be held in the dealer's or broker's custody in the same shape and form for which it was receipted for fifteen (15) business days after delivering the list of items required under Section 8-100 to the Southaven Police Department.
- (2) A dealer or broker may make payment to a seller only by check made payable to a named actual intended seller.
- (3) It is presumptive evidence of intent to violate this ordinance if the items purchased are not listed or fail to agree with the description contained in the required list.
- (4) On notification by the Southaven Police Department or district attorney's office that the items purchased are the fruits of a crime, a dealer may not dispose of those items.
- (5) A dealer may not purchase items from any person under eighteen (18) years of age unless the person is accompanied by a parent or guardian who submits the identification required under Section 8-100.

TITLE XIII "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS," CHAPTER 4 "PRECIOUS METALS" SECTION 8-104 (PURCHASES FROM MINORS SHALL BE RESTRICTED) SHALL BE REPEALED.

TITLE XIII "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS," CHAPTER 4 "PRECIOUS METALS" SECTION 8-105 (VIOLATIONS; PENALTY) SHALL BE AMENDED TO STATE:

A violation of this ordinance is a misdemeanor punishable by a fine of not more than One Thousand Dollars (\$ 1,000.00) or by imprisonment in the county jail for not more than six (6) months, or by both fine and imprisonment.

**NOW, THEREFORE BE IT ORDERED** that the City Clerk, pursuant to Miss. Code 21-13-11, provide notice of the adoption of the Ordinance in the *Desoto Times* for one (1) time.

NOW, THEREFORE BE IT ORDERED due to the City's desire and duty to provide for the immediate preservation of the public peace by protecting private property and based on the unanimous vote of all members of the governing body, this ordinance and amendments thereto shall be effective immediately.

The foregoing Resolution was seconded by Alderman Gallagher and brought to a vote as follows:

Alderman Kristian Kelly Alderman Shirley Beshears Alderman George Payne

voted: YES voted: YES

voted: YES

Alderman Joel Gallagher voted: YES
Alderman Scott Ferguson voted: YES
Alderman Raymond Flores voted: YES
Alderman William Brooks voted: YES

Having received a majority of affirmative votes, the Mayor declared that the Resolution was carried and adopted as set forth above on this the 15th day of April, 2014.

#### CITY OF SOUTHAVEN, MISSISSIPPI

BY:	
	DARREN MUSSELWHITE, MAYOR
ATTEST:	
	<u></u>
SHEILA HEATH, CITY CLERK	

### RESOLUTION FOR REVISED FLOOD DAMAGE PREVENTION AND CONTROL ORDINANCE

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO AMEND
THE CITY OF SOUTHAVEN CODE OF ORDINANCES
TITLE VI "FLOOD DAMAGE PREVENTION AND CONTROL"
AND ADOPT THE FLOOD MAPS AS SET FORTH BY THE
FEDERAL EMERGENCY MANAGEMENT AUTHORITY

The Mayor and Board of Aldermen of the City of Southaven, Mississippi (the "City"), considered the matter of amending the Southaven Code of Ordinances, specifically **TITLE VI FLOOD DAMAGE PREVENTION AND CONTROL** ("Ordinances")

Thereupon Alderman Brooks offered and moved the adoption of the following resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO AMEND
THE CITY OF SOUTHAVEN CODE OF ORDINANCES, TITLE VI
FLOOD DAMAGE PREVENTION AND CONTROL
AND ADOPT THE FLOOD MAPS AS SET FORTH BY THE
FEDERAL EMERGENCY MANAGEMENT AUTHORITY

**HEREAS**, pursuant to Miss. Code 21-19-1, the City has the power to make regulations to secure the general health of the municipality; and

WHEREAS, the Mississippi Legislature has used the phrase "general health" in the context of flood control, and in granting authority to municipalities (Miss. Code 51-35-303); and

WHEREAS, pursuant to Miss. Code 51-35-303, the City has the power to promote the balanced economic development of the State of Mississippi and to aid in flood control conservation, and development of lands and property, and of the general health and welfare of the people of the State of Mississippi; and

WHEREAS, it is further determined and declared that the diversion and control of the waters of any rivers on their tributaries and their overflow waters in or near the City for the protection and development of domestic, municipal, commercial, industrial, and manufacturing functions, for flood control, and for pollution abatement are, as a matter of public policy, for the general welfare of the people of the City and State of Mississippi; and

WHEREAS, pursuant to the directives of the Mississippi Emergency Management Association and Federal Emergency Management Authority, due to the recent modifications to

the Special Flood Hazard Area (SFHA), the City is required to adopt new map panels and revise the City Ordinances to maintain the City's current enrollment in the National Flood Insurance Program (NFIP); and

WHEREAS, the Ordinances, as amended, provide specific guidelines for the governmental authorities, and serves the legitimate City interest; and

**WHEREAS**, the Board authorizes the Mayor, or his designee, to sign such documents or take actions that are necessary or required for the effectuation of the amended Ordinance.

NOW, THEREFORE BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI, THAT RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO AMEND THE CITY OF SOUTHAVEN ORDINANCES AS FOLLOWS:

### Title VI - FLOOD DAMAGE PREVENTION AND CONTROL [1]

CHAPTER 1. - STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE

AND OBJECTIVES

**CHAPTER 2. - DEFINITIONS** 

**CHAPTER 3. - GENERAL PROVISIONS** 

**CHAPTER 4. - ADMINISTRATION** 

CHAPTER 5. - PROVISIONS FOR FLOOD HAZARD REDUCTION

**CHAPTER 6. - VARIANCE PROCEDURES** 

CHAPTER 7. - SERVERABILITY

FOOTNOTE(S):

**—** (1) **—** 

Editor's note— This ordinance, effective May 5, 2014, repealed the former Title VI

An ordinance effective June 4, 2007 repealed the former Title VI

An ordinance adopted March 4, 2003, repealed the former Tit. VI,

**Editor's note**— An ordinance adopted March 4, 2003, repealed the former Tit. VI, §§ 6-1—6-17, 6-36—6-40, which pertained to similar subject matter and derived from Ord. No. 62, art. 1 (§§ A—D), art. 2, art. 3 (§§ A—H), art. 4 (§§ A—D) and art. 5 (§§ A—E) adopted May 1, 1990, and an ordinance adopted Jan. 5, 1999. (Back)

**Cross reference**— Buildings and building regulations, Tit. IV; fire prevention and protection, Tit. V; garbage, trash and refuse, Tit. VII; motor vehicles and traffic, Tit. IX; streets, Tit. XI; subdivision regulations, Tit. XII; zoning regulations, Tit. XIII. (Back)

CHAPTER 1. - STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES

Sec. 6-1. - Statutory authorization.

Sec. 6-2. - Findings of fact.

Sec. 6-3. - Statement of purpose.

Sec. 6-4. - Objectives.

Sec. 6-5. - Methods of reducing flood losses.

### Sec. 6-1. - Statutory authorization.

The Legislature of the State of Mississippi has in MCA 1972, Tit. 17, Ch. 1, delegated the responsibility to local government units to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry. Therefore, the mayor and board of aldermen of the city do hereby adopt the following floodplain management regulations.

#### Sec. 6-2. - Findings of fact.

- (a) The flood hazard areas of the city are subject to periodic inundation, which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare.
- (b) These flood losses are caused by the cumulative effect of obstructions inside and outside floodplains causing increases in flood heights and velocities, and by the occupancy in flood hazard areas by uses vulnerable to floods or hazardous to other lands which are inadequately elevated, flood-proofed, or otherwise unprotected from flood damages.

#### Sec. 6-3. - Statement of purpose.

It is the purpose of this title to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- (1) Restrict or prohibit uses which are dangerous to health, safety and property due to water of erosion hazards, which result in damaging increases in erosion or in flood heights or velocities;
- (2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- (3) Control the alteration of natural floodplains, stream channels, and natural protective barriers which are involved in the accommodation of flood waters;
- (4) Control filling, grading, dredging and other development which may increase erosion or flood damage; and
- (5) Prevent or regulate the construction of flood barriers which will unnaturally divert floodwaters of which may increase flood hazards to other lands.

### **CHAPTER 1. cont.**

### Sec. 6-4. - Objectives.

The objectives of this title are to:

- (1) Protect human life and health;
- (2) Minimize expenditure of public money for costly flood control projects;
- (3) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- (4) Minimize prolonged business interruptions;
- (5) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, street and bridges located in floodplains;
- (6) Help maintain a stable tax base by providing for the sound use and development of flood prone areas in such a manner as to minimize flood blight areas; and
- (7) Ensure that potential homebuyers are notified that property is in a floodprone area.

### Sec. 6-5. - Methods of reducing flood losses.

In order to accomplish its purposes, this title includes methods and provisions for:

- (1) Restricting or prohibiting uses which are dangerous to health, safety, and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities
- (2) Requiring that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- (3) Controlling the alteration of natural floodplains, stream channels, and natural protective barriers which help accommodate or channel flood waters;
- (4) Controlling filling, grading, dredging, and other development which may increase flood damage
- (5) Preventing or regulating the construction of flood barriers that will unnaturally divert floodwaters or may increase flood hazards in other areas.

#### CHAPTER 2. - DEFINITIONS

Sec. 6-6. - Enumerated.
Secs. 6-7—6-9. - Reserved.

#### Sec. 6-6. - Enumerated.

Unless specifically defined below, words or phrases used in this title shall be interpreted so as to give them the meaning they have in common usage and to give this title its most reasonable application.

A zone means portions of the SFHA in which the base flood elevations are not determined.

AE zone is the special flood hazard area where base flood elevations are determined.

Accessory structure (appurtenant structure) means a structure, which is located on the same parcel of property as the principle structure and the use of which is incidental to the use of the principle structure. Accessory structures should constitute a minimal initial investment, may not be used for human habitation, and be designed to have minimal flood damage potential. Examples of accessory structures are detached garages, carports, storage sheds, pole barns, and hay sheds.

Addition (to an existing building) means any walled and roofed expansion to the perimeter or height of a building. Any addition shall be considered new construction. If the addition is more that 50% of the market value of the structure, then the addition and the existing structure are now new construction.

AH zone means an area of 1% chance of shallow flooding where depths are between 1 and 3 feet (usually shallow ponding), base flood elevations are shown.

AO zone means an area of 1% chance shallow flooding where depths are between one (1) and three (3) feet (usually sheet flow on sloping terrain), flood depths are shown.

Appeal means a request for a review of the floodplain administrator's interpretation of any provision of this title or a request for a variance.

AR/AE, AR/AH, AR/AO, and AR/A zones are SFHAs that result from the decertification of a previously accredited flood protection system that is in the process of being restored to provide a 1% chance or greater level of flood protection. After restoration is complete, these areas will still experience residual flooding from other flooding sources.

A99 zone means that part of the SEHA inundated by the 1% chance flood to be protected from the 1% chance flood by a federal flood protection system under construction, no base flood elevations are determined.

Area of shallow flooding means a designated AO or AH zone on the community's Flood Insurance Rate Map (FIRM) with flood depths from one (1) to three (3) feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and indeterminate, and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Area of special flood hazard means the land in the floodplain within a community subject to a one (1) percent or greater chance of flooding in any given year. Also referred to as the Special Flood Hazard Area (SFHA)

#### CHAPTER 2. cont.

B and X zones (shaded) are areas of 0.2 % chance flood, areas subject to the 1 % chance flood with average depths of less than one (1) foot or with contributing drainage area less than one (1) square mile, and areas protected by certified levees from the base flood.

Base flood means the flood having a one (1) percent chance of being equaled or exceeded in any given year (also called the "one-hundred-year flood").

Base flood elevation (BFE) means the elevation shown on the Flood Insurance Study (FIS) for zones AE, AH, AR, AR/A, AR/AE, , AR/AH, AR/AO, and VE that indicates the water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year.

Basement means that portion of a building having its floor sub-grade (below ground level) on all sides.

Breakaway wall means a wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or the supporting foundation system. This is associated with VE zone construction.

Building. See "structure."

Community means a political entity or its authorized agents or representatives that have the authority to adopt and enforce floodplain ordinances for the area under its jurisdiction.

Community Floodplain Management Map means any map produced by the community utilizing best available base flood elevation and floodway data that is from a federal, state, or other accepted technical source.

Community rating system (CRS) means a program developed by the Federal Insurance Administration to provide incentives for those communities in the regular program that have gone beyond the minimum floodplain management requirements to develop extra measures to provide protection from flooding.

Community flood hazard area (CFHA) means an area that has been determined by the floodplain administrator (or other delegated, designated, or qualified community official) from available technical studies, historical information, and other available and reliable sources, which may be subject to periodic inundation by floodwaters that can adversely affect the public health safety and general welfare. This includes areas downstream from dams.

Critical facility (also called critical action) means a facility for which the effects of even a slight chance of flooding would be too great. The minimum floodplain of concern for critical facilities is the 0.2 percent chance flood level. Critical facilities include, but are not limited to facilities critical to the health and safety of the public such as: emergency operations centers designated public shelters, schools, nursing homes, hospitals, police, fire and emergency response installations, vital data storage centers,, power generation and water and other utilities (including related infrastructure such as principal points of utility systems) and installations which produce, use or store hazardous materials or hazardous waste (as defined by the Clean Water Act and other Federal statutes and regulations).

D zone means an area in which the flood hazard is undetermined.

Dam is any artificial barrier, including appurtenant works, constructed to impound or diverwater, waste water, liquid borne materials, or solids that may flow if saturated. All structures necessary to maintain the water level in an impoundment or to divert a stream from its course will be considered a dam.

#### CHAPTER 2. cont.

Development means any man-made change to improved or unimproved real estate including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving excavating, drilling operations, or storage of materials or equipment.

Dry Floodproofing means any combination of structural and nonstructural additions changes, or adjustments to structures, which reduce or eliminate flood damages to real estate or improved real estate property, water, and sanitary facilities, structures, and their contents Structures shall be floodproofed with a minimum of 12 inches of freeboard (more is recommended) in relation to the base flood elevation. Dry floodproofing of a pre-FIRM residential structure that has not been substantially damaged or improved is allowed. Dry floodproofing of a post-FIRM residential building is not allowed. Non-residential structures may be dry floodproofed in all flood zones with the exception of the Coastal High Hazard Area or the Coastal AE Zone.

Elevated building means, for insurance purposes, a non-basement building built to have the lowest floor elevated above the ground level by means of solid foundation perimeter walls, pilings columns posts, piers and shear walls.

Elevation certificate is a FEMA form used as a certified statement that verifies a building's elevation information.

Emergency program means the first phase under which a community participates in the NFIP. It is intended to provide a first layer amount of insurance coverage for all insurable buildings in that community before the effective date of the initial FIRM.

Enclosure below the Lowest Floor see "Lowest Floor".

Encroachment means the advance or infringement of uses, plant growth, fill, excavation buildings, structures or development into a floodplain, which may impede or alter the flow capacity of a floodplain.

Executive Order 11988 (Floodplain Management) this order requires that no federally assisted activities be conducted in or have the potential to affect identified Special Flood Hazard Areas, unless there is no practicable alternative.

Executive Order 11990 (Wetlands Protection) this order requires the avoidance of adverse impacts associated with the destruction or modification of Wetlands.

Existing construction means any structure for which the "start of construction" commenced before April 15, 1980.

Existing manufactured home park or subdivision means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community before September 18, 1987.

Expansion to an existing manufactured home park or subdivision means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

Fill means a deposit of earthen materials placed by artificial means.

Five-hundred-year flood means the flood that has a two-tenths (0.2) percent chance of being equaled or exceeded in any year. Areas subject to the five-hundred-year flood have a moderate risk of flooding.

Flood or flooding means a general and temporary condition of partial or complete inundation of normally dry land areas from:

#### **CHAPTER 2. cont.**

- The overflow of inland or tidal waters;
- (2) The unusual and rapid accumulation or runoff of surface waters from any source.
- (3) Mudslides which are proximately caused by flooding and are akin to a river of liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.
- (4) The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as a flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding.

Flood (insurance definition) means a general and temporary condition of partial or complete inundation of two or more acres of normally dry land areas or of two or more properties (e.g. a building and a public street) from (1) overflow of inland or tidal waters (2) unusual and rapid accumulation or runoff of surface waters(3) mudflows caused by flooding.

Flood boundary and floodway map (FBFM) means the official map on which the Federal Emergency Management Agency (FEMA) or Federal Insurance Administration (FIA) has delineated the areas of flood hazards and regulatory floodway.

Flood insurance rate map (FIRM) means an official map of a community, on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

Flood insurance study (FIS) is the document which provides an examination, evaluation, and determination of flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation, and determination of mudslide and/or flood-related erosion hazards.

Floodplain means any land area susceptible to being inundated by flood waters from any source.

Floodplain administrator means the individual appointed to administer and enforce the floodplain management regulations.

Floodplain management means the operation of an overall program of corrective and preventive measures for reducing flood damage and preserving and enhancing, where possible, natural resources in the floodplain, including but not limited to emergency preparedness plans, flood control works, floodplain management regulations, and open space plans.

Floodplain management regulations means this title and other zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances, and other applications of police power which control development in flood-prone areas. This term describes

federal, state or local regulations in any combination thereof, which provide standards for preventing and reducing flood loss and damage.

Floodproofing certificate is an official FEMA form used to certify compliance for non-residential structures, in non-Coastal High Hazard Areas, as an alternative to elevating buildings to or above the BFE.

Floodway means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one (1) foot.

#### **CHAPTER 2. cont.**

Floodway fringe means that area of the floodplain on either side of the regulatory floodway.

Flood Protection Elevation is the base flood elevation plus the community freeboard. In areas where no base flood elevations exist from any authoritative source, the flood protection elevation can be historical flood elevations or base flood elevations determined and/or approved by the floodplain administrator plus freeboard.

Freeboard means a factor of safety, usually expressed in feet above the BFE, which is applied for the purposes of floodplain management. It is used to compensate for the many unknown factors that could contribute to flood heights greater than those calculated for the base flood.

Functionally dependent facility means a facility which cannot be used for its intended purpose unless it is located or carried out in close proximity to water, such as a docking or por facility necessary for the loading and unloading of cargo or passengers, ship building, ship repair or seafood offloading facilities. The term does not include long-term storage, manufacture processing functions, sales, administrative functions, or service facilities.

Hardship (as related to variances of this title) means the exceptional difficulty that would result from a failure to grant the requested variance. The Mayor and Board of Aldermen require that the variance is exceptional, unusual, and peculiar to the property involved. Mere economic or financial hardship alone is not exceptional. Inconvenience, aesthetic considerations, physical handicaps, personal preferences, or the disapproval of one's neighbors likewise cannot as a rule qualify as an exceptional hardship. All of these problems can be resolved through other means without granting a variance, even if the alternative is more expensive, or requires the property owner to build elsewhere or put the parcel to a different use than originally intended.

Hazard Potential means the possible adverse incremental consequences that result from the release of water of stored contents due to failure of a dam or mis-operation of a dam or appurtenances. The hazard potential classification of a dam does not reflect in any way on the current condition of a dam and its appurtenant structures (e.g. safety, structural integrity, and flood routing capacity).

High Hazard Dam means a class of dam in which failure may cause loss of life, serious damage to residential, industrial, or commercial buildings; or damage to, or disruption of important public utilities or transportation facilities such as major highways or railroads. Dams which meet the statutory thresholds for regulation that are proposed for construction in established or proposed residential, commercial, or industrial areas will be assigned this classification, unless the applicant provides convincing evidence to the contrary. A development permit is required for a structure and any associated fill downstream from a dam at any location where flooding can be reasonably anticipated from principal or emergency spillway discharges, or from overtopping and failure of the dam.

Highest adjacent grade means the highest natural elevation of the ground surface, prior to construction, next to the proposed walls of a building.

Historic structure means any structure that is:

- (1) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- (2) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- (3) Individually listed on the State of Mississippi Inventory of Historic Structures, or

**CHAPTER 2. cont.** 

- (4) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
- a. By an approved state program as determined by the Secretary of the Interior; or
- b. Directly by the Secretary of the Interior in states without approved programs.

Hydrologic and hydraulic engineering analyses means the analyses performed by a professional engineer, registered in the state of Mississippi, in accordance with standard engineering practices as accepted by FEMA, used to determine flood elevations and/or floodway boundaries.

Increased cost of compliance (ICC) coverage means under the standard flood insurance policy the cost to repair a substantially flood damaged building that exceeds the minimal repair cost and that is required to bring a substantially damaged building into compliance with the local flood damage prevention ordinance. Acceptable mitigation measures are floodproofing (non-residential), elevation, relocation, demolition, or any combination thereof. All renewal and new policies with effective dates on or after June 1, 1997, will include ICC coverage.

Letter of Map Change (LOMC) is an official FEMA determination, by letter, to amend or revise effective Flood Insurance Rate Maps, Flood Boundary and Floodway Maps, and Flood Insurance Studies. LOMC's are broken down into the following categories:

- Letter of map amendment (LOMA) an amendment based on technical data showing that a property was incorrectly included in a designated SFHA, was not elevated by fill (only by a natural grade elevation) and will not be inundated by the one percent chance flood. A LOMA amends the current effective FIRM and establishes that a specific property is not located in a SFHA.
- (2) Letter of map revision (LOMR) A revision based on technical data that, usually due to manmade changes, shows changes to flood zones, flood elevations, Floodplain and floodway delineations, and planimetric features. One common type of LOMR, a LOMR-F, is a determination concerning whether a structure or parcel has been elevated by fill above the BFE and is, therefore, excluded from SFHA.
- (3) Conditional letter of Map Revision A formal review and comment by FEMA as to whether a proposed project complies with the minimum NFIP floodplain management criteria. A CLOMR does not revise effective Flood Insurance Rate Maps, Flood Boundary and Floodway Maps, or Flood Insurance Studies.

Levee means a man-made structure; usually an earthen embankment designed and constructed in accordance with sound engineering practices to contain, control, or divert the flow of water so as to provide protection from temporary flooding.

Levee System means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices. For a levee system to be recognized, the following criteria must be met. All closure devices or mechanical systems for internal drainage, whether manual or automatic, must be operated in accordance with an officially adopted operation manual (a copy of which must be provided to FEMA by the operator when the levee or drainage system recognition is being sought or revised). All operations must under the jurisdiction of a Federal or State Agency, an agency created by Federal or State law, or an agency of a community participating in the NFIP.

Limit of Moderate Wave Action (LiMWA) is the limit of the AE Zone category area exposed to wave attack from waves greater than 1.5 feet during the base flood (one percent chance) on open coastal and inland areas exposed to erosion and wave propagation.

#### **CHAPTER 2. cont.**

Low Hazard Dam means a class of dam in which failure would at the most result in damage to agricultural land, farm buildings (excluding residences), or minor roads.

Lowest adjacent grade means the elevation of the sidewalk, patio, deck support, or basement entryway immediately next to the structure and after the completion of construction. It does not include earth that is placed for aesthetic or landscape reasons around a foundation wall. It does include natural ground or properly compacted fill that comprises a component of a building's foundation system.

Lowest floor means the lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, used solely for parking of vehicles, building access, or storage, in an area other than a basement, is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in violation of the non-elevation provisions of this code.

Manufactured home (44CFR 59.1 definition / FEMA) means a building, transportable in one (1) or more sections, which is built on a permanent chassis and designed to be used with or

without a permanent foundation when connected to the required utilities. The term manufactured home does not include a "recreational vehicle".

Manufactured Housing (24 CFR 3280.3 and 3285.5 definitions / HUD) means "...a structure transportable in one or more sections, which in the traveling mode is 8 body feet or more in width or 40 body feet in length or which when erected on-site is 320 or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities."

Manufactured home park or subdivision means a parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

Map amendment means a change to an effective NFIP map that results in the exclusion from the SFHA or an individual structure or a legally described parcel of land that has been inadvertently included in the SFHA (i.e., no alterations of topography have occurred since the date of the first NFIP map that showed the structure or parcel to be within the SFHA.

Map panel number means the four-digit number followed by a letter suffix assigned by FEMA on a FIRM map. The first four (4) digits represent the map panel, and the letter suffix represents the number of times the map panel has been revised. (The letter "A" is not used by FEMA. The letter "B" is the first revision.)

Market value means the building value, excluding the land (as agreed between a willing buyer and seller), as established by what the local real estate market will bear. Market value can be established by independent certified appraisal, replacement cost depreciated by age of building (actual cash value) or adjusted assessed values.

Mean sea level means, for the purposes of the National Flood Insurance Program, the National Geodetic Vertical Datum (NGVD) of 1929, North American Vertical Datum (NAVD) of 1988, or other datum, to which base flood elevations shown on a community's Flood Insurance Rate Map (FIRM) are referenced.

Mitigation means sustained actions taken to reduce or eliminate long-term risk to people and property from hazards and their effects. The purpose of mitigation is twofold: to protect people and structures, and to minimize the costs of disaster response and recovery.

National Flood Insurance Program (NFIP) means the federal program that makes flood insurance available to owners of property in participating communities nationwide through the cooperative efforts of the Federal Government and the private insurance industry.

National Geodetic Vertical Datum (NGVD) as corrected in 1929 means a vertical control used as a reference for establishing varying elevations within the floodplain.

### CHAPTER 2. cont.

New construction means any structure or an addition to a structure for which the "start of construction" commenced after September 18, 1987. The term also includes any subsequent improvements to such a structure.

New manufactured home park or subdivision means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of floodplain regulations adopted by a community.

Non-residential means, but is not limited to; small business concerns, churches, schools farm buildings (including grain bins and silos), poolhouses, clubhouses, recreational buildings mercantile structures, agricultural and industrial structures, warehouses, and hotels or motels with normal room rentals for less than six (6) months duration.

North American Vertical Datum (NAVD) of 1988 means a vertical control, corrected in 1988 used as a reference for establishing varying elevations within the floodplain.

Obstruction includes, but is not limited to, any dam, wall, wharf, embankment, levee, dike pile, abutment, protection, excavation, channelization, bridge, conduit, culvert, building, wire fence, rock, gravel, refuse, fill, structure, vegetation or other material in, along, across or projecting into any watercourse which may alter, impede, retard or change the direction and/or velocity of the flow of water, or due to its location, its propensity to snare or collect debris carried by the flow of water, or its likelihood of being carried downstream.

One Percent Flood (aka 100-Year Flood) means the flood that has a one (1) percent chance of being equaled or exceeded in any given year. Any flood zone that begins with the letter A or V is subject to inundation by the one percent chance flood. Over the life of a thirty-year loan, there is a twenty-six (26) percent chance of experiencing such a flood with the SFHA.

Participating community means any community that voluntarily elects to participate in the NFIP by adopting and enforcing floodplain management regulations that are consistent with the standards of the NFEP.

Post-FIRM construction means construction or substantial improvement that started on or after the effective date of the initial FIRM of the community or after December 31, 1974, whichever is later.

*Pre-FIRM construction* means new construction or substantial improvement, which started on or before December 31, 1974, or before the effective date of the initial FIRM of the community, whichever is later.

*Probation* is a means of FEMA formally notifying participating communities of the first of the two step NFIP sanctions due to their failure to correct violations and deficiencies in the administration and enforcement of the local floodplain management regulations.

Public safety and nuisance [means] anything which is injurious to safety or health of an entire community or neighborhood, or any considerable number of persons, or unlawfully obstructs the free passage or use, in the customary manner, of any navigable lake, or river, bay, stream, canal, or basin.

Recreational vehicle means a vehicle that is:

- (1) Built on a single chassis;
- (2) Four hundred (400) square feet or less when measured at the largest horizontal projection;
- (3) Designed to be self-propelled or permanently towable by a light duty truck; and,
- (4) Designed primarily not for use as a permanent dwelling but as a temporary living quarters for recreational, camping, travel, or seasonal use.

#### **CHAPTER 2. cont.**

- (5) Has no attached deck, porch, or shed;
- (6) Has quick-disconnect sewage, water, and electrical connectors;
- (7) Licensed and titled as an RV or Park model (not a permanent residence);

Regular program means the second phase of the community's participation in the NFIP in which a second layer coverage is available based upon risk premium rates only after FEMA has completed a risk study for the community.

Regulatory floodway means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one (1) foot.

Repair means the reconstruction or renewal of any part of an existing building for which the start of construction commenced on or after the effective date of a floodplain management regulation adopted by a community and all such regulations effective at the time of permitting must be met.

Repetitive Loss means flood-related damages sustained by a structure on two (2) separate occasions during a ten-year period in which the cost of repairing the flood damage, on the average, equaled or exceeded twenty-five (25) percent of the market value of the building at the time of each such flood event.

Repetitive Loss Property is any insurable building for which two or more claims of more than \$1,000 were paid by the National Flood Insurance Program (NFIP) within any rolling 10 year period, since 1978. At least two of the claims must be more than ten days apart but, within ten years of each other. A RL property may or may not be currently insured by the NFIP.

Section 1316 means that section of the National Flood Insurance Act of 1968, as amended, which states that no new flood insurance coverage shall be provided for any property that the administrator finds has been declared by a duly constituted state or local zoning authority or other authorized public body to be in violation of state or local laws, regulations, or ordinances that are intended to discourage or otherwise restrict land development or occupancy in flood-prone areas.

Severe Repetitive Loss Structure means any insured property that has met at least one of the following paid flood loss criteria since 1978, regardless of ownership:

- (1) Four or more separate claim payments of more than \$5,000 each (including building and contents payments); or
- (2) Two or more separate claim payments (building payments only) where the total of the payments exceeds the current market value of the property.

In either case, two of the claim payments must have occurred within ten years of each other. Multiple losses at the same location within ten days of each other are counted as one loss, with the payment amounts added together.

Significant hazard dam means a dam assigned the significant hazard potential classification where failure may cause damage to main roads, minor railroads, or cause interruption of use, or service of relatively important public utilities.

Special flood hazard area (SFHA) means that portion of the floodplain subject to inundation by the base flood and/or flood-related erosion hazards as shown on a FHBM or FIRM as zone A AE, AH, AO, AR, AR/AE, AR/AO, AR/AH, AR/A, A99, or VE.

Start of construction (for other than new construction or substantial improvements under the Coastal Barrier Resources Act, P.L. 97-348), includes substantial improvement, and means the date the building permit was issued, provided the actual start of construction, repair reconstruction, or improvement was within one hundred eighty (180) days of the permit date. The actual start means the first placement of permanent construction of a building (including a manufactured home) on a site, such as the pouring of

#### CHAPTER 2. cont.

slabs or footings, installation of piles, construction of columns, or any work beyond the stage of excavation or placement of a manufactured home on a foundation. Permanent construction does not `include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main building. For substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

Structure (for floodplain management purposes), means a walled and roofed building including a gas or liquid storage tank that is principally above ground, as well as manufactured homes

Structure (for insurance purposes), means a building with two or more outside rigid walls and a fully secured roof, that is affixed to a permanent site; a manufactured home built on a permanent chassis, transported to a site in one or more sections, and affixed to a permanent foundation; or a travel trailer without wheels, built on a chassis and affixed to a permanent foundation, that is regulated under the community's Floodplain Management and Building Ordinances or laws. The term does not include a recreational vehicle or a park trailer or other similar vehicle, except as described in the last part of this definition, or a gas, or liquid storage tank.

Subdivision means any division, for the purposes of sale, lease, or development, either or the installment plan or upon any and all other plans, terms and conditions, of any tract or parcel or land into two (2) or more lots or parcels.

Subrogation means an action brought by FEMA when flood damages have occurred, flood insurance has been paid, and all or part of the damage can be attributed to acts or omissions by a community or other third party.

Substantial damage means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred. Substantial damage also means flood-related damages sustained by a structure on two separate occasions during a 10-year period for which the cost of repairs at the time of each flood event, on the average, equals or exceeds 25 percent of the market value of the structure before the damage occurred.

Substantial improvement means any combination of reconstruction, rehabilitation, or other improvement of a structure taking place over a designated 10-year period in which the cumulative percentage of improvement equals or exceeds 50 percent of the current market value of the structure before the "start of construction" of the improvement. The designated 10-year period begins at the date of the initial improvement to the structure. The costs for determining substantial improvement include the cost of additions. This term includes structures which have incurred repetitive loss or substantial damage, regardless of the actual repair work performed. The term does not apply to:

- (1) Any project for improvement of a building required to comply with existing health sanitary, or safety code specifications which have been identified by the Code Enforcement Official and which are solely necessary to assure safe living conditions, provided that said code deficiencies were not caused by neglect or lack of maintenance on the part of the current or previous owners or;
- (2) Any alteration of a "historic structure" provided that the alteration will not preclude the structure's continued designation as a "historic structure"; or

Substantially improved existing manufactured home parks or subdivisions means where the repair, reconstruction, rehabilitation or improvement of the streets, utilities and pads equals or exceeds fifty (50) percent of the value of the streets, utilities and pads before the repair, reconstruction or improvement commenced.

#### CHAPTER 2. cont.

Suspension means the removal, with or without probation, of a participating community from the NFIP because the community failed to adopt and enforce the compliant floodplain management regulations required for participation in the NFIP.

Variance means a grant of relief from the requirements of this title, which permits construction in a manner otherwise prohibited by this title where specific enforcement would result in unnecessary hardship.

Violation means the failure of a structure or other development to be fully compliant with this title. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in this title is presumed to be in violation until such time as that documentation is provided.

Watercourse means any flowing body of water including a river, creek, stream, wash, channel or branch.

Water surface elevation means the height, in relation to the National Geodetic Vertical Datum (NGVD) of 1929 or the North American Vertical Datum (NAVD) of 1988, (or other datum, where specified), of floods of various magnitudes and frequencies in the floodplains of coastal or riverine areas.

Wet floodproofing means a method of construction which allows water to enter a structure in such a way that will minimize damage to the structure and its contents. Wet floodproofing is appropriate for functionally dependent use and uses that facilitate open space use by variance only, structures utilized for parking or limited storage, or when all other techniques are not technically feasible. Wet floodproofing shall not be utilized as a method to satisfy the requirements of this ordinance for bringing substantially damaged or improved structures into compliance. Wet floodproofing is not allowed in lieu of complying with the lowest floor elevation requirements for new residential buildings.

X zones (shaded) are areas of 0.2 percent chance flood that are outside of the SFHA subject to the one percent chance flood with average depths of less than one foot, or with contributing drainage area less than one square mile, and areas protected by certified levees from the base flood.

X zone (unshaded) are areas determined to be outside the 0.2 percent chance floodplain.

Zone means a geographical area shown on a Flood Hazard Boundary Map or a Flood Insurance Rate Map that reflects the severity or type of flooding in the area.

Secs. 6-7-6-9. - Reserved.

### **CHAPTER 3. - GENERAL PROVISIONS**

Sec. 6-10. - Lands to which this title applies.

Sec. 6-11. - Basis for establishing the areas of special flood hazard.

Sec. 6-12. - Establishment of floodplain development permit.

Sec. 6-13. - Compliance.

Sec. 6-14. - Abrogation and greater restrictions.

Sec. 6-15. - Interpretation.

Sec. 6-16. - Standards for X Zones

Sec. 6-17. – Repetitive Loss Structures

Sec. 6-18. - Warning and disclaimer liability

Sec. 6-19. - Penalties for Violation

### Sec. 6-10. - Lands to which this title applies.

This title shall apply to all areas within the jurisdiction of the City of Southaven, Mississippi.

### Sec. 6-11. - Basis for establishing the areas of special flood hazard.

The areas of special flood hazard identified by the Federal Emergency Management Agency in the Flood Insurance Study for DeSoto County and Incorporated Areas, dated May 5, 2014, with the accompanying Flood Insurance Rate Maps (FIRM) panels numbers 55H, 56G, 57G, 59G, 70H, 76G, 77G, 78H, 79H, 81H, 83H, 90H, 91H, and 93H and other supporting data, are adopted by reference and declared to be a part of this title. The Flood Insurance Study and maps are on file at the City Engineer's Office.

#### Sec. 6-12. - Establishment of floodplain development permit.

A development permit shall be required in conformance with the provision of this title prior to the commencement of any development activities in identified special flood hazard areas and community flood hazard areas.

#### Sec. 6-13. - Compliance.

No structure or land shall hereafter be located, extended, converted or structurally altered without full compliance with the terms of this title and other applicable regulations.

#### Sec. 6-14. - Abrogation and greater restrictions.

This title is not intended to repeal, abrogate, or impair any existing easements, covenants, o deed restrictions. However, where this title and another conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

#### CHAPTER 3, cont.

#### Sec. 6-15. - Interpretation.

In the interpretation and application of this title all provisions shall be:

- Considered as minimum requirements;
- Liberally construed in favor of the governing body, and;
- (3) Deemed neither to limit nor repeal any other powers granted under state statutes.

### Sec. 6-16.-Standards for X Zones (shaded/unshaded)

Any area outside the FEMA studied areas lying along blue line streams shown on the United States Department of the Interior Geological Survey quadrants of which the City of Southaven is contained and/or areas with flood prone soils which are contiguous to blue line streams as shown on the City of Southaven Flood Prone Soils Map shall also be considered community flood hazard areas. These areas contiguous to blue line streams are defined by a buffer of five times the width of the stream at the top of the bank or twenty feet each side from the top of the bank whichever is greater.

The X Zones (shaded/unshaded) are considered to be low to moderate risk flood zones and are located outside the community's delineated special flood hazard area and include the following:

- Areas outside the one percent chance flood zone, but within the 0.2 percent chance flood Zone, as determined by a detailed study;
- Areas outside the 0.2 percent chance flood zone as determined by a detailed study and;

3. Areas that have not yet been studied.

The community reserves the right to require further studies for any development within its jurisdiction, if there is evidence that a potential flood hazard exists. Studies can be used to designate community flood hazard areas. Such evidence may include but shall not be limited to: 1. Eyewitness reports of historic flooding or other reports of historic flooding deemed credible by

Geological features observed that resemble floodplains (such as flat areas along streams);

- Proximity to manmade or natural constructions such as road crossings that can cause backwater effects, and;
- 4. Drainage basin characteristics such as drainage area, slope, percent impervious cover, land use, etc.

#### Sec. 6-17.-Repetitive Loss Structures.

The Community may declare any existing structure as a repetitive loss structure as required to qualify the structure for increased cost of compliance (ICC) benefits allowed by a National Flood Insurance Program flood policy claim. To be declared a repetitive loss structure, the following conditions must be met:

1. The structure must have a flood insurance policy that includes the increased cost of compliance coverage and;

#### CHAPTER 3, cont.

2. The structure must have been flooded twice during a ten-year period with each flood event causing damage for which the repair cost equaled or exceeded 25% of the market value of the structure.

### Sec. 6-18. - Warning and disclaimer of liability.

The degree of flood protection required by this title is considered reasonable for regulatory purposes and is based on scientific and engineering consideration. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This title does not imply that land outside the areas of special flood hazard and community flood hazard areas or uses permitted within such areas will be free from flooding or flood damages. This title shall not create liability on the part of Mayor and Board of Aldermen of the City of Southaven or by any officer or employee thereof for any flood damages that result from reliance on this title or any administrative decision lawfully made there under.

### Sec. 6-19. – Enforcement, Penalties, and violations.

Violation of the provisions of this Ordinance or failure to comply with any of its requirements, including violation of conditions and safeguards established in connection with grants of variance or special exceptions, shall constitute a misdemeanor. Any person who violates this title or fails to comply with any of its requirements shall, upon conviction thereof, be fined not more than five hundred dollars (\$500.00) or imprisoned for not more than thirty (30) days, or both, and in addition, shall pay all costs and expenses involved in the case. Each act of violation and each day such violation continues shall be considered a separate offense. Nothing herein contained shall prevent the floodplain administrator from taking such other lawful actions as is necessary to prevent or remedy any violation.

#### **CHAPTER 4. - ADMINISTRATION**

Sec. 6-20. - Designation of flood damage prevention ordinance administrator.

Sec. 6-21. - Permit procedures.

Sec. 6-22. - Powers, duties and responsibilities of the floodplain administrator.

Sec. 6-23—6-29. - Reserved.

### Sec. 6-20. - Designation of flood damage prevention ordinance administrator.

The Mayor and Board of Aldermen of the City of Southaven hereby appoints the City Engineer to administer and implement the provisions of this title and is herein referred to as the Floodplain Administrator and/or the Administrator.

### Sec. 6-21. - Permit procedures.

Application for a development permit shall be made to the floodplain administrator on forms furnished by him or her prior to any development activities, and may include, but not be limited to, the following plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, earthen fill, storage of

materials or equipment, drainage facilities, and the location of the foregoing. Specifically, the following information is required:

(1) Application stage.

a. Elevation in relation to mean sea level of the proposed lowest floor (including basement) of all buildings, which will be submitted on a FEMA Form 81-31 (Elevation Certificate) by a state of Mississippi registered engineer or surveyor;

Elevation in relation to mean sea level to which any non-residential building in an A zone

will be floodproofed;

c. Certificate from a state of Mississippi registered professional engineer or architect that the nonresidential flood-proofed building will meet the flood-proofing criteria in section 6-21(2), section 6-31(2);

d. No floodplain development permit can be issued to any mobile, modular, or permanently constructed residence, building or facility unless the owner, lessee, or developer obtains a Notice of Intent from the Mississippi State Health Department, pursuant to the MS Individual On-Site Wastewater Disposal System Law (2009), for a recommendation of a sewage system of Proof of Compliance from the proper Sewer and Water District;

Description of the extent to which any watercourse will be altered or relocated as result or

proposed development; and

(2) Construction stage. Upon placement of the lowest floor, before framing continues, or flood-proofing by whatever construction means, it shall be the duty of the permit holder to submit to the floodplain administrator a certification of the NAVD or NGVD elevation of the relation to mean sea level. Said certification shall be prepared by or under the direct supervision of a Registered Land Surveyor or Professional Engineer, who is authorized by the state of Mississippi to certify such information, and certified by same. When flood proofing is utilized for a particular building, said certification shall be prepared by or under the direct supervision of a Professional Engineer or Architect, who is authorized by the State of Mississippi to certify such information, and certified by same. Floodproofing shall be required to be 18 inches (18") above the base flood elevation.

Any work undertaken prior to submission of the certification shall be at the permit holder's risk. (The floodplain administrator shall review the lowest floor and flood-proofing elevation survey data submitted.) The permit holder immediately and prior to further progressive work being **CHAPTER 4, cont.** 

permitted to proceed shall correct deficiencies detected by such review. Failure to submit the survey or failure to make said corrections required hereby, shall be cause to issue a stop-work order for the project.

In any lot or lots/areas that have been removed from the special flood hazard area via Letter of Map Revision Based on Fill, and if the top of fill level is below the freeboard elevation, all new structures, additions, to existing buildings or substantial improvement must meet the required community freeboard elevation.

(3) Finished Construction. Upon completion of construction, a FEMA elevation certificate which depicts all finished construction elevations is required to be submitted to the Floodplain Administrator. If the project includes a floodproofing measure, a FEMA floodproofing certificate is required to be submitted by the permit holder to the Floodplain Administrator.

### Sec. 6-22. - Powers, duties and responsibilities of the floodplain administrator.

The floodplain administrator and/or staff is hereby authorized and directed to enforce the provisions of this title. The administrator is further authorized to render interpretations of this title which are consistent with its spirit and purpose.

- (1) Right of entry.
- a. Whenever necessary to make an inspection to enforce any of the provisions of this title, of whenever the administrator has reasonable cause to believe that there exists in any building or upon any premises any condition or ordinance violation which makes such building structure or premises unsafe, dangerous or hazardous, the administrator may enter such building, structure or premises at all reasonable times to inspect the same or perform and duty imposed upon the administrator by this title.
- b. If such building or premises are occupied, he shall first present proper credentials and request entry. If such building, structure, or premises are unoccupied, he shall first make reasonable effort to locate the owner or other persons having charge or control of such building or premises.
- c. If entry is refused, the Administrator shall have recourse to every remedy provided by law to secure entry.
- d. When the Administrator shall have first obtained a proper inspection warrant or other remediprovided by law to secure entry, no owner or occupant or any other persons having charge care or control of any building, structure, or premises shall fail or neglect after proper request

- is made as herein provided, to promptly permit entry therein by the administrator for the purpose of inspection and examination pursuant to this title.
- (2) Stop work orders. Upon notice from the Administrator, work on any building, structure or premises that is being done contrary to the provisions of this title shall immediately cease. Such a notice shall be in writing and shall be given to the owner of the property, or to his agent, or to the person doing the work, and shall state the conditions under which work may be resumed.

#### CHAPTER 4, cont.

- (3) Revocation of permits.
- a. The administrator may revoke a permit or approval, issued under the provisions of this title, in case there has been any false statement or misrepresentation as to the material fact in the application or plans on which the permit or approval was based.
- b. The administrator may revoke a permit upon determination by the administrator that the construction, erection, alteration, repair, moving, demolition, installation, or replacement of the structure for which the permit was issued is in violation of, or not in conformity with, the provisions of this title.
- (4) Duties of the administrator shall include, but not be limited to:
- Review all development permits to assure that the permit requirements of this title have been satisfied;
- b. Review proposed development to assure that all necessary permits have been received from those governmental agencies from which approval is required by Federal or State Law, including section 404 of the Federal Water Pollution Control Act Amendments of 1972,33 U.S.C. 1334. Additionally, require the permittee to obtain and submit copies of any required federal or state permits and maintain them on file with the development permit.
- c. Perform inspections as needed to ensure that all applicable ordinance and floodplain development requirements have been satisfied. The first inspection upon the establishment of the Base Flood Elevation reference mark at the development site; the second upon establishment of the structures footprint prior to pouring the slab or the establishment of the lowest floor in an elevated foundation system; and the final inspection upon completion and submission of the required finished construction elevation certificate.
- d. Verify any required setback distances.
- e. Verify that all placement of fill or grading is according to certified plans. Assure that any fill being used as part of the structure's foundation system (not allowed in a CFHA) is both clean material and properly compacted and placed. A professional certification that any structure built on fill is reasonably safe from flooding can be requested of the builder/developer.
- f. Verify adequate placement and size of any required flood vents in regard to the number of openings, their location, size and height above ground level.
- g. Ensure that crawlspaces have adequate vents or openings, and that the interior grade is at or above the exterior grade.
- h. Verify that the structure's utilities, duct-work and HVAC systems are at or above the base flood elevation.
- Notify adjacent communities, the state NFIP coordinator, and other federal and/or state agencies with statutory or regulatory authority prior to any alteration or relocation of a watercourse.
- j. Assure that maintenance is provided within the altered or relocated portion of said watercourse so that the flood-carrying capacity is not diminished.
- k. Verify and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new construction or substantially improved buildings, in accordance with section 6-21(2). Information must be recorded on the FEMA Floodproofing Certificate Form 81651.

### **CHAPTER 4, cont.**

 Verify and record the actual elevation (in relation to mean sea level) to which the new or substantially improved buildings have been flood-proofed, in accordance with section 6-21(2). Information must be recorded on the FEMA Floodproofing Certificate Form 81-65.

- m. Review certified plans and specifications for compliance.
- n. Where interpretation is needed as to the exact location of boundaries of the areas of special flood hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions) the floodplain administrator shall make the necessary interpretation. The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in this chapter.
- o. When base flood elevation data or floodway data have not been provided in accordance with section 6-11, then the floodplain administrator shall obtain, review and reasonably utilize any base flood elevation and floodway data available from a federal, state or other source, in order to administer the provisions of chapter 5.
- Provide information, testimony, or other evidence, as needed during variance request hearings.
- q. Conduct the following actions when damage occurs to a building or buildings:
- 1 Determine whether damaged structures are located within the Special Flood Hazard Area:
- 2 Conduct damage assessments for those damaged structures located in the SFHA, and;
- Make a reasonable attempt to notify owner(s) of the requirement to obtain a building permit / floodplain development permit prior to repair, rehabilitation, or reconstruction.
- r. Perform such other inspections as may be required to insure compliance with the other provisions of this ordinance.
- (5) Liability. Any officer or employee, or member of the administrator's staff, charged with the enforcement of this title, acting for the applicable governing authority in the discharge of his duties, shall not thereby render himself personally liable, and is hereby relieved from all personal liability, for any damage that may accrue to persons or property as a result of any act required or permitted in the discharge of his duties. Any suit brought against any officer or employee or member because of such act performed by him in the enforcement of any provision of this title shall be defended by the department of law until the final termination of the proceedings.

Secs. 6-23-6-29. - Reserved.

### CHAPTER 5. - PROVISIONS FOR FLOOD HAZARD REDUCTION

Sec. 6-30. - General standards.

Sec. 6-31. - Specific standards.

Sec. 6-32. - Standards for streams without established base flood elevation and/or floodways.

Sec. 6-33. - Standards for subdivision proposals.

Sec. 6-34. - Critical facilities.

Secs. 6-35-6-39. - Reserved.

### Sec. 6-30. - General standards.

In all areas of special flood hazard the following provisions are required:

- (1) New construction and substantial improvements shall be anchored to prevent flotation collapse or lateral movement of the structure;
- (2) Manufactured homes shall be anchored to prevent flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. Dry stacked blocks (stacked without the use of mortar or cement to bond them together) are not to be used as an anchor/elevation method. This standard shall be in addition to and consistent with applicable state requirements for resisting wind forces;
- (3) New construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage;
- (4) New construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;
- (5) Electrical, heating, ventilation, plumbing, air conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding, such facilities shall be located a minimum of 18 inches above the Base Flood Elevation.

- (6) New and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;
- (7) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters;
- (8) On-site waste disposal systems shall be located and constructed to avoid impairment to them or contamination from them during flooding;
- (9) Any alteration, repair, reconstruction or improvements to a building that is in compliance with the provisions of this title shall meet the requirements of "new construction" as contained in this title; and
- (10) Any alteration, repair, reconstruction or improvements to a building that is not in compliance with the provisions of this title, shall be undertaken only if said non-conformity shall meet the requirements of "new construction" as contained in this title.
- (11) All gas and liquid storage tanks (both above and below ground) shall be adequately anchored to prevent floatation, lateral movement resulting from hydrodynamic forces, and the effects of buoyancy.

#### CHAPTER 5, cont.

- (12) When new construction and substantial improvements are located in multiple flood zones or in a flood zone with multiple base flood elevations, they shall meet the requirement for the more stringent flood zone and the highest base flood elevation.
- (13) New construction and substantial improvement of any building (both in and outside the SFHA) shall have the lowest floor (including basement) at least one foot above the centerline of the designated street, unless the topography of the property does not allow for strict adherence as determined by the Floodplain Administrator.
- (14) All new horizontal additions must have the lowest floor and all HVAC elevated to the regulatory base flood elevation.
- (15) New construction and substantial improvements of structures built on fill (only allowed outside of the CHFA and Coastal AE Zone) shall be constructed on properly designed and compacted fill that extends 10 feet to 15 feet beyond the building walls before dropping below the base flood elevation, and shall have appropriate protection from erosion and scour as follows:
- a. Fill sites upon which structures will be constructed or placed, must be compacted to 95% of the maximum density obtainable with the Standard Proctor Test method or an acceptable equivalent method.
- Fill slopes shall be no steeper than one foot vertical to two feet horizontal.
- c. Adequate protection against erosion must be provided for fill slopes. When expected velocities during the occurrence of the base flood are greater than five feet per second, armoring with stone or rock protection or material that will provide equivalent resistance will be provided. When expected velocities during the base flood are five feet per second or appropriate protection shall be provided by covering them with vegetative cover at minimum.
- d. Fill shall be composed of clean granular or earthen material.
- (16) Storage or processing of materials that are hazardous, flammable, explosive, or in time of flooding could become buoyant and pose an obstruction to flow, are prohibited within the community special flood hazard areas, to include identified floodways. Storage of material or equipment not otherwise prohibited shall be firmly anchored to prevent floatation.

### Sec. 6-31. - Specific standards for riverine zones.

In all areas of special flood hazard designated on the community's FIRM, where base flood elevation data have been provided (excluding CFHA and Coastal AE Zone), as set forth in section 6-11, the following provisions in addition to the standards in section 6-30 are required:

(1) Residential construction. New construction or substantial improvement of any residential building (or manufactured home) shall have the lowest floor, including basement, elevated no lower than 18 inches above the base flood elevation, (the community freeboard). Should solid foundation perimeter walls be used to elevate a structure, openings sufficient to automatically equalize hydrostatic flood forces on exterior walls of enclosures that are subject to flooding, shall be provided in accordance with standards of subsection (4) of this section. New development

proposals will be designed, to the maximum extent practicable, so residential building sites walkways, driveways, and roadways are located at natural grade with elevation not less than the base flood elevation and with evacuation routes leading directly out of the special flood hazard area.

(2) Non-residential construction. New construction or substantial improvement of any commercial, industrial, or nonresidential building (or manufactured home) shall have the lowest floor, including basement elevated to no lower than 18 inches above the level of the base floor elevation (the community freeboard). Buildings located in all A zones may, together with

#### CHAPTER 5, cont.

attendant utility and sanitary facilities, be floodproofed in lieu of being elevated provided that at areas of the building below the BFE (plus the minimum 18 inch community free board) are water tight with walls substantially impermeable to the passage of water, and use structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy Dry floodproofing is allowed only where flood velocities are less than or equal to five feet persecond. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. A Flood Emergency Operation Plan and an Inspection and Maintenance Plan must be provided by the design professional for the building. Such certification shall be provided to the Floodplain Administrator as set forth in section 6-21. New development proposals will be designed, to the maximum extent practicable, so non-residential building sites, walkways driveways, and roadways are located at natural grade with elevation not less than the base flood elevation and with evacuation routes leading directly out of the special flood hazard area.

- (3) In special flood hazard areas with base flood elevations (AE Zones) but without floodways, no encroachments, including fill material or structures, shall be permitted unless certification by a Registered Professional Engineer is provided demonstrating that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot a any point within the community. The engineering certification must be supported by technical data that conforms to standard hydraulic engineering principles.
- (4) Enclosures. New construction or substantial improvements of elevated buildings that include fully enclosed areas formed by foundation and other exterior walls below the lowest floor shall be designed to preclude finished living space and designed to allow for the entry and exit of floodwaters to automatically equalize hydrostatic flood forces on exterior walls. Total enclosed area shall be limited to 299 square feet. Enclosed areas, including crawl spaces, shall be used only for parking of vehicles, building access, and storage.
- a. Designs for complying with this requirement must either be certified by a professional engineer or architect or meet the following minimum criteria:
- 1. Provide a minimum of two (2) openings on different sides of each enclosed area, If a structure has more than one enclosed area below the base flood elevation, each shall have openings on exterior walls.
- 2. The total net area of all openings shall be at least one square inch for every square foot of enclosed area, or the openings shall be designed and the construction documents shall include a statement that the design and installation will provide for equalization of hydrostatic flood forces on exterior walls by allowing for the automatic entry and exit of flood waters;
- 3. The bottom of all openings shall be no higher than one (1) foot above foundation interio grade (which must be equal to in elevation or higher than the exterior foundation grade); and
- Openings shall allow the passage of a three inch sphere.
- Openings may be equipped with screens, louvers, valves or other coverings or devices provided they permit the automatic flow of floodwaters in both directions, and automatically equalize hydrostatic flood loads on exterior walls, and;
- b. Access to the enclosed area shall be minimum necessary to allow for parking of vehicles (garage door) or limited storage of maintenance equipment used in connection with the premises (standard exterior door) or entry to the living area (stairway or elevator); and

#### CHAPTER 5, cont.

- c. The interior portion of such enclosed area shall not be partitioned or finished into separate rooms.
- d. Property owners shall be required to execute a flood opening/venting affidavit acknowledging that all openings will be maintained as flood vents, and that the elimination of alteration of the openings in any way will violate the requirements of Sec. 6-31(4)

- e. Detached storage buildings, sheds, or other like accessory improvements, excluding detached garages, carports, and boat houses, shall solely be used for parking of vehicles and storage, and will be allowed no more than 600 square feet of unfinished, non-partitioned and enclosed storage space. Such storage space shall not be used for human habitation and shall be limited to storage of items that can withstand exposure to the elements and have a low flood damage potential. The storage space shall be constructed of flood resistant or breakaway materials, and equipment and service utilities, such as electrical outlets, shall be limited to essential lighting and other incidental uses, and must be elevated or floodproofed. Flood openings in accordance with the standards of Sec 6-31(4) shall also be required. These accessory structures shall be constructed and placed on the building site so as to offer the minimum resistance to the flow of floodwaters. Accessory improvements and other appurtenant structures shall be firmly anchored to prevent flotation that may result in damage to other structures.
- f. Where elevation requirements exceed six (6) feet above the highest adjacent grade, a copy of the legally recorded deed restriction prohibiting the conversion of the area below the lowest floor to a use or dimension contrary to the building's originally approved design, shall be presented as a condition of issuance of the final certificate of occupancy.
- (5) Standards for manufactured homes and recreational vehicles.
- a. All manufactured homes placed, or substantially improved, on individual lots or parcels, in existing manufactured home parks or subdivisions, in expansions to existing manufactured home parks or subdivisions or in substantially improved manufactured home parks or subdivisions, must meet all the requirements for new construction, including elevation and anchoring and the flood opening requirements of subsection 4. Manufactured homes must be:
- Securely anchored to an adequately anchored foundation system to resist flotation, collapse and lateral movement, and
- 2. Elevated on a permanent foundation to have its lowest floor elevated to no lower than eighteen inches (18") above the level of the base flood elevation.
  - b. Excepting manufactured homes that have incurred substantial damage as a result of a flood, all manufactured homes placed or substantially improved in an existing manufactured home park or subdivision must be elevated so that:
- 1. The lowest floor of the manufactured home is elevated no lower than eighteen inches (18") above the level of the base flood elevation; and be securely anchored to an adequately anchored foundation support system to resist flotation, collapse and lateral movement, or
- The manufactured home chassis is supported by reinforced piers or other foundation elements of at least an equivalent strength, of no less than 36 inches in height above the highest adjacent grade and adequately anchored foundation support system to resist floatation, collapse, and lateral movement.

#### **CHAPTER 5, cont.**

- c. All recreational vehicles placed on sites must either:
- 1. Be on site for fewer than ninety (90) consecutive days; and shall leave the site for at least seven consecutive days and obtain a new permit before returning to the same site,
- 2. Be fully licensed and ready for highway use; or
- 3. Must meet all the requirements for new construction, including anchoring and elevation requirements of section 6-31(5)
  - A recreational vehicle is ready for highway use if it is licensed and insured in accordance with the State of Mississippi motor vehicle regulations, is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.
- (6) Floodways. Located within areas of special flood hazard established in section 6-11 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles and has erosion potential, the following provisions shall apply:
- Prohibit encroachments, including fill, new construction, placement of manufactured homes, substantial improvements and other developments.
- Permissible uses within the floodway may include: general farming, pasture, outdoor plant nurseries, horticulture, forestry, wildlife sanctuary, game farm, and other similar agricultural, wildlife, and related uses. Also, lawns, gardens, athletic fields, play areas, picnic grounds,

and hiking and horseback riding trails are acceptable uses, provided that they do not employ structures or fill. These permissible uses may require certification (with supporting technica data) by a registered professional engineer demonstrating that encroachments shall not result in any increase in flood levels during occurrence of the base flood discharge. The uses in this subsection are permissible only if and to the extent that they do not cause any increase in flood levels during the base flood discharge.

## Sec. 6-32. - Standards for streams without established base flood elevation and/or floodways.

When base flood elevation data and floodway data are not available in accordance with section 6-11, in special flood hazard areas and Community Flood Hazard Areas without base flood elevation data, new construction and substantial improvements shall be elevated or floodproofed to elevations established by the community. The following provisions apply in addition to the standards of section 6-30 and 6-31(4) shall apply

- (1) When base flood elevation data or floodway data have not been provided in accordance with section 6-11, then the local administrator shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a federal, state, or other source, in order to administer the provisions of chapter 5. If data is not available from outside sources, then the following subsections (2)-(9) shall apply.
- (2) In special flood hazard areas with base flood elevations (zones AE and Al—30) but without floodways, no encroachments, including fill material or structures, shall be permitted unless certification by a registered professional engineer is provided demonstrating that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one (1)

#### CHAPTER 5, cont.

foot at any point within the community. The engineering certification should be supported by technical data that conforms to standard hydraulic engineering principles.

- (3) No encroachments, including fill material or other development, shall be located within a distance of the stream bank equal to five (5) times the width of the stream at the top of the bank or twenty (20) feet each side from the top of the bank, whichever is greater, unless certification by a registered professional engineer is provided demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge. The enclosure standards of Section 31(4) shall apply.
- (4) When base flood elevation data or floodway data are not available in accordance with section 6-22(4)i., in special flood hazard areas and community flood hazard areas without base flood elevation data, new construction and substantial improvements of existing structures shall have the lowest floor of the lowest enclosed area (including basement) elevated no less than forty two inches (42") above the highest adjacent grade at the building site.
- (5) Require that all new subdivision proposals and other proposed developments (including proposals for manufactured home parks and subdivisions), include within such proposals base flood elevation data;
- (6) The Floodplain Administrator shall require that a single lot applicant develop the base flood elevation for the development site, utilizing accepted engineering practices and procedures. Upon review of the submitted data, the Administrator may accept or reject the proposed base flood elevation. When such data is accepted, standards of Sec 6-31 will apply.
- (7) Fill within the Special Flood Hazard Area shall result in no net loss of natural floodplain storage. The volume of loss of floodwater storage due to filling in the Special Flood Hazard Area shall be offset by providing an equal volume of Flood storage by excavation or other compensatory measures at or adjacent to the development site.
- (8) Notify, in riverine situations, adjacent communities and the State Coordinating Office prior to any alteration or relocation of a watercourse, and submit copies of such notifications to FEMA. Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.
- (9) Require all manufactured homes be placed or installed using methods and practices which minimize flood damage. Manufactured homes must be elevated and anchored to resist floatation, collapse, or lateral movement. Dry stacked blocks (stacked without the use of mortar or cement to bond them together) are not allowed within the Special Flood Hazard Area.

# Sec. 6-33. - Standards for Subdivision Proposals and Other Proposed Development.

- (a) All subdivision proposals shall be consistent with the need to minimize flood damage.
- (b) All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage.
- (c) All subdivision proposals shall have adequate drainage provided to reduce exposure to flood hazards.
- (d) Base flood elevation data shall be provided for subdivision proposals and other proposed development (including manufactured home parks and subdivisions).

CHAPTER 5, cont.

#### Sec. 6-34. - Critical Facilities.

Construction of new and substantially improved critical facilities shall be located outside the limits of the special flood hazard area (SFHA) (one percent chance floodplain). Construction of new critical facilities shall be permissible within the SFHA if no feasible alternative site is available and access to the facilities remains available during a 0.2 percent chance flood. . Critical facilities constructed within the SFHA shall have the lowest floor elevated three feet six inches (3'-6") above the base flood elevation at the site (or to the 0.2 percent chance flood elevation whichever is greater). Floodproofing and sealing measures must be implemented to ensure that toxic substances will not be displaced by or released into floodwaters. Multiple access routes, elevated to or above the 0.2 percent flood elevation, shall be provided to all critical facilities to the extent possible. Critical Facilities must not only be protected to or above the 0.2 percent chance flood, but must remain operable during such an event. The community's flood response plan must list facilities considered critical in a flood since loss of access can cause a critical situation. Other facilities in low risk flood zones that may also be needed to support flood response efforts must be included on the critical facility list. The use of any structure shall not be changed to a critical facility, where such a change in use will render the new critical facility out of conformance with this section. The list of the operators of the critical facilities affected by flooding must be updated at least annually, as part of the community critical facility planning procedures.

Sec. 6-35-6-39. - Reserved.

### CHAPTER 6. - VARIANCE PROCEDURES

Sec. 6-40. - Designation of variance and appeals board.

Sec. 6-41. - Duties of variance and appeals board.

Sec. 6-42. - Variance procedures.

Sec. 6-43. - Conditions for variances.

Sec. 6-44. - Variance notification.

Sec. 6-45. - Historic structures.

Sec. 6-46. - Special conditions.

Sec. 6-47. - No-impact certification within the floodway.

### Sec. 6-40. - Designation of variance and appeals board.

The Mayor and Board of Aldermen of the City of Southaven shall hear and decide appeals and requests for variances from, requirements of this title.

#### Sec. 6-41. - Duties of variance and appeals board.

The Board shall hear and decide appeals when it is alleged an error in any requirement, decision, or determination is made by the Floodplain Administrator in the enforcement or administration of this title. Any person aggrieved by the decision of the Board may appeal such decision to the DeSoto County Chancery Court.

### Sec. 6-42. - Variance procedures.

In passing upon such applications, the mayor and board of aldermen shall consider all technical evaluations, all relevant factors, standards specified in other sections of this title, and:

- (1) The evaluation must be based on the characteristics unique to that property and not be shared by adjacent parcels. The characteristics must pertain to the land itself, not to the structure, its inhabitants, or its owners;
- (2) Variances should never be granted for multiple lots, phases of Subdivisions, or entire subdivisions;
- (3) The danger that materials may be swept onto other lands to the injury of others;
- (4) The danger to life and property due to flooding or erosion damage;
- (5) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner and the community;
- (6) The importance of the services provided by the proposed facility to the community;
- (7) The necessity of the facility to be at a waterfront location, where applicable;
- (8) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
- (9) The compatibility of the proposed use with existing and anticipated development;

#### **CHAPTER 6, cont.**

(10) The relationship of the proposed use to the comprehensive plan and floodplain management program for that area;

- (11) The safety of access to the property in times of flood for ordinary and emergency vehicles;
- (12) The expected heights, velocity, duration, rate of rise, and sediment of transport of the flood waters and the effects of wave action, if applicable, expected at the site; and
- (13) The costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges and culverts.
- (14) Upon consideration of factors listed above, and the purpose of this ordinance, the Mayor and Board of Aldermen may attach such conditions to the granting of variances as it determines necessary to further the purpose of this ordinance.
- (15) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

#### Sec. 6-43. - Conditions for variances.

- (a) Variances shall only be issued when there is:
- (1) A showing of good and sufficient cause;
- (2) A determination that failure to grant the variance would result in exceptional hardship; and
- (3) A determination that the granting of a variance will not result in increased flood heights, additional threats to public expense, create nuisance, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.
- (b) The provisions of this Ordinance are minimum standards for flood loss reduction; therefore any deviation from the standards must be weighed carefully. Variances shall only be issued upon a determination that the variance is the minimum necessary deviation from the requirements of this Ordinance, considering the flood hazard, to afford relief; and in the instance of a Historic Structure, a determination that the variance is the minimum necessary so as not to destroy the historic character and design of the building. (See section 6-45)
- (c) Any applicant to whom a variance is granted shall be given written notice specifying the difference between the base flood elevation and the elevation to which the lowest floor is to be built and stating that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation. (See section 6-44.)
- (d) The floodplain administrator shall maintain the records of all appeal actions and report any variances to the Federal Emergency Management Agency or Mississippi Emergency Management Agency upon request. (See <a href="section-6-44">section 6-44</a>.)
- (e) Upon consideration of the factors listed above and the purposes of this ordinance, the Mayor and Board of Aldermen may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- (f) Variances shall not be issued "after the fact".

#### CHAPTER 6, cont.

#### Sec. 6-44. - Variance notification.

Any applicant to whom a variance is granted shall be given written notice by the signature of a community official that:

- (1) The issuance of a variance to construct a structure below the base flood elevation will result in increased premium rates for flood insurance up to amounts as high as twenty-five dollars (\$25.00) for one hundred dollars (\$100.00) of insurance coverage, and;
- (2) Such construction below the base flood level increases risks to life and property. A copy of the notice shall be recorded by the floodplain administrator in the office of the DeSoto County Chancery Clerk and shall be recorded in a manner so that it appears in the chain of title of the affected parcel of land.

The floodplain administrator will maintain a record of all variance actions, including justification for their issuance, and report such variances issued in the community's biennial report submission to the Federal Emergency Management Agency.

#### Sec. 6-45. - Historic structures.

Variances may be issued for the repair or rehabilitation of "historic structures" upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as an "historic structure" and the variance is the minimum to preserve the historic character and design of the structure.

### Sec. 6-46. - Special conditions.

Upon consideration of the factors listed in chapter 6, and the purposes of this title, the Mayor and Board of Aldermen may attach such conditions to the granting of variances, as it deems necessary to further the purposes of this title.

### Sec. 6-47. - No-impact certification within the floodway.

Variances shall not be issued within any designated floodway if any impact in flood conditions or increase in flood levels during the base flood discharge would result.

### CHAPTER 7. - SEVERABILITY

If any section, clause, sentence, or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this Ordinance.

**NOW THEREFORE BE IT ORDERED,** that the City adopt the new maps as proposed by FEMA associated with the revisions to this Ordinance change to maintain the City's current enrollment in the NFIP.

**NOW, THEREFORE BE IT ORDERED** that the City Clerk, pursuant to Miss. Code 21-13-11, provide notice of the adoption of the Ordinance in the *Desoto Times* for one (1) time. Pursuant to Mississippi Code 21-17-19, the Notice shall state:

On April 15, 2014, the City of Southaven ("City") Board of Alderman approved a Resolution amending and revising **TITLE VI FLOOD DAMAGE PREVENTION AND CONTROL** of the City Ordinances. The Resolution also adopted the flood maps proposed by Federal Emergency Management Authority ("FEMA"). The City Ordinances amendment and revision was completed to ensure compliance with the applicable guidelines of the FEMA. The Ordinances amend the

definitions, general provisions, administration, provisions for flood reduction and variance procedure. A copy of the Ordinance and Map is on file with the City Clerk and City Engineer's Office and is available for review between the hours of 8 a.m. to 5 p.m. Monday through Friday.

**NOW THEREFORE BE IT OREDED** that the City Clerk, pursuant to Miss. Code 21-17-19, shall post this Ordinance at City Hall and the Parks Department consistent with the time of the publication.

NOW, THEREFORE BE IT ORDERED due to the City's desire and duty to provide for the immediate preservation of the public peace, health and safety of the citizens of the City, to maintain the City's current enrollment in the National Flood Insurance Program (NFIP) and based on the unanimous vote of all members of the governing body, this ordinance and amendments thereto shall be effective May 5, 2014.

The foregoing Resolution was seconded by Alderman Payne and brought to a vote as follows:

Alderman Kristian Kelly	voted: YES
Alderman Shirley Beshears	voted: YES
Alderman George Payne	voted: YES
Alderman Joel Gallagher	voted: YES
Alderman Scott Ferguson	voted: YES
Alderman Raymond Flores	voted: YES
Alderman William Brooks	voted: YES

Having received a majority of affirmative votes, the Mayor declared that the Resolution was carried and adopted as set forth above on this the 15th day of April, 2014.

CITY OF SOUTHAVEN, MISSISSIPPI

BY:	DARREN MUSSELWHITE, MAYOR
SHEILA HEATH, CITY CLERK	

STATELINE AND TCHULAHOMA ROAD IMPROVEMENTS CHANGE ORDER REQUEST #2

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN

OF THE CITY OF SOUTHAVEN, MISSISSIPPI AUTHORIZING THE MAYOR TO SIGN THE CHANGE ORDER NO. 2 FOR THE STATELINE AND TCHULAHOMA ROAD PROJECT

WHEREAS, the City of Southaven ("City"), pursuant to Mississippi Code Section 31-7-13, previously solicited bids for the Stateline and Tchulahoma Project ("Project") whereby Madden Phillips was the lowest and best bid; and

WHEREAS, it has been recommended by the City Engineers and City Engineering representatives to approve Change Order No. 2 for quantity adjustments due to modifications to the layout and inadequate soil that required stabilization; and

WHEREAS, based on the recommendation of the respective engineers, the City desires to amend the quantities and allow for the soil stabilization pursuant to Mississippi Code 31-7-13(g) finds that the Change Order No. 2 for the Project is necessary and better serves the purpose of the City for the Project and the change order will be done in a commercially reasonable manner and is not being done to circumvent the public purchasing statutes or is outside the scope of the Project.

NOW, THEREFORE, BE IT ORDERED by the Board of Aldermen of the City, to wit:

- 1. Pursuant to Mississippi Code 31-7-13(g), the Change Order No. 2 Project is not a new undertaking or outside the original scope of the contract and is commercially reasonable and not being done to circumvent the public purchasing statutes, the Mayor is authorized to sign the change order.
- 2. The Mayor is authorized to take all actions to effectuate the intent of this Resolution.

### REMAINDER OF PAGE LEFT BLANK

Following a reading of the foregoing resolution, Aldermen Payne made the motion and Alderman Kelly seconded the motion for its adoption. The Mayor put the question to a roll call vote and the result was as follows:

	William Brooks	voted:	YES
	Kristian Kelly	voted:	YES
	Shirley Beshears	voted:	YES
	George Payne	voted:	YES
	Joel Gallagher	voted:	YES
	Scott Ferguson	voted:	YES
Alderman	Raymond Flores	voted:	YES

ORDERED AND DONE, this 15th day of April, 2014.

DARREN L. MUSSELWHITE, MAYOR

ATTEST:

SHEILA HEATH, CITY CLERK

A copy of the contract change order and request is attached to these minutes.

### <u>HURRICANE CREEK SEWER PROJECT - PHASE 3 BID</u> <u>RECOMMENDATION</u>

Ron Smith, City Engineer, presented this item to the Board. Mr. Smith stated that Phase 3 of this Project involves Trinity Lakes and Airways Road pump stations and sewer mains and Trinity Lakes waste water treatment facility abandonment. Mr. Smith stated that the treatment plant in the Trinity Lakes Subdivision will be removed and a pumping station will be installed in its place. In addition, a new pumping station will also be installed at Airways and Starlanding, which will give a link to abandon the treatment plant when all other phases are completed. Mr. Smith stated that the lowest and best bid was Argo Construction Corporation in the amount of \$1,525,313.00. Alderman Brooks made the motion to accept the lowest and best bid from Argo Construction Corporation. Motion was seconded by Alderman Beshears. Motion was put to vote and passed unanimously.

A copy of the Unit Bid Tabulation and Recommendation letter is attached to these minutes.

### RESOLUTION FOR EMERGENCY EXPENDITURE

# RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI FOR DECLARATION OF EMERGENCY EXPENDITURE

WHEREAS, the City of Southaven ("City") pursuant to Mississippi Code Section 21-35-19 desires to maintain the immediate preservation of order and public health by relocating a sewer line; and

WHEREAS, the sewer line had to be relocated to allow for the construction of a building and so that such sewer line could continue to serve its intended purpose and allow for the City to have access to the sewer line; and

WHEREAS, the relocating of the sewer line is necessary for the continued treatment of sewer and for the immediate preservation of public health.

# NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY, ACTING FOR AND ON BEHALF OF THE CITY, AS FOLLOWS:

SECTION 3. Pursuant to Mississippi Code 21-35-19, the City Board authorizes the expenditure in the amount of Eight Thousand One Hundred Twenty Three Dollars and 49/100 (\$8,123.49) for the relocation of the sewer line.

SECTION 4. On behalf of the City, the Mayor or his designee is authorized to take all actions to effectuate the intent of this Resolution. Following the reading of the foregoing resolution, Alderman Flores made the motion to adopt the Resolution and Alderman Ferguson seconded the motion for its adoption. The Mayor put the question to a roll call vote and the result was as follows:

Alderman William Brooks	voted: YES
Alderman Kristian Kelly	voted: YES
Alderman Shirley Beshears	voted: YES
Alderman George Payne	voted: YES
Alderman Joel Gallagher	voted: YES
Alderman Scott Ferguson	voted: YES
Alderman Raymond Flores	voted: YES

RESOLVED AND DONE, this 15 day of April, 2014.

DARREN MUSSELWHITE, MAYOR

CITY CLERK

ATTEST:

A copy of the emergency expenditure request from the Utilities Department is attached to these minutes.

# <u>APPROVAL TO ADVERTISE HWY 51 AND STARLANDING PRESSURE SEWER RELOCATION</u>

Ray Humphrey, Utilities Director, presented this item to the Board. Mr. Humphrey stated that MDOT reviewed and approved relocating a pressure sewer line for MDOT's Hwy 51 widening project. Mr. Humphrey stated that this project is funded by MDOT and that we need to move forward with the advertisement for the Hwy 51 and Starlanding Pressure Sewer Relocation. Alderman Gallagher made the motion to authorize Mr. Humphrey to advertise for

bids. Motion was seconded by Alderman Beshears. Motion was put to vote and passed unanimously.

### SURPLUS PROPERTY - UTILITY DIVISION

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

WHEREAS, the City of Southaven Utility Department is presently in possession of a vehicle, 2005 Dodge Dakota Pickup, VIN #1D7HE22K25S345739, Unit #811 ("Vehicle"), which is not useful or cost effective due to the maintenance costs; and

WHEREAS, pursuant to Mississippi Code 17-25-25, it has been recommended to the Mayor and Board of Aldermen that the Vehicle be declared as surplus and sold and/or disposed of as appropriate and in accordance with Mississippi Code 17-25-25, and removed from the fixed assets inventory; and

WHEREAS, the Mayor and Board of Aldermen are desirous of disposing of such Vehicle 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 Vehicle be hereby declared as surplus property due to the maintenance costs associated with the Vehicle.
- 2. The City Clerk, or her designee, is hereby authorized and directed to follow Mississippi Code 17-25-25 for the disposition of the Vehicle.

Motion was made by Alderman Beshears and seconded by Alderman Payne 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 Shirley Beshears voted: YES

Alderman George Payne voted: YES

Alderman Joel Gallagher voted: YES

Alderman Scott Ferguson voted: YES

Alderman Raymond Flores voted: YES

RESOLVED AND DONE, this 15th day of April, 2014.

Darren Musselwhite, MAYOR

ATTEST:

Sheila Heath, City Clerk

### FY 14 SPECIAL WAVE GRANT APPLICATION FOR SOUTHAVEN PD

Nick Manley, City Attorney, presented this item to the Board. Mr. Manley stated that this request is for approval to make application for the Fiscal Year 2014 Special Wave Grant for the Southaven Police Department. Mr. Manley stated that the funding is all federal money with no local match. Alderman Gallagher made the motion to proceed with the Local Governmental Resolution Agreement and authorize Mayor to sign. Motion was seconded by Alderman Ferguson. Motion was put to vote and passed unanimously.

A copy of the application is attached to these minutes.

### OUTLET SHOPS OF MID-SOUTH PUBLIC IMPROVEMENT DISTRICT

Mayor Musselwhite stated that this item was placed on the Agenda when there were some unanswered questions, so a decision was made to provide the Board with additional details about the Public Improvement District (PID) before any type of action or vote is taken. Mr. Nick Manley stated that the PID was not ready to be considered, but they would be ready to move forward soon.

#### **PLANNING AGENDA**

Planning Agenda presented by Mrs. Whitney Choat-Cook, Planning Director

ITEM #1 Request for activation on the Carriage Hills Bike Path Project

ITEM #2 Request to obligate city funds for the Carriage Hills Bike Path Project

Item 1 & 2 Mrs. Choat-Cook requested authorization to activate the Carriage Hills Bike and Pedestrian Path Project. Mrs. Choat-Cook stated that the project will include the design and construction of a five foot wide sidewalk and a five foot street bike path on Chesterfield Drive, Canterbury Drive, Farmington Road, Boulder Drive and Claiborne Drive. Alderman Kelly made the motion to authorize activation of the project and for the Mayor to sign the activation letter. Motion was seconded by Alderman Beshears. Motion was put to vote and passed unanimously.

A copy of the activation request letter and resolution by the Transportation Policy Board of the Memphis Urban Area Metropolitan Planning Organization adopting the FY 2013-2014 transportation alternatives program project list is attached to these minutes.

ITEM #3 Application by Jones Davis Engineering for subdivision approval on the southwest corner of Stateline Road and Airways Blvd.

Mrs. Choat-Cook stated that the applicant is requesting subdivision approval for a two lot subdivision on the southwest corner of Airways and Stateline Road. The parcel consists of 11.86 acres and the applicant is requesting to subdivide it into two lots. Lot 1 would be 3.19 acres and situated along the Stateline Road frontage of the parcel and Lot 2 would be the remaining 8.67 acres situated behind Lot 1 and has the entire Airways frontage of the parcel. Mrs. Choat-Cook further stated that the request is compliant and the Planning Commission voted unanimously in favor. Alderman Payne made the motion to approve the application. Motion was seconded by Alderman Brooks. Motion was put to vote and passed unanimously.

A copy of the staff report and final plat are attached to these minutes.

ITEM #4 Application by Ronnie Rowland for a Conditional Use Permit to allow an auto body repair shop to be located on Lot 1 of the Haywood Davis Subdivision

Mrs. Choat-Cook stated that this request is for a conditional use permit to allow an auto body repair shop to be located on Lot 1 of the Haywood Davis Subdivision on the southwest corner of Stateline Road and Airways Blvd. Mrs. Choat-Cook further stated that the applicant operates an automotive body repair shop and will repair and/or replace auto body parts from front end to rear end and paint the repaired autos in their shop. Mrs. Choat-Cook stated that their customers are primarily the insurance companies that represent the car owners and will have some walk in traffic. Mrs. Choat-Cook stated that this request is for conditional use for the land only and that the applicant will need to come back before the Board for site plan and design review. Alderman Payne made the

motion to approve the application. Motion was seconded by Alderman Gallagher. Motion was put to vote and passed unanimously.

A copy of the staff report is attached to these minutes.

ITEM #5 Application by Yogesh Purohit for a Conditional Use Permit to allow a LED reader board at 176 Goodman Road

Mrs. Choat-Cook stated this request is for a Conditional Use Permit to add a reader board to an existing monument sign at 176 Goodman Road, located in front of the Prime Urgent Care Facility. Mrs. Choat-Cook stated that the clinic is adding a reader board to comply with the request from the Planning Department to make improvements to their sign. Alderman Payne made the motion to approve the Conditional Use Permit. Motion was seconded by Alderman Kelly.

A roll call vote was taken.

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Beshears	NO
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Ferguson	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried and approved for payment on this the 15th day of April, 2014.

A copy of the staff report and application is attached to these minutes.

ITEM #6 Application by the City of Southaven to rezone approximately 5 acres of property on the east side of Getwell Road, north of May Blvd. from AG to C-4.

Mrs. Whitney Choat-Cook stated that this is a request to rezone approximately 5 (five) acres of City owned property on the east side of Getwell Road, north of May Blvd. from AG to planned commercial. Mrs. Choat-Cook stated that the overall property encompasses 11+ acres and the request is to only rezone the front 250' along the road for commercial outparcel development. Alderman Brooks made the motion to approve the application. Motion was seconded by Alderman Ferguson. Motion was put to vote and passed unanimously.

A copy of the staff report, final plat, and conservation plan is attached to these minutes.

#### **MAYOR'S REPORT**

Mayor Musselwhite reminded everyone to come out and celebrate the City of Southaven's 34<sup>th</sup> Anniversary during Springfest at Snowden Grove Park. Mayor

Musselwhite also expressed his appreciation for all of the hard work that Kristi Faulkner has put in organizing the event. Alderman Flores invited everyone to come by the southwest corner of the front gate and cheer on the youth BBQ team.

Mayor Musselwhite presented a Proclamation to Britney Baskin with the Healing Hearts Child Advocacy Center proclaiming the month of April as Child Abuse Awareness Month in the City of Southaven.

#### **CITIZEN'S AGENDA**

Barry Moore, Don Daniels, Donna Wadford, Anthony Hicks, and Marcus Bridgeforth

Barry Moore did not show.

Don Daniels expressed concerns about the non smoking ban in the City of Southaven. Mr. Daniels stated that he knows there are health issues that come with smoking, but it is about freedom that he is not going to relinquish to the government. Mayor Musselwhite stated that he welcomes Mr. Daniels feedback and at this time there have not been any decisions made, but they are trying to protect the rights of non smokers as well.

Donna Wadford owner of Wadford's Grill and Bar, Mississippi's only cigar bar, expressed concerns about the non smoking ban and made a plea that the City leave private businesses alone and let owners decide what goes on inside of their businesses. Ms. Wadford stated that she is a Republican that believes less government is more and that it should be up to the individual to decide whether or not they want to go into a smoking or non smoking establishment. Mayor Musselwhite stated that the goal is to prevent any citizen from being exposed to second hand smoke and the health issues associated with it and that they are being conscious of Wadford's and plan to adopt a policy that will accomplish the goal.

Anthony Hicks, Executive Director with Desoto Youth Solutions, stated that his organization is a non-profit that is dedicated to educating at risk youth with awareness of negative influences, such as gangs, drug use and violence. Mr. Hicks asked if the Board would consider a commitment of \$1000.00 per year for 3 (three) years to help with operating expenses. Mayor Musselwhite stated that he had met with Mr. Hicks and thinks that it is important that we have a gang prevention program in the City. Mayor Musselwhite stated that he would get back in touch with Mr. Hicks for a future meeting.

#### PERSONNEL DOCKET

Personnel Docket

April 15, 2014

Jackie Geer	Wastewater Plant Operator	Utilities Maintenance - 825	April 17, 2014	\$19.00
	- p - 1. 2. C		2014	<b>7</b> 13.00
Payroll	Previous	e Protesta de Servicio de Sala de Caldada.	Effective	Proposed Rate
Adjustments	Classification	New Classification	Date	of Pay
Kavlinn				\$7.25 (no
Kaymini				
Winchell	Concessions	P/T Front Desk Clerk	April 7, 2014	change)
•	Concessions P/T Billing Clerk	P/T Front Desk Clerk Billing Clerk	April 7, 2014 April 8, 2014	change) \$10.20
Winchell		•	•	

PayrollDeletions	Position	Department	Termination Date	Rate of Pay
		Parks Tournament	S -	
Amanda Aureli	Concessions	412	April 8, 2014	\$7.25

Alderman Brooks made the motion to approve the Personnel Docket of April 15, 2014 as presented to this Board. Motion was seconded by Alderman Beshears. The motion was put to vote and passed unanimously.

#### **COMMITTEE REPORTS**

No Committee Reports

#### **CITY ATTORNEY'S LEGAL UPDATE**

No legal updates

#### **OLD BUSINESS**

None

#### **CLAIMS DOCKET**

A motion was made by Alderman Payne to approve the Claims Docket of April 15, 2014, including demand checks and payroll in the amount of \$ 1,152,968.99. Motion was seconded by Alderman Brooks.

#### Excluding voucher numbers:

217237, 217240, 217255, 217382, 217452, 217459, 217493, 217542, 217544, 217565, 217573, 217619, 217731.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Beshears	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Ferguson	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried and approved for payment on this the 15th day of April, 2014.

A motion was made by Alderman Payne to approve the Special Claims Docket of April 15, 2014 in the amount of \$8,029.43. Motion was seconded by Alderman Kelly.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Beshears	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Ferguson	RECUSED
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried and approved for payment on this the 15th day of April, 2014.

Alderman Ferguson then 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 Payne to adjourn. Motion was seconded by Alderman Brooks. Motion was put to a vote and passed unanimously, April 15 2014 at 8:40 p.m.
Darren Musselwhite,
Mayor
Sheila Heath, City Clerk
(Seal)



April 8, 2014 C-L Project No. 92111-010

Ron Smith City Engineer City of Southaven 8710 Northwest Dr. Southaven, MS 38671

REFERENCE:

STATELINE & TCHULAHOMA ROAD IMPROVEMENTS CITY OF SOUTHAVEN — CHANGE ORDER REQUEST NO 2

Dear Mr. Ron Smith,

Transmitted herewith for Board approval is Change Order No. 2 for the above referenced project. This Change Order request addresses several line item quantity adjustments related to the modifications to the layout for future phases requested by the City, the construction delay that was beyond the Contractor's control due to the utility relocations, and inadequate subsurface soils that required removal and the addition of some soil stabilization. Civil-Link has reviewed the information included here in and we recommend the approval of the Change Order as submitted.

If you have any questions or concerns, please give me a call.

Sincerely,

CIVIL - LINK, LLC

 $\mathsf{Dan}\;\mathsf{Cordell},\mathsf{PE}$ 

Principal

5779 Getwell Rd, Bldg B • Southaven, MS 38672 • Phone: (662) 449 -3664 • Fax: (662) 449 -3688

				CONTRACT	CHANGE OR	DER						
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c	NTRACTOR:	MADDEN	PHILLIPS C	CONSTRCUT	ON							
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### NEEL-SCHAFFER

Solutions you can build upon

planners surveyors environmental scientists landscape

April 9, 2014 N-S Project No. NS.05146.063

Mr. Ron Smith City Engineer City of Southaven 8710 Northwest Drive Southaven, MS 38671

REFERENCE:

HURRICANE CREEK SEWER PROJECT - PHASE 3

TRINITY LAKES AND AIRWAYS ROAD PUMP STATIONS & SEWER MAINS AND TRINITY LAKES WWTF ABANDONMENT

UNIT BID TABULATION AND RECOMMENDATION

Dear Mr. Smith:

Neel-Schaffer, Inc. has reviewed and tabulated, on a line item basis, the bids received on April 7, 2014, for the above mentioned project. Enclosed is a Unit Bid Tabulation for the two bids received. The bids ranged from \$1,525,313.00 to \$2,003,035.00. The lowest bid was received from Argo Construction Corporation in the amount of \$1,525,313.00. This amount is consistent with the engineer's estimate of \$1.5M. The Unit Bid Tabulation is attached to this recommendation letter.

A review of the bid for Argo Construction Corporation for completeness and accuracy revealed that the bid was fully responsive in accordance with the Bid Documents. Their proposal included acknowledgement of addenda, non-collusion affidavit, a list of subcontractors for the job, and all proper notarized signature. Based on the review for completion and tabulation of the bids, we recommend the contract for the above mentioned sewer project be conditionally awarded to Argo Construction Corporation, contingent upon final approval by the SRF Loan department.

To meet the requirements of the loan, a conditional *Notice of Award* needs to be issued to the lowest, responsive, and responsible bidder and to the MS Department of Environmental Quality, no later than April 28, 2014. This date is the deadline for submission of the Bid Package to the SRF loan department. The bid package will be subjected to a standard review by SRF and must receive approval before the contract can be formally awarded to Argo Construction Corporation.

5740 Getwell Road, Building 2, Southaven, MS 38672, 662.890.6404, Fax 662.890.5407

Mr. Ron Smith, City Engineer April 9, 2014 Page 2

If you have any questions or need additional information, please let us know.

Sincerely,

NEEL-SCHAFFER, INC.

Sean E. Hilsdon, P.E. Project Manager

Attachment

c. Sheila Heath, City of Southaven Clerk (via email)

	19.1 Existing 12	19,0 Pressure T	18.0 Connect to	Connection 17.1 Main	17.0 Connect to	16.0 Connect to	15.0 Sewage Co	14.1 Wehvell Ro	14.0 Precast Co	13.1 Gravity Ma	13.0 Gravity Ma	12.0 Carrier Pip	11.0 Directiona	10.1 Force Mai	10. Force Mai	9.0 Operation	8.0 300# Roc	7.0 Erosion C	6.0 Sodding	5.0 Seeding	4.0 Erosion Control	3.0 Clearing a	2.0 Maintenau	1.0 Mobilization	Hab Diescription	BID TABULATIO 5146,063 Hurrica Trinity Lakes and A April 7, 2014
	19.1 Existing 12" D.I.P. Force Main Repair	Pressure Test Existing Inactive 12" and 6" Mains	Connect to Existing Active 6" SDR26 PVC Main	Connection to Existing Inactive 6* SDR26 PVC Main	Connect to Existing 12" inactive Ductile Iron Main	Connect to Existing Manhole or Wetwell	Sewage Combination Valve and Vault	Wehwell Rehabittation (with epoxy lining)	Precast Concrete Manhole (48" dia.)	Gravity Main, 15" SDR26 PVC Pipe (open trench)	Gravity Main, 8" SDR26 PVC Pipe (open trench)	Force Main, 24" Steel Casing with 12" Ductile Iron Carrier Pipe (jack & bore-on grade)	Directional Drill)	Force Main, 6" C900 PVC Pipe (open trench)	Force Main, 12" Ductile Iron Pipe (open trench)	Operation of Bypass Pump	300# Rock Riprap with Geotextile Fabric	Erosion Control Blanket			ontrol	Clearing and Grubbing	Maintenance of Traffic	on .;		BID TABULATION - City of Southaven, MS 5146.063 Hundcane Creek Sewer Project - Phase 3 Trinity Lakes and Airways Road Pump Stations & Sewer Mains April 7, 2014
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### CITY OF SOUTHAVEN

At the "Top" of Mississippi

**Utility Division** 

April 10, 2014

Darren Musselwhite, Mayor

Chris Wilson, CAO Board of Aldermen

From: Ray Humphrey, Utility Director

Emergency Expenditure

Mayor Musselwhite, Mr. Wilson and Board of Aldermen,

On 4/2/2014, a builder cut our pressure sewer main which was spanning across lot 13 in Castle Ridge Subdivision. Since this line was impeding construction of the house at this location, immediate action was required to repair and reroute the sewer main.

In accordance with section 31-7-1(f) of the Mississippi Code, the normal competitive bid process for a project of this scope was bypassed to avoid any further damage. Please see the attached invoice for additional information.

Ray Humphrey **Utility Director** 

City of Southaven

901-831-0244

www.southaven.org

5813 PEPPER CHASE DRIVE - SOUTHAVEN, MISSISSIPPI 38671 - (662) 796-2490 - FAX (662) 796-0005 www.southaven.org

	,	102: Rid Phone: (601) 97	Office 5 North geland, 77-3700	TE GRANT AP of Highway San Park Drive MS 39157 Fax: (601) 97' ps.ms.us	fety	
1.	ity of Southaven		2 D	ate: 04-04-2014	·	
	1 Northwest Drive thaven, MS 38671		3. B	eginning and E	nding Dates:	
			4. S	ubgrant Payme	n September 30, 2014 ent Method: arsement Method	***************************************
Tel Fa	phone: (662) 393-8652 : (662) 393-7138			FDA# - 20.61		
E-1	fail: gregs@southaven.org	ž				
				UNS # - 053100	··	
	TOTAL CO.		7. C	ongressional D	istrict-1	
1	rogram Title: Occupant F					
10.	The following funds are re	equested:				
A	COST CATEGORY			B. SÔURCE	OF FUNDS	
1)	ersonal Services-Salary	\$12,222.00		(1) Federal	\$15,000.00	
2)	ersonal Services-Fringe	\$2,778.00	··········		, , , , , , , , , , , , , , , , , , , ,	
oʻ	AL	\$15,000.00		TOTAL	\$15,000.00	
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A	pproved for Grantee:		13. A <sub>3</sub>	pproved for Sub	grantee:	
natu	c	Date	Signatur	e	Da	te
m	: Shirley Thomas					
- 1	Office Director/MS Govern	or's Domingontation	Name			
рa	tment of Public Safety, Div	ision of Public Safety	Title:	•		
in	ing, MS Office of Highway	Safety	Tiue.			

cy:C cy:C egon egon egon (7.65	cy:City Of Southaven    S. Ending: September 30, 2014   4. Activity	cy:C cy:C egon egon egon (7.65	MOHS USE ONLY:	Reti	Fringe:	Рага		5. MOHS   6. C	2. Beginning: May 1, 2014	1. Applicant Ago	
3. Ending: September 30, 2014	3. Ending: September 30, 2014   4. Activity: Occupant Protection		X:	Retirement (15.75%-Employer)	ge: A (7 65%_Fmmlower)	L) & Wagos.	7. Line Item	6. Category	May 1, 2014	1. Applicant Agency: City Of Southaven	FILA OF SPEC
4. Activity: Occupant P  9. Budget Federal  \$12,222.00 ox \$2,778.00 \$3,778.00	4. Activity: Occupant Protection  9. Budget Federal  \$12,222.00  ox  \$2,778.00  \$15,000.00		T	Retirement 12222.00 X \$15.75% = \$1924.97 \$1924.97 \$934.98 +\$1924.97 = \$2859.95 <b>Not to exceed \$2778.00</b>	Approx.  PICA 12222 00 Y \$7 655 \$024 00	workings approx. 383 hours @ appr \$31.89 per hour = \$12222.00 (not to exceed)	Basis for valuation	8. Description of item and/or			TAL WAVE GRANT PROPOSE
	rotection All Other  and the state of the st				\$2,778.00	\$12	Federal	9. Budget	4. Activity: Occupant Pr		D COST DETAIL S

### FY14 OP SPECIAL WAVE GRANT PROPOSED TASK BY QUARTER AGENCY NAME: CITY OF SOUTHAVEN PROJECTION TASK BY QUARTERS SCHEDULE PROJECTION OF TASKS BY QUARTERS List the performance schedule of tasks by quarters referring specifically to the Statement of Tasks in the narrative description and defining the components of tasks to be accomplished by quarters. Tasks that extend beyond one quarter should specify the elements of the tasks that are to be performed for the particular quarters. 3<sup>r‡</sup> QUARTER (May & June) Issue approximately 252 seat belt and/or child restraint citations to reach the goal of 504 for FY14. Attend the Click It or Ticket LEL Troop meeting for the district. Attend a Mississippi Association of Highway Safety Leaders (MAHSL) meeting during the month of May. Submit all required reporting by scheduled date(s) as defined in contract by MOHS, i.e. (Monthly Cost Reporting Worksheets for reimbursement, Quarterly Progress reports, etc.) Additional Tasks: Participate in the Click It of Ticket blitz campaign and reporting. Rull a pre and post newspaper article informing the public of the agencies participation in the National Click It or Ticket ampaign, Projected Expenditures for Quarter: \$7500.00 SCHEDULE PROJECTION OF TASKS BY QUARTERS is the performance schedule of tasks by quarters referring specifically to the Statement of Tasks in the narrative escription and defining the components of tasks to be accomplished by quarters. Tasks that extend beyond one quarter hould specify the elements of the tasks that are to be performed for the particular quarters. TH QUARTER (JULY, AUGUST & SEPTEMBER) Vrite approximately 252 eat belt and/or child restraint citations to reach the goal of 504 for FY14. attend the LEL Troop meeting for the district. ttend at least one (1) MAHSL meeting during the quarter.

ubmit all required reporting by scheduled date(s) as defined in contract by MOHS, i.e. (Monthly Cost Reporting volksheets for reimbursement, Quarterly Progress reports, etc.)

<u>dditional Tasks:</u>

rdjected Expenditures for Quarter: \$7500.00

### Mississippi Office of Highway Safety

### FY14 OP Special Wave Agreement of Understanding and Compliance

This agreement made and entered into by and between the State of Mississippi by and through the Mississippi Office of Highway Safety (MOHS), hereinafter referred to as State, and the Governmental Unit or agency named in this application, hereinafter referred to as Applicant.

WHEREAS, the National Highway Traffic Safety Act of 1966, as amended, provides Federal funds to the State for approved highway safety projects for the purpose of reducing injuries and fatalities as result of motor vehicle crashes, and

WIEREAS, the State may make said funds available to state, county, and municipal agencies and/or government or political subdivisions and/or non-profit entities upon application and approval by State and the National Highway Traffic Safety Administration (NHTSA) if applicable, and

WHEREAS, the Applicant must comply with the requirements listed herein, to be eligible for Federal funds in approved highway safety projects, and

WHEREAS, the State is obligated to reimburse NHTSA out of its funds for any ineligible or unauthorized expenditures for which Federal funds have been claimed and payment received, and

WHEREAS, the Applicant has submitted an application for Federal funds for highway safety projects:

NOW, THEREFORE, IN CONSIDERATION OF MUTUAL PROMISES AND OTHER GOOD AND VALUABLE CONSIDERATION, THE PARTIES AGREE AS FOLLOWS:

### I. REIMBURSEMENT OF ELIGIBLE EXPENSES

- A. It is mutually agreed that upon written application by Applicant and approval by State and NHTSA (if applicable), State will obligate Federal funds to Applicant account for reimbursement of eligible expenditures as set forth in the application.
- B. It is understood that the State has the right to monitor and pre-audit any and all claims presented for reimbursement. Arrangements have been made for the financial and compliance audit required by OMB Circular A-133, which is to be conducted within the prescribed audit reporting cycle (failure to furnish an acceptable audit, as determined by the cognizant Federal agency, may result in denial or require return of Federal funds). It is mutually agreed and promised that Applicant reimburse State for any ineligible or unauthorized expenditure for which Federal funds have been claimed and payment received as determined by a State or Federal audit.
- C. It is also understood, pursuant to Section 18.42(e)(1) of Title 49 Code of Federal Regulations, the awarding agency and the Comptroller General of the United States, or any of their authorized representatives (such as National Highway Traffic Administration otherwise known as NHTSA), shall have the right of access to any pertinent books, documents, papers, or other records of grantees and sub-grantees which are pertinent to the grant, in order to make audits, examinations, excerpts, and transcripts.
- D. It is further agreed that where reimbursement is made to Applicant in installments, State shall have the right to withhold any installments to make up reimbursement(s) received for any ineligible or

unauthorized expenditure until such time as the ineligible claim is made up or corrected by Applicant.

- E. Unless otherwise directed, Applicants must submit monthly reimbursement forms and back up documentation, by the 10th business day of the month to receive reimbursement for project activities. Tasks by Quarter Reports, reflect the status of project implementation and progress toward reaching goals. Each progress report shall describe the project status quarterly and shall be submitted to the State no later than fifteen (15) days following the end of each quarter. A Final Closeout Report must be submitted to the MOHS within forty five (45) days of completion of the project (November 15<sup>th</sup>) unless otherwise directed. Appropriate forms will be provided to the Project Director along with a reminder notice advising date that each is due.
- Any Applicant delinquent in submitting quarterly and/or final accomplishment reports, or reports that lack sufficient detail of progress during the period in question, will be subject to having submitted reimbursement requests withheld. Once sufficient reports to substantiate adequate progress have been submitted, reimbursement requests will be processed.

### II. ON-SITE MONITORING AND EVALUATION

Pursuant to Federal guidelines, the State has developed a plan for evaluating all projects. The evaluation can include on-site monitoring both during and at the end of each grant period. All written documents will be reviewed to determine progress, problems and payoffs of the project.

III PROPERTY AGREEMENT

- A. Facilities and equipment acquired under this agreement for use in highway safety program areas shall be used and kept in operation for highway safety purposes by the MOHS; or the State, by formal agreement with appropriate officials of a political subdivision, State agency, or non-profit entities.
- B. It is mutually agreed and promised that the Applicant shall immediately notify the MOHS if any equipment purchased under this project ceases to be used in the manner as set forth by the project agreement. In such event, Applicant further agrees either to give credit to the project cost or to another active Highway Safety project for the residual value of such equipment in an amount to be determined by the MOHS or to transfer or otherwise dispose of such equipment as directed by the MOHS.
- C. It is mutually agreed and promised by the Applicant that no equipment will be conveyed, sold, salvaged, transferred, etc., without the express written approval of the MOHS.
- D. It is mutually agreed and promised that the Applicant shall maintain, or cause to be maintained for its useful life, any equipment purchased under this project.
- E. Each recipient of Section 402 funds has a financial management system that complies with the minimum requirements of 49 CFR Part 18.
- F. Each recipient of Section 402 funds has a procurement system that complies with the minimum requirements of 49 CFR Part 18.
- G. All equipment awarded in this project agreement/contract in connection with this project must be ordered within ninety (90) days after project implementation. If unforeseen circumstances arise which prohibit this being accomplished, please notify the MOHS of the anticipated delay.

#### IV. STAFFING

Positions covered by this project that are 100% funded are new positions. If staff of the Applicant agency is transferred to work on this project, they must be replaced with prior approval by MOHS. Salaries in this project are for the purpose of remuneration for personal services over and above the present manpower level of the agency. All full time funded positions require time certification and/or detailed activity documentation as directed by MOHS.

#### V. GENERAL PROJECT REQUIREMENTS

- A. All out-of-state travel must have prior written approval by the MOHS. Requests for approval should be submitted to the MOHS not less than two (2) weeks before the intended date of travel. All federal funded travel requires itemized receipts for expenses incurred as well as an authorized travel voucher and cost must be based on current state and federal policies.
- B. No budget modification requests will be accepted by the MOHS after June 30<sup>th</sup>.
- C. Applicant must submit any proposed agreements for contractual services to the MOHS for final approval prior to acceptance. Contracts may be subject to review and approval by NHTSA.
- D. Any program income earned by projects financed in whole or in part with Federal funds must be documented and accounted for. Program income earned during the project period shall be retained by the Applicant and used for project related expenses or to offset eligible expenses.
- E. Local government Applicant must complete the "Local Governmental Resolution" included within this document, or a similar, equally binding resolution.
- . Applicant must submit the most current copy of the following policies with the application for funding. If agency does not have a current policy, please inform the MOHS of the un-availability of the policy.
  - Seat belt policy;
  - Warning citation policy(if available);
  - Pursuit policy;
  - Overtime (STEP) policy;
  - Checkpoint policy;
  - Saturation patrol policy;
  - Payroll policy to include: overtime, payroll schedule(payroll period begin/end dates & check date), leave policy (vacation, sick leave, holiday, & compensatory time); and
  - Agency seat belt survey procedures must be provided if usage rate is identified as a goal within contract.
- 3. Compliance form(s) included in this agreement of understanding, dependent upon funding source and program activities, are required to be completed as defined by the MOHS.
- All programs awarded incentive and/or promotional items are required to complete compliance form and have an approved distribution plan on file. All promotional items require prior approval by the State before requesting.

- I. All training received under federal funded programs must be program related and a certificate of completion must be available for inspection.
- J. An Inventory Control form must be completed for all equipment. All equipment cost exceeding \$500.00 will be tagged with a DPS inventory control number. All equipment will be maintained on a MOHS and agency inventory data base.
- K. Applicant must meet all reporting, meeting(s)/scheduled events, along with all other requirements as set forth in the contract by the MOHS.
- L. Termination of Agreement:
- The MOHS in the event of Applicant noncompliance with any of the provisions of this agreement may terminate this agreement by giving the Applicant a thirty (30) day notice. The MOHS, before issuing notice of termination of this agreement, shall allow the Applicant a reasonable opportunity to correct noncompliance issues. For noncompliance with the nondiscrimination section of this agreement or with any of the said rules, regulations or orders, this agreement may be canceled, terminated, or suspended in whole or in part.
- The Applicant may terminate its participation in this agreement by notifying and receiving the concurrence of the MOHS thirty (30) days in advance of the termination.
- Contract Changes: Any proposed major changes in this agreement that would result in changes in the scope, character, or complexity of the agreement, as determined by the MOHS, shall require supplemental agreement. Any proposed minor changes in this agreement may be authorized by the Governors Highway Safety Representative, or their delegate, by notifying the Applicant in writing of the approved changes.
- Contracts Under This Agreement: Unless otherwise authorized in writing by the MOHS, the Applicant shall not assign any portion of the work to be performed under this agreement, or execute any agreement, amendment or change order thereto, or obligate itself in any manner with any third party with respect to its rights and responsibilities under this agreement without the prior written concurrence of the MOHS. Any subcontract under this agreement must include all required and/or applicable clauses and provisions of this agreement.

#### VI. UNALLOWABLE COST

initations and Conditions: The provisions stated in the following section are not intended to deny flexibility in supporting potential accident and injury reduction activities; however, the conditions do serve as a guide in lesseribing costs that are <u>not allowable</u> for highway safety funding.

### The following are <u>unallowable:</u>

#### 1. Facilities

- a. The cost of land is <u>not</u> allowable.
- b.The cost of construction or reconstruction of driving ranges, towers, and skid pads are <u>not</u> allowable.
- c. The cost of construction, rehabilitation, remodeling, or office furnishings and fixtures for State, local or private buildings or structures are <u>not</u> allowable.
- d.Cell phones, guns and office furniture are <u>not</u> allowable for purchase with these funds under any circumstances.

#### 2. Equipment

- A. Costs for equipment purchases exceeding \$5,000.00 must have prior approval from NHTSA. The MOHS will obtain the approval letter and provide a copy to the APPLICANT.
- B. Where major multi-purpose equipment is to be purchased, costs shall be factored, based on utilization for highway safety purposes.
- C. Costs for the following equipment items are allowable only if a part of a comprehensive program effort. All allowable equipment must be included on the Federal Conformation Product List (CPL):
  - (1) Police traffic radar and other speed measuring devices used by the police (devices must meet the recommended federal guidelines);
  - (2) Alcohol testing; and
  - (3) Mobile video systems.

#### 3. Travel

- A. Except as separately approved by NHTSA and the MOHS, the cost of international travel is <u>not</u> allowable.
- B. All requests for out-of-state travel must be approved in advance in writing by the MS Office of Highway Safety.
- C. Travel in and out of the State must be included in the Highway Safety Grant Application and subsequent project agreement/contract.
- D. Plans for out-of-state travel should be submitted with the grant application.
- E. All travel must be submitted on the MOHS/DPS Travel voucher, Form Number 13.20.10.

#### Training

- A. The cost of training is allowable using DOT/NHTSA developed, equivalent, or endorsed curriculum. Training must be approved in advance.
- B. Development costs of new training curriculum and materials are allowable if they will not duplicate materials already developed for similar purposes by DOT/NHTSA or by other states. This does not preclude modifications of present materials necessary to meet particular state and local instructional needs.
- C. Costs are <u>not</u> allowable to pay for an employee's salary while pursuing training, nor to pay the salary of the employee's replacement except where the employee's salary is supported 100% with 402 funds under an approved project.
- D. Proposed training must be included with the grant application. Only DUI/alcohol training is allowed under alcohol funding. Occupant protection training is allowed under occupant protection funding.

#### 5. Program Administration

Supplanting, includes: (a) replacing routine and/or existing State or local expenditures with the use of Federal grant funds and/or (b) using Federal grant funds for costs of activities that constitute general expenses required to carry out the overall responsibilities of State, local, or Federally-recognized Indian tribal governments.

#### 6. Public Communications

VIII

Cost to purchase program advertising space in the mass communication media is <u>not</u> allowable for subgrantees.

FEDERAL, STATE AND MOHS CERTIFICATIONS AND ASSURANCES
FEDERAL CERTIFICATIONS AND ASSURANCES
NONDISCRIMINATION

(applies to subrecipents as well as States)

The State highway safety agency will comply with all Federal statutes and implementing regulations relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352), which prohibits discrimination on the basis of race, color or national origin (and 49 CFR Part 21); (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. 1681-1683 and 1685-1686), which prehibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.\$.C. 794), and the Americans with Disabilities Act of 1990 (Pub. L. 101-336), as amended (42 U.S.C. 12101, et seq.), which prohibits discrimination on the basis of disabilities (and 49 CFR Part 27); (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. 6101-6107), which prohibits discrimination on the basis of agh; (e) the Civil Rights Restoration Act of 1987 (Pub. L. 100-259), which requires Federal-aid recipients and all subrecipients to prevent discrimination and ensure nondiscrimination in all of their programs and activities; (f) the Drug Abuse Office and Treatment Act of 1972 (Pub. L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (g) the comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (Pub. L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (h) Sections 523 and 527 of the Public Health Service Act of 1912, as amended (42 U.S.C. 290dd-3 and 290ee-3), relating to confidentiality of alcohol and drug abuse patient records; (i) Title VIII of the Civil Rights Act of 1968, as amended (42 U.S.C. 3601, et seq.), relating to nondiscrimination in the sale, rental or financing of housing; (j) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (k) the requirements of any other nondiscrimination statute(s) which may apply to the application.

### VIII. THE DRUG-FREE WORKPLACE ACT OF 1988 (41USC 8103)

The State will provide a drug-free workplace by:

- Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
  - Establishing a drug-free awareness program to inform employees about:
  - o The dangers of drug abuse in the workplace.
  - o The grantee's policy of maintaining a drug-free workplace.
  - o Any available drug counseling, rehabilitation, and employee assistance programs.
  - o The penalties that may be imposed upon employees for drug violations occurring in the workplace.
  - o Making it a requirement that each employee engaged in the performance of the grant be given a copy of the statement required by paragraph (a).
  - Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will—
  - o Abide by the terms of the statement.
  - o Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction.
  - Notifying the agency within ten days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction.

- Taking one of the following actions, within 30 days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted—
- o Taking appropriate personnel action against such an employee, up to and including termination.
- o Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency.
- Making a good faith effort to continue to maintain a drug-free workplace through implementation of all of the paragraphs above.

### IX. BUY AMERICA ACT

(applies to subrecipents as well as States)

The State will comply with the provisions of the Buy America Act (49 U.S.C. 5323(j)), which contains the following requirements:

Only steel, iron and manufactured products produced in the United States may be purchased with Federal funds unless the Secretary of Transportation determines that such domestic purchases would be inconsistent with the public interest, that such materials are not reasonably available and of a satisfactory quality, or that inclusion of domestic materials will increase the cost of the overall project contract by more than 25 percent. Clear justification for the purchase of non-domestic items must be in the form of a waiver request submitted to and approved by the Secretary of Transportation.

### X. POLITICAL ACTIVITY (HATCH ACT) (applies to subrecipents as well as States)

The State will comply with provisions of the Hatch Act (5 U.S.C. 1501-1508) which limits the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

# XI. CERTIFICATION REGARDING LOBBYING (applies to subrecipents as well as States)

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

- 1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- 2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

3. The undersigned shall require that the language of this certification be included in the award documents for all sub-award at all tiers (including subcontracts, subgrants, and contracts under grant, loans, and coperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

### RESTRICTION ON STATE LOBBYING (applies to subrecipents as well as States)

None of the funds under this program will be used for any activity specifically designed to urge or influence a State or local legislator to favor or oppose the adoption of any specific legislative proposal pending before any State or local legislative body. Such activities include both direct and indirect (e.g., "grassroots") lobbying activities, with one exception. This does not preclude a State official whose salary is supported with NHTSA funds from engaging in direct communications with State or local legislative officials, in accordance with off a specific pending legislative proposal.

# XIII. CERTIFICATION REGARDING DEBARMENT AND SUSPENSION (applies to sub-recipents as well as States)

### nstructions for Primary Certification

- 1. By signing and submitting this proposal, the prospective primary participant is providing the terrification set out below.
- 2. The inability of a person to provide the certification required below will not necessarily result in denial participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.
- 3. The certification in this clause is a material representation of fact upon which reliance was placed when department or agency determined to enter into this transaction. If it is later determined that the prospective rimary participant knowingly rendered an erroneous certification, in addition to other remedies available to the rederal Government, the department or agency may terminate this transaction for cause or default.
- 4. The prospective primary participant shall provide immediate written notice to the department or agency which this proposal is submitted if at any time the prospective primary participant learns its certification was proposed when submitted or has become erroneous by reason of changed circumstances.
- 5. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, articipant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this lause, have the meaning set out in the Definitions and coverage sections of 49 CFR Part 29. You may contact department or agency to which this proposal is being submitted for assistance in obtaining a copy of those egulations.

- 6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.
- 7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
- 8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, sust ended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the list of Parties Excluded from Federal Procurement and Non-procurement Programs.

9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

- 10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.
- Certification Regarding Debarment, Suspension, and Other Responsibility Matters-Primary Covered Transactions
  - (1) The prospective primary participant certifies to the best of its knowledge and belief, that its principals:
- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;
- (b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, fals fication or destruction of record, making false statements, or receiving stolen property;
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or Local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
- (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.
- (2) Where the prospective primary participant is unable to certify to any of the Statements in this certification, such prospective participant shall attach an explanation to this proposal.

  Instructions for Lower Tier Certification

- 1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
- 2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
- 3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
- 4. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meanings set out in the Definition and Coverage sections of 49 CFR Part 29. You may contact the person to whom this proposal is submitted for assistance in obtaining a copy of those regulations.
- 5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
- 6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transaction," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. (See below)
- 7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Programs.
- 8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
- 9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in transaction, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transactions:

1. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

#### POLICY ON SEATBELT USE

IX

XI.

In accordance with Executive Order 13043, Increasing Seat Belt Use in the United States, dated April 16, 1997, the Grantee is encouraged to adopt and enforce on-the-job seat belt use policies and programs for its employees when operating company-owned, rented, or personally-owned vehicles. The National Highway Traffic Safety Administration (NHTSA) is responsible for providing leadership and guidance in support of this Presidential initiative. For information on how to implement such a program, or statistics on the potential benefits and cost-savings to your company or organization, please visit the Buckle Up America section on NHTSA's Web site at www.nhtsa.dot.gov. Additional resources are available from the Network of Employers for Traffic Safety (NETS), a public-private partnership headquartered in the Washington, DC metropolitan area, and dedicated to improving the traffic safety practices of employers and employees. NETS is prepared to provide technical assistance, a simple, user-friendly program kit, and an award for achieving the President's goal of 90 percent sear belt use. NETS can be contacted at 1 (888) 221-0045 or visit its Web site at www.trafficsafety.org.

### X. | POLICY ON BANNING TEXT MESSAGING WHILE DRIVING

In accordance with Executive Order 13513, Federal Leadership On Reducing Text Messaging While Driving, and DOT Order 3902.10, Text Messaging While Driving, States are encouraged to adopt and enforce workplace safety policies to decrease crashed caused by distracted driving, including policies to ban text messaging while driving company-owned or -rented vehicles, Government-owned, leased or rented vehicles, or privately-owned when on official Government business or when performing any work on or behalf of the Government. States are also encouraged to conduct workplace safety initiatives in a manner commensurate with the size of the business, such as establishment of new rules and programs or re-evaluation of existing programs to prohibit text messaging while driving, and education, awareness, and other outreach to employees about the safety risks associated with texting while driving.

#### ENVIRONMENTAL IMPACT

The Governor's Representative for Highway Safety has reviewed the State's Fiscal Year highway safety planning document and hereby declares that no significant environmental impact will result from implementing this Highway Safety Plan. If, under a future revision, this Plan is modified in a manner that could result in a significant environmental impact and trigger the need for an environmental review, this office is prepared to take the action necessary to comply with the National Environmental Policy Act of 1969 (42 U.S.C. 4321, et seq.) and the implementing regulations of the Council on Environmental Quality (40 CFR Parts 1500-1517).

#### STATE CERTIFICATION AND ASSURANCE

CERTIFICATION AND STANDARD ASSURANCE REQUIREMENT FOR:

### APPLICANT GRANTEES AND SUB-GRANTEES

### CONCERNING: STATE, COUNTY AND LOCAL EMERGENCY RESPONSE AND VEHICULAR PURSUIT POLICIES

When truly applicable and in full cooperation with the Mississippi Office of Highway Safety, all grant and/or sub-grant recipients (regardless of the type of entity or the amount awarded) must show substantial compliance with the following statutory requirement:

On or after January 1, 2005, each state, county and local law enforcement agency that conducts Emergency response and vehicular pursuits shall adopt written policies and training procedures that set forth the manner in which these operations shall be conducted. Each law enforcement agency may create its own policies or adopt an existing model. All pursuit policies created or adopted by any law enforcement agency must address situations in which police pursuits cross over into other jurisdictions. Law enforcement agencies which do not comply with the requirements of this provision are subject to the withholding of any state funding or state administered federal funding.

MS Code Annotated § 45-1-43, effective from and after July 1, 2004.

The obligation of a recipient is to formulate, implement, and maintain certain written pursuit policies and training procedures which specifically set forth how these operations shall be conducted in accordance with State law. Note that "recipient" means any state, county or local law enforcement agency that conducts emergency response and vehicular pursuits and which may also receive any state funding or state administered federal funding.

A true copy of the law enforcement agency's emergency response and vehicular pursuit policy with pertinent training procedures must be included as an attachment to this Certification and Standard Assurance document. However, when otherwise allowed to submit an alternative for the required documentary confirmation, recipient must specifically identify and acknowledge the use of viable pertinent policies and training procedures, as these factors may be especially expressed through an appropriate letter or timely memorandum of understanding. All relevant information submitted or received shall become an actual documented part of the grant application and thus will be placed within the MOHS master file for grants.

During any occurrence or time period for application, selection, award, implementation or close out of a grant or an award, if the grantee, sub-grantee, or recipient does not show compliance with the statute emphasized above, the grantee, sub-grantee or recipient is subject to the withholding of any state funding or state administered federal funding. Failure of grantee, sub-grantee or recipient to communicate the relevant policy that is required by statute may lead to adverse cost adjustment, disallowance of costs and/or recovery of pertinent project funds. Such recovery may be accomplished on the basis of offset levied against any and all advanced funding, requests for reimbursements, or award of funds.

# MOHS CERTIFICATIONS AND ASSURANCES OCCUPANT PROTECTION HIGH VISIBILITY ENFORCEMENT (HVE)

All MS Office of Highway Safety Subgrantees must participate in each the following:

Each agency funded under a 402 Occupant Protection Federal grant must participate in the National Click It or Ficket Campaign Mobilization and Child Passenger Safety week. Forms containing the number of child restraint/safety belt citations, etc. must be submitted by the reporting deadline set forth by the MS Office of Highway Safety for the National Click It or Ticket Campaign.

Each agency must generate earned media (example: press conference, TV ads, radio ads or print news articles) either before, during, or after HVE (High Visibility Enforcement) national campaign events and must submit documentation with each quarterly report.

SUBGRANTEE PROMOTIONAL/INCENTIVE COMPLIANCE

All Current MS Office of Highway Safety subgrantee must adhere to the following compliance when ordering, receiving and distributing promotional items for the project:

\*\*All Subgrantees must have <u>prior</u> approval <u>in writing</u> by MOHS before making any request related to promotional/incentive items. A distribution plan must be submitted for approval by the program manager as well.

Promotional items: must be used to promote the programs in which are funded. Items purchased to be given away should further enhance the public's knowledge and awareness of the program the agency is implementing with federal funding. Items can be distributed during educational presentations and seminars for area schools, colleges, civic clubs, participating agencies and the general public to make them aware of the current data and dangers attributed to your program.

### **EQUIPMENT CERTIFICATION:**

Equipment acquired under this agreement for use in highway safety program areas shall be used and kept in operation for highway safety purposes by the sub-grantee; or the State, through formal agreement with appropriate officials of a political subdivision or State agency, shall cause such equipment to be used and kept in operation for highway safety purposes. (23 CFR 1200.21)

Costs for equipment items are allowable only as part of a comprehensive program effort. All allowable equipment must be included on the Federal Conformation Product List (CPL), where applicable.

\*\*All Subgrantees must have <u>prior</u> approval <u>in writing</u> by MOHS before making any purchase related to equipment.

### **DEBARMENT CERTIFCATION:**

Signatory Official

CERTIFICATION AND STANDARD ASSURANCE

th lo	the Authorized Official, I certify by my signature below, that I have fully read and am cognizant of our duties and ponsibilities under the emergency response and vehicular pursuit policies statute. Therefore, I hereby comply with a Certification and Standard Assurance requirement by submitting a true copy of the applicable state, county or an emergency response and vehicular pursuit policies with training procedures which are pertinent to this analysis.				
	* * * * * * *				
[A A]	TTACH TO THIS DOCUMENT: ALL APPLICABLE STATE, COUNTY OR LOCAL EMERGENCY RESPONSE D VEHICULAR PURSUIT POLICIES WITH TRAINING PROCEDURES]				
0,	is original signed form, together with the pertinent state, county or local policies to include but not limited to the ergency response and vehicular pursuit policies with training procedures must be returned to the Mississippi fice of Highway Safety, Division of Public Safety Planning, Department of Public Safety, upon approval of the itract and prior to the beginning date.				
	Assurance Requirement of Subgrant Recipients:				
in of	cooperation with the Mississippi Office of Highway Safety, all grant and/or subgrant recipients (regardless of the type entity or the amount awarded) must comply with the following notice requirement:				
ti o MC	ring any occurrence or time period for application, selection, award, implementation or close out of a grant or an ard, if the grantee, sub-grantee, or recipient: plans, organizes, sponsors or holds any seminar, conference, vention, symposium, training, event or any other meeting which encumbers, utilizes, expends or will encumber, ize or expend grant funds, including all reimbursements derived from, generated in whole or in part, or determined per proceeds of the grant or award; the grantee, sub-grantee or recipient must appropriately notify in writing, the urrence and afford opportunity for DPSP-MOHS personnel to attend and to participate, if they so desire.  The grantee of grantee, sub-grantee or recipient to communicate relevant advance notice may lead to cost adjustment, allowance of costs and/or recovery of pertinent projects and advance notice may lead to cost adjustment,				
.d√ \s	anced funding, requests for reimbursements, or award of funds.  The Authorized Official for, City of Southaven (grantee, sub grantee, sub grantee, and all				
	I have fully read and am cognizant of our duties and responsibilities under this requirement. Therefore, I mise and will comply with this State Certification and Assurance condition.				
	Authorized Official's Signature Date (Grantee, Sub-grantee or Recipient)				
	GREG SMOROWSKI SOUTHAVEN POLICE LIEUTENANT				
his ub	* * * * * * * * * * * * * * * * * * original signed form (blue ink only) must be returned to the Mississippi Office of Highway Safety, Division of lic Safety Planning, Department of Public Safety, within 10 days of the grant award beginning date.				

### LOCAL GOVERNMENTAL RESOLUTIONAGREEMENT AND AUTHORIZATION TO PROCEED

WIEREAS, the <u>CITY OF SOUTHAVEN BOARD OF ALDERMAN</u> herein called the "SUBGRANTEE" has thoroughly considered the problem addressed in the application and has reviewed the project described in the FY 14 OP Special Wave Grant application; and

WHEREAS, under the terms of Public Law 89-564 as amended, the United States of America has authorized the Department of Transportation, through the Mississippi Office of Highway Safety to make federal contracts to assist local governments in the improvement of highway safety,

NOW THEREFORE BE IT RESOLVED BY THE CITY OF SOUTHAVEN BOARD OF ALDERMAN

IN OPEN MEETING ASSEMBLED IN THE CITY SOUTHAVEN, MISSISSIPPI, THIS 1th Day of April, 2014 AS FOLLOWS:

- 1. That the project above is in the best interest of the Applicant and the general public.
- 2. That the Southaven Police Lieutenant Greg Smorowski be authorized to accept, on behalf of the

Subgrantee an award in the form prescribed by the MS Office of Highway Safety for federal funding in

the amount of \$15,000.00 to be made to the Subgrantee defraying the cost of the

project described in the award.

- That the Subgrantee is not required to provide a local match in the form of cash and/or in-kind contribution of as required by the project.
- That certified copies of this resolution be included as part of the award referenced above.

5. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED IN OPEN MEETING BY:

Dairen Mussetwhite, Mayor

Alderman Gallagher offered the foregoing resolution and moved its adoption, which was seconded by Alderman Ferguson and, was duly adopted.

Date:

Attest:

By \_\_

(Blue Ink)



April 11, 2014

Mr. Brian Copeland, PE MDOT District 2 LPA Engineer P.O. Box 660 Batesville, MS 38606

LPA PROJECT ACTIVATION REQUEST

CITY OF SOUTHAVEN CARRIAGE HILLS BIKE-PED IMPROVEMENT

TRANSPORTATION ENHANCEMENT PROGRAM

CITY OF SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI

Dear Mr. Copeland:

In accordance with the LPA Project Development Manual (PDM), the City of Southaven would like to request project activation for the referenced project, which is part of a 80% Federal - 20% local match program funded by MDOT under the Transportation Enhancement Program. The proposed project will include the design and construction of a five foot wide sidewalk and a five foot on street bike path on Chesterfield Drive, Canterbury Drive, Farmington Road, Boulder Drive and Claiborne Drive

Attached you will find (1) a vicinity map that represents the proposed project corridor, (2) meeting minutes from the Board of Aldermen meeting authorizing the project activation request and (3) the LPA Training Certificate for the LPA Project Director, Mr. Ron Smith, PE. Upon activation of the project by MDOT and receipt of the assigned Project Number, the City of Southaven will facilitate the next steps to move the project forward as detailed in the PDM, including the execution of the Memorandum of Understanding (MOU) and submittal of the LPA-100 and LPA-800 forms, etc.

The City of Southaven is excited that this project was selected under the Transportation Enhancement Program and our staff looks forward to initiating this process and working with the LPA Division to facilitate the project. Should you have any questions or require additional information, please feel free to contact myself or our Project Manager, Ms. Whitney Choat-Cook (wchoat@southaven.org), regarding this project.

CITY OF SOUTHAVEN

Darren Musselwhite-Mayor

Ms. Whitney Choat-Cook, AICP, City Planner / LPA Project Manager Mr. Ron Smith, PE, City Engineer / LPA Project Director

# A RESOLUTION BY THE TRANSPORTATION POLICY BOARD OF THE MEMPHIS URBAN AREA METROPOLITAN PLANNING ORGANIZATION ADOPTING THE FY 2013-2014 TRANSPORTATION ALTERNATIVES PROGRAM (TAP) PROJECT LIST RESOLUTION # 2013-12

WHEREAS, the Memphis Urban Area Metropolitan Planning Organization (MPO) is the organization responsible for carrying out a continuing, cooperative, and comprehensive transportation planning process in the Memphis urban area and the appropriate use of federal transportation funds in that area under the provisions of the Moving Ahead for Progress in the 21st Century (MAP-21); and

WEREAS, under MAP-21's Transportation Alternatives Program (TAP) (Title 23 U.S.C. sections 213(b) and 101(a)(29)), a polition of funding based on the relative share of the total state population is sub-allocated to large urbanized areas and "the O, through a competitive process, selects the TAP projects in consultation with the State"; and

WHEREAS, the TA Program provides funding for programs and projects defined as transportation alternatives, including onard off-road pedestrian and bicycle facilities, infrastructure projects for improving non-driver access to public transportation ard enhanced mobility, community improvement activities, and environmental mitigation; recreational trail program projects; are routes to school projects; and projects for planning, designing, or constructing boulevards and other roadways largely in the right-of-way of former Interstate System routes or other divided highways; and

WHEREAS, the staff of the Memphis MPO administered a competitive call for projects under the guidance of the Engineering and Technical Committee (ETC) and the Active Transportation Advisory Committee (ATAC); and

WHEREAS, the selection criteria for the TAP project applications reflected the Memphis MPO's adopted priorities of improving safety, security, mobility, and access for all users of the region's transportation network; and

WHEREAS, the attached list of projects recommended for full or partial funding under the FY 2013-2014 TAP, based on project eligibility and each project's ability to meet the adopted selection criteria, has been recommended for the Transportation Policy Board's approval by the ETC and the ATAC; and

WHEREAS, the Transportation Policy Board has reviewed the attached recommended project list, has considered the public comments received (if any), and concurs with the recommendations of the ETC and the ATAC; and

WHEREAS, the projects recommended for funding are described in the document attached hereto as Exhibit I;

N W, THEREFORE, BE IT RESOLVED, that the Transportation Policy Board of the Memphis Urban Area Metropolitan Planning Organization does hereby approve and adopt the attached List of Projects recommended for funding under the FY 13-2014 Transportation Alternatives Program (TAP).

Resolution duly passed on November 21, 2013

Mayor A C Wharton, Jr., Chairman

Memphis Urban Area Metropolitan Planning Organization

#### Exhibit I

### FY 2013 – 2014 Transportation Alternatives Program – Recommended Project Funding List

The Memphis MPO is administering the direct allocation of federal funding through the state DOTs to the region for the Transportation Alternatives Program (TAP). Through a competitive process assisted by the MPO's Active Transportation Advisory Committee (ATAC), federal funds totaling \$346,668 for projects in Mississippi and \$2,312,609 for Tennessee will be awarded to eligible applicants.

The MPO received a total of five applications for Mississippi projects and 10 applications for Tennessee projects under an open call for projects held from July 26 to August 20, 2013. The ATAC's preferred funding scenario, based on project scores, phasing, and available funding, is presented below for approval at the November meetings of the MPO's Engineering & Technical Committee and

igure 1: FY 13-14 Mississippi TAP Recommended Projects

Sponsoring Agency	Project Name	Total	Recommended
Southaven	Carriage Hills Bike/Ped Improvements	Score	Funding
NESCHE PLANE	The state of the s	62.85	\$150,000
	Nesoitalire Station mail and connector Station Delta View Bike Trail and Park Quarter in	74: 55:68	\$24.000
	Delta View Bike Trail and Park Overlook	53.84	\$40,000
DeSoto - 1995	Hernando Desoto River Pank Overlook		
DeSoto	Community Intersection Improvements		\$36.000
		14.05	\$96,668
	Total Federal Funds Recor		\$346,668
	Combined FY 13 & FY 14 TAP Federal Funding A	Allocation	\$346,668

igure 2: FY 13-14 Tennessee TAP Recommended Projects

Sponsoring Agency	Project Name	Total	Recommended
Collierville		Score	Funding
	Collierville Center Connect, Phase 2	84.52	\$880,000
Memphis-	MS:Blvd:Signalized:Pedestrian erossing.	A 5777155	18130.000
Memphis	Wolf River Greenway Phase 5	THE PERSON NAMED OF THE PARTY O	
Memphisus Prill	BalliRoadsidewalks	75.25	\$271,305
Charles Comment of the Control of th		72.25	\$250,000
Germantown	Germantown Greenway Trail	69.57	\$271,304
Memphis 1	Hanley Esischool Safety on E.		THE PROPERTY OF THE PROPERTY OF THE PARTY OF
MATA	Bus Bike Rack Replacement		i \$120,000
Memphis W	ous one nack replacement	65.89	\$36,000
	Dunbar ESiSchool Sarety	65 25	2 100,000
Memphis	Central Library Pedestrian Access	62.8	
Memphis	Range Line Road Side Walks English Burney 1992	02.8	\$75,000
and the sail Maritin Supplement of the Supplement of the sail of t	A STATE OF THE PARTY OF THE PAR	AND 151	000,0012
	Total Federal Funds Rec		\$2,312,609
	Combined FY 13 & FY 14 TAP Federal Funding	Allocation	\$2,312,609



# City Of Southaven Office of Planning and Development Subdivision Staff Report

City of Southaven City Hall Executive Board Room 8710 Northwest Drive

D ate of Hearing:	March 31, 2014
Public Hearing Body:	Planning Commission
Applicant:	Jones Davis Engineering 8849 Hamilton Road 662-342-7273
Total Acreage:	11.86 acres
Existing Zone:	General Commercial (C- 3)/Planned Business Park (PBP)
Location of Subdivision application:	Southwest corner of Airways and Stateline Road
Comprehensive Plan Designation:	Commercial/Planned Business Park
Staff Canal	Laik

#### Staff Comments:

The applicant is requesting subdivision approval for a two lot subdivision on the southwest corner of Airways and Stateline Road. The parcel consists of 11.86 acres; the applicant is requesting to subdivide it into two lots. Lot 1 incorporates 3.19 acres and is situated along the Stateline Road frontage of the parcel. Lot 2 incorporates the remaining 8.67 acres behind lot 1 and has the entire Airways Road frontage of the parcel. There are no out of the ordinary easements for the site and the applicant has provided the standard utility easement on all sides of the lot. There is no proposed cross access to the lots. All right of way dedication for Stateline Road and for Airways Blvd have been in place prior

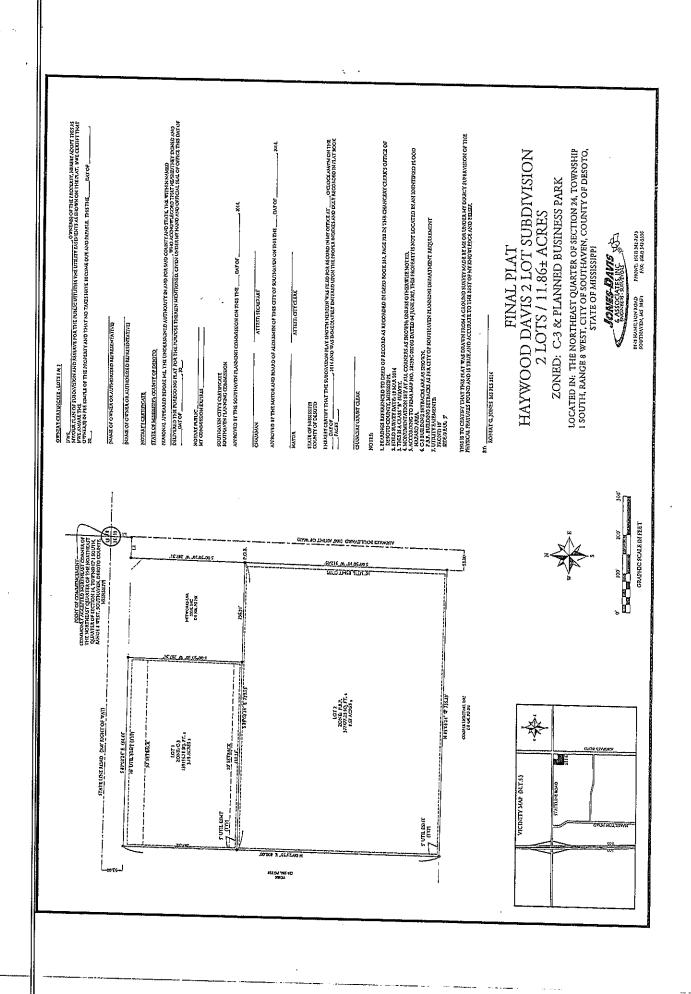
to this application.

### Staff Recommendations:

Although it is not required for the approval of this application, it may be beneficial to both lot owners to provide an ingress/egress between the lots to allow access to both roads for both lots. Staff has no comments and recommends approval.

Planning Commission Recommendation:

Motion made by: Seconded by:





### City of Southaven Office of Planning and Development Conditional Permit Use Staff Report

City of Southaven City Hall Executive Board Room 2710 Northwest Dei

· <del></del>	8/10 Northwest Drive
Date of Hearing:	March 31, 2014
Public Hearing Body:	Planning Commission
Applicant	Ronnie Rowland 2446 Swinnea Road 901-335-9909
Location	Lot I Haywood Davis Subdivision
Total Acreage	3.19 acres
Existing Zoning:	General Commercial (C-3)
Location of Conditional Use application:	Southwest corner of Stateline Road and Airways Blvd.
Requirements for CUP:	

Motor vehicle repair in commercial areas has the following stipulations. Per section 13-12(m) Footnote #16 Motor vehicle services and repair shall be completely concealed from surrounding properties and store no more than five (5) non-compliant vehicles on the property at any one time. Fences utilized for this purpose shall be solid and of uniform construction and color and off sufficient height to completely conceal the vehicles. Three (3) non-compliant vehicles may be stored on the property without being concealed for a period not to exceed one hundred twenty days (120). All disposals of liquids shall be in approved DEQ containers and removed from the site frequently, other requirements may be set forth by the Fire Marshal.

Comprehensive Plan Designation:

#### **Staff Comments:**

The applicant is requesting a conditional use permit to allow an auto body repair shop to be located on lot 1 of the Haywood Davis Subdivision on the southwest corner of

Stateline Road and Airways Blvd. The applicant operates an automotive body repair shop. They repair and/or replace auto body parts from front end to rear end. They also paint the repaired autos in their shop. Their customers are primarily the insurance companies that represent the car owners although they do have some walk in traffic. On occasion they will do body work on large trucks but that is a small part of their overall business. At this point, the applicant is only asking for auto body repair as opposed to motor vehicle repair which would include transmission and motor work, and other repairs that involve the interior works of a vehicle.

#### Staff Recommendation:

Staff has spoken at length with the applicant about the establishment. This is a family owned and operated company that is moving from the Memphis area to this location. Staff has informed the applicant about discussing the paint booth with the fire marshal to ensure that all necessary ventilation and safety precautions have been addressed. Per the owner, there may be a few times where a large truck will need repair and will be stored on site; staff has informed the applicant that this shop needs to be primarily for standard automobiles. There will be minimal disposal of liquids on site so the applicant should be able to utilize storage drums or something else smaller that is allowable by EPA standards. Staff should inform the commission that this site is a greenfield site so the applicant will be required to submit site plan and design review applications for future planning commission approval. Pending the applicant can abide by the staff comments, staff recommends approval of a one (1) year conditional use permit with a four (4) year extension to be renewed annually.

Planning Commission Recommendation:

Motion made by: Seconded by:



## City of Southaven Office of Planning and Development Conditional Permit Use Staff Report

City of Southaven City Hall Executive Board Room

8710 Northwest Drive
March 31, 2014
Planning Commission
Prime Urgent Medical c/o Yogesh Purohit 176 Goodman Road 662-536-1020
NA NA
Planned Commercial (C-4)
Same as applicant address

#### Requirements for CUP:

Per section Chapter 6, Sec. 13-6(k), 4(c) "Message/reader board signs must be located below the actual business signage and utilized as secondary signage. Lettering in this district shall not exceed eight (8) inches in height and be designated as an amber, yellow, gold or white coloring". Tenant signs shall be allowed a maximum of fifteen (15) feet in height and a total square footage for the signage of one hundred (100) square feet.

Comprehensive Plan Designation:

## **Staff Comments:**

The applicant is proposing twelve plus foot (12+') monument tenant sign at 176 Goodman Road on the north side of Goodman Road, just east of Southcrest Boulevard. The proposed sign allows for two tenant spaces above a LED reader board. The overall primary signage calculates approximately 38 sq. ft. with the proposed reader board sign showing 13.75 sq. ft. The reader board shows a two line advertisement area in red.

Staff Recommendation:

The applicant is in compliance with the requirements set forth in the ordinance regarding the reader board location and the overall square footage allowed; however, as shown in the renderings, the applicant is proposing red lettering. Per the ordinance, all lettering must be amber, white, yellow or gold to comply. The applicant will need to address this change before submittal of the administrative design. Staff would also like to see improvements to the base materials of the signage. The applicant is using an existing monument sign, which shows an old white wash brick for the three bottom feet. There have been many improvements done to the overall site and the applicant has improved the curb appeal greatly. With the construction of a new sign, staff would like to see the base material match the color and the newness of the building. Pending the applicant can meet the above stated requirements, staff recommends approval.

Planning Commission Recommendation:

Motion made by: Seconded by:



FRANK BALTON & CO. INC. 5385 PLEASANT VIEW RD. MEMPHIS, TN 38134 (901) 388-1212 FAX (901) 388-9485 Email: signs@fbalton.com

February 27, 2014

To: City of Southaven - Planning Department Fr: Frank Balton & Company - Chris Haskins

Re: Prime Urgent Medical Care 176 W Goodman Rd

Ms. Choate,

Prime Urgent Medical Center owner Yogesh Purohit is requesting to remove the existing cabinet from the location on 176 W. Goodman Rd and install a new directory sign with an amber electronic message display.

Prime Urgent currently occupies two of the spaces in the three tenants building. Wing Stop now occupies the second space of the building. Prior discussion with the planning department has determined that this sign can contain multi-tenant signs. The purpose of this application is to ask for the approval of the amber colored electronic message display to be included in the new sign design.

Thanks,

Chris Haskins

Frank Balton & Company 5385 Pleasant View Rd.

Memphis, TN 38134

901-388-1212

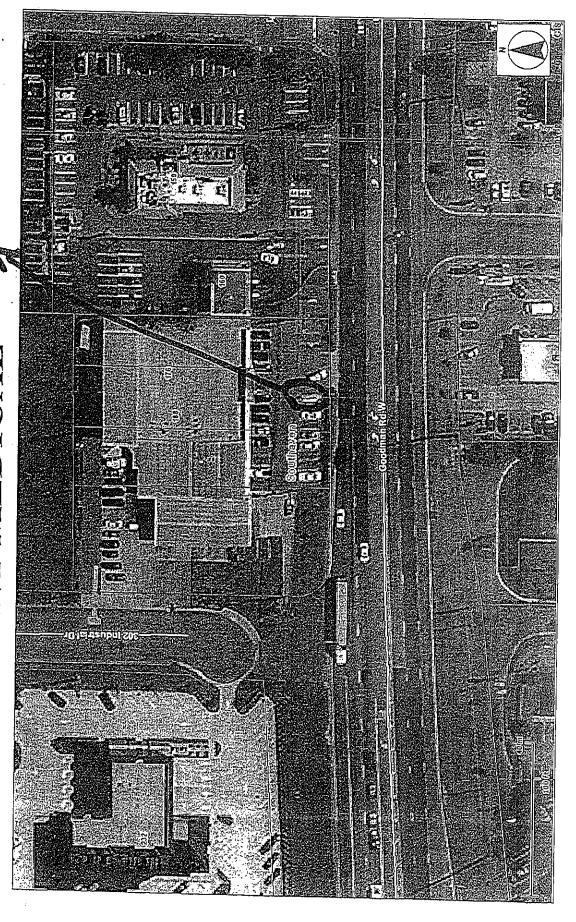
Haskins@fbalton.com

14-0125

CITY OF SOL CONDITIONAL USE	JTHAVEN E APPLICATION
As owner, agent or attorney (indicate which), i Southaven, Mississippi described as follows:	it is requested that the property located in
Location, size and address if possible: 176 Goo	DOMAN RD 350 FT WEST OF MOORE D
Zoned C-4 be considered for a Conditional U	se in the Southaven Zoning Regulations for
the following reasons:  APPROVAL OF AMBER FLECT	
OWNER	
License o region in the provide	APPLICANT FIZANK BALTON SIGNS Name: CHRIS HASKINS
Address: 176 W. GOODMAN RD A	Address: 5385 PLEASANT VIEW RIS MEMPHIS TN 38134
Phone: 662-536-1020 P	Phone: 901 - 388-1212
THE APPLICATION SHALL BE ACCOOMPANIE	D BY:
<ol> <li>Plat of the property sought to be considered.</li> <li>The application with plats, description, as Planning Department. The law requires the 15 days notice in the newspaper, therefore, working day of the month. The meeting will</li> <li>Two (2) copies each collated shall be ipeg. etc.)</li> <li>Application fee of \$200.00.</li> <li>Site posting of the subject property as description.</li> </ol>	nd letter of support* shall be filed with the e Commission to hold a Public Hearing, giving , the application must be submitted by the first libe the last Monday of the month.  submitted and a digital copy (PDF, dwg.
*NOTE: IN SUPPORT OF THIS APPLICATION, FOLLOWING WILL BE COMPLIED WITH:  a. Does not substantially increase traff b. Does not substantially increase fire in the complex of the character of the complex	YOU MUST SHOW IN DETAIL, THAT THE fic hazards or congestion. hazards. cter of the neighborhood. all welfare of the City.
THIS APPLICATION MUST BE COMPLETED AFFILED IN ORDER TO BE ACCEPTED FOR PRES	ND ALL INFORMATION PROVIDED WHEN SENTATION TO THE COMMISSION.  2 (27 / 14 Date

APPIDAVIT OF POSTING
PROJECT NAME PRIME URGENT MEDICAL
LOCATION 176 W. GOODMAN IZD
SITE POSTING DATE 3/12/2014
APPLICANT NAME: YOGESH PUROHIT C/O CHRIS HUSKINS - FRANKBALTON SIGNS
In order to provide adequate notice to interested parties, the APPLICANT for shall erect, not less than fifteen calendar days prior to the date of public hearing, notice of the date, time and place of each public hearing and a summary of the request. Such notice will be clearly legible and wherever possible, placed adjacent to the right-of-way of a public street or road. IT SHALL BE THE RESPONSIBILITY OF THE APPLICANT TO ERECT AND TO MAINT THE NOTICE ON THE SUBJECT PROPERTY until final disposition of the case. The Planning Director shall determine the number of location of notices.
I confirm that the site has been posted as indicated by the Planning Director for the case as listed above. Polaroid pictures of site posting have been submitted.    Main Hullum   2 27   14     Applicant Signature   Date
This instrument was acknowledge before me this 27 day of FB12UARY, 2014 by  In vitness whereof I hereunto set my hand and official seal.
NOTARY PUBLIC
My commission expires MY COMMISSION EXPIRES JANUARY 24, 2017
Return completed, notarized affidavit AND pictures to the Office of Planning and Development AT LEAST 15 DAYS PRIOR TO PLANNING COMMISSION HEARING.
Office of Planning and Development 8710 Northwest Dr. Southaven, MS 38671 (662) 393-0111

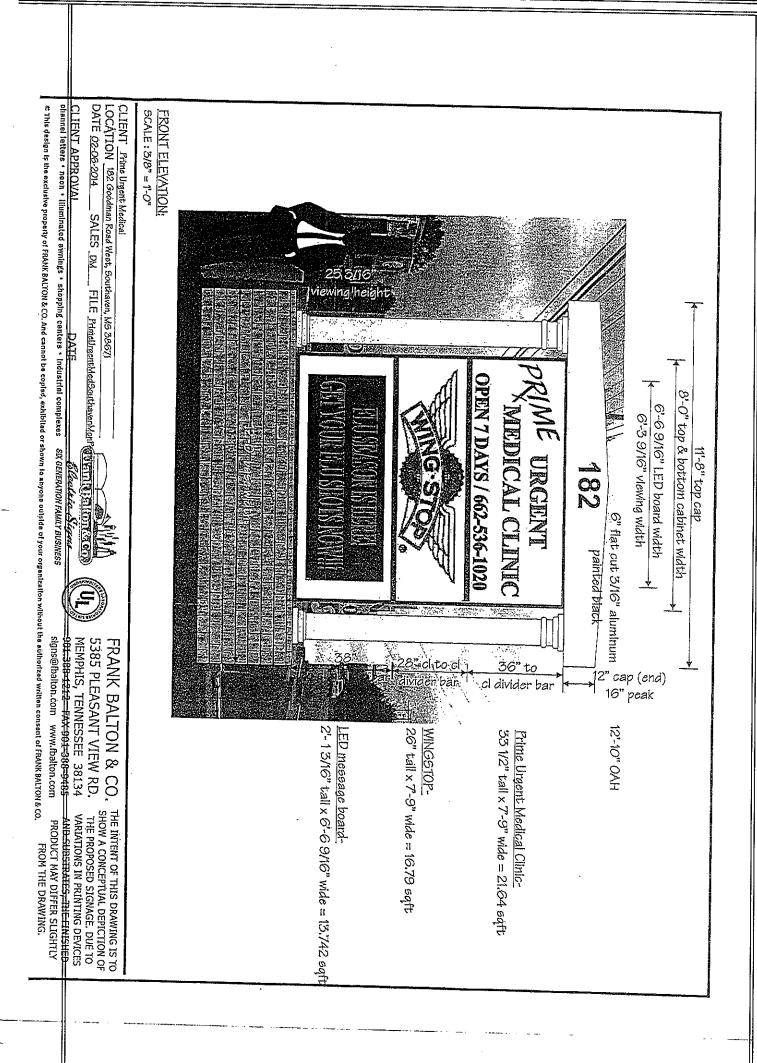
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REMOVE EXISTING CABINET

INSTALL NEW CABINET WITH AMBER ELECTRONIC MESSAGE DISPAY.





## City Of Southaven Office of Planning and Development Rezoning Staff Report

City of Southaven City Hall Executive Board Room 8710 Northwest Drive

Date of Hearing:	March 31, 2014
Public Hearing Body:	Planning Commission
Applicant:	City of Southaven 8710 Northwest Drive 662-280-2489
Total Acreage:	acres ·
Existing Zoning:	Agricultural (AG)
Proposed Zoning:	Planned Commercial (C-4)
Location of Subdivision application:	East side of Getwell Road, north of May Blvd.

Comprehensive Plan Designation:

Planned Commercial

#### Staff Comments:

The city of Southaven is requesting to rezone approx. 5 acres of property on the east side of Getwell Road, north of May Blvd. from AG to planned commercial. This property takes on the depth of the adjacent commercial lots to the north of the property. Prior to this application there was a Planned Unit Development plan designed with commercial and residential development for the entire site. In 2005, this PUD was reversed back to its original zoning of AG because the code of ordinance states that if there is no dirt turned within a 5 year period in a Planned Unit Development then the City may opt to reverse the zoning. In 2005, the City enforced this ordinance. The City is basing this request on the development of the surrounding properties. The Bob White Subdivision immediately to the north has sold all of the Getwell Road frontage property for

commercial development. There is an additional 16+ acres in the Bob White Subdivision behind the Getwell Road outparcels that is also zoned for commercial use. Additionally, the west side of Getwell was rezoned to a PUD with mixed use along this corridor including commercial, office and mixed use. The overall City property encompasses 11+ acres; however, staff is requesting to only rezone the front 250' along the road for commercial outparcel development. The remaining 8.5+ acre behind this area will remain Agricultural. In conjunction with this application, staff would inform the commission and board that there is a proposed city road being designed for construction on the north end of this area. The construction of this road is a collective effort of the City and the property owner to the north and would alleviate the need for additional curb cuts on Getwell Road.

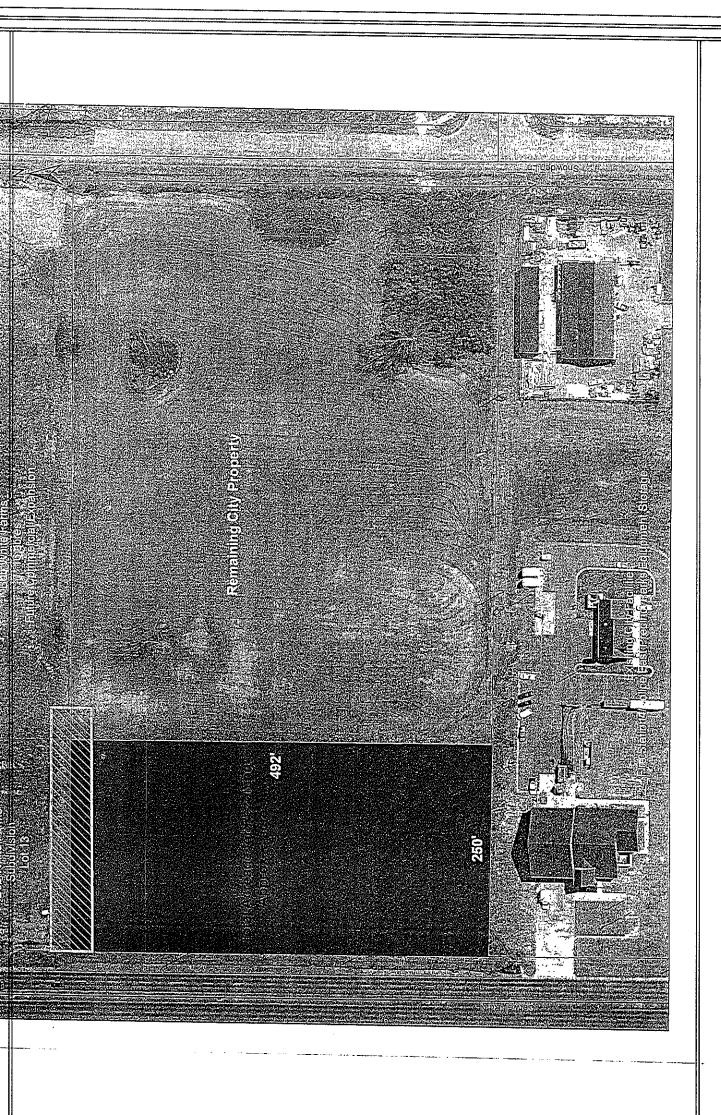
#### Staff Recommendations

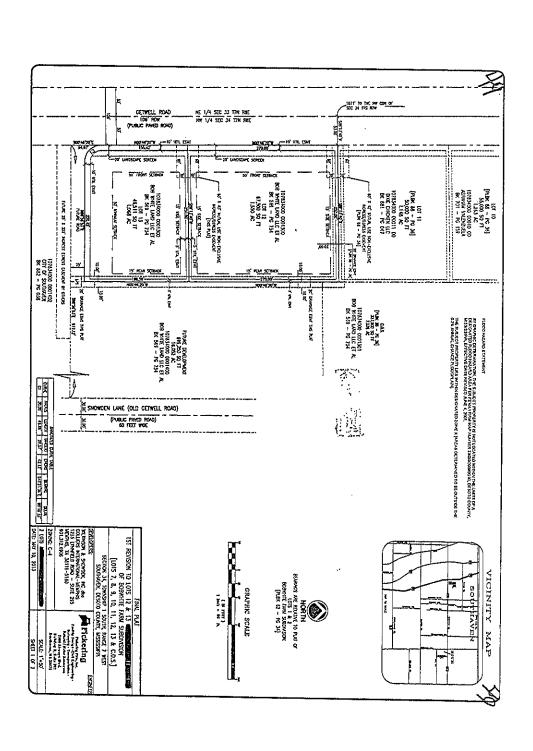
Since this is a city application, staff will not render a recommendation but will state that the proposed application is in compliance with the surrounding uses and the Comprehensive Plan for this area. The City has complied with all of the necessary steps required for rezoning a property including the erection of a public hearing notice sign on the property 15 days prior to the planning commission hearing. At this point, staff would also like to clarify that the rezoning of the property does not designate the lots dimensions nor does it allow a commercial development to go into construction phase. Any interested parties will still be required to file subdivision, site plan and design review applications that will require formal public hearings including both the planning commission and the Board of Alderman for final approval.

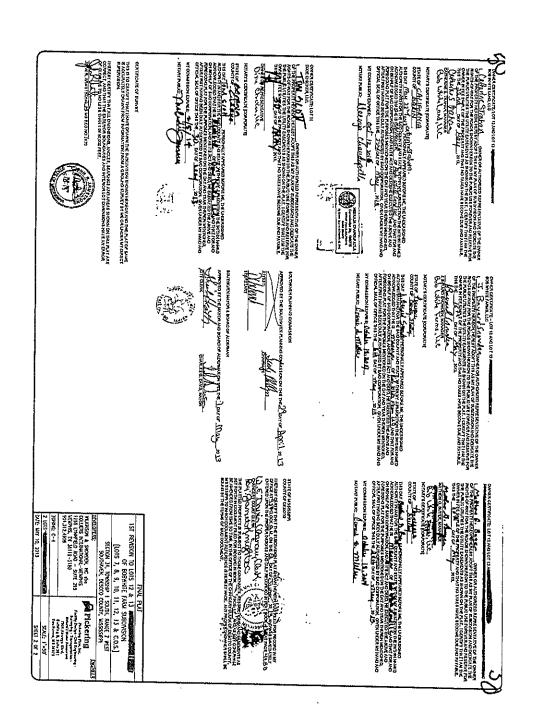
Planning Commission Recommendation:

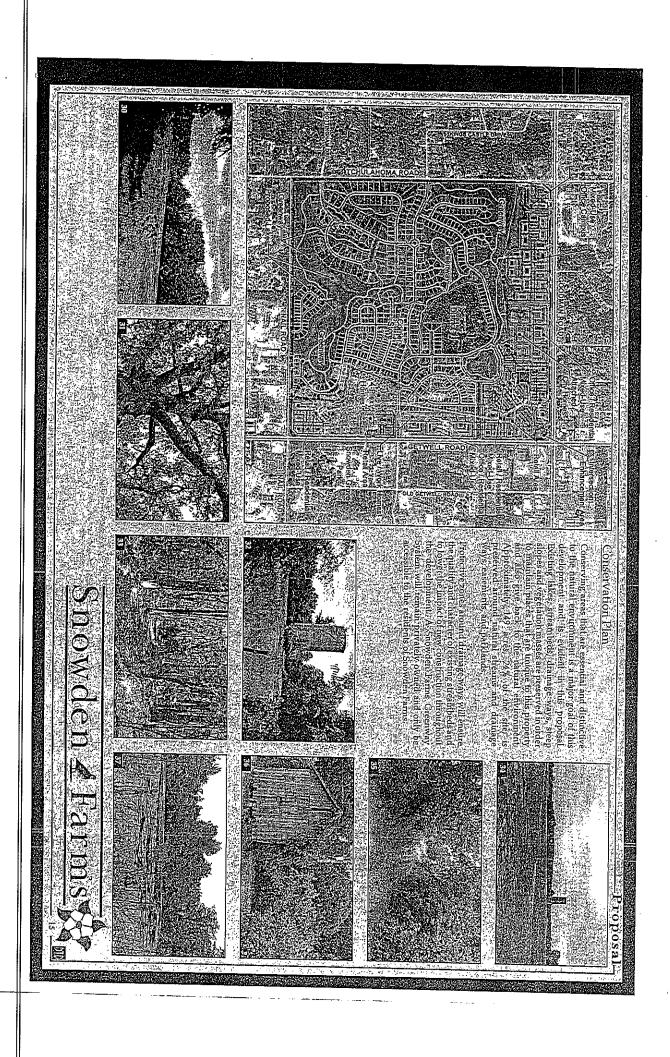
Motion made by:

Seconded by:









## City of Southaven Docket of Claims



# Warrant #: C-041514 & D-041514

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nt #:C-041514 & D-041514  ce # Check# Voucher # Vendor # Vendor Name 0 217829 21563 CHASTAIN RICHARD DAL 0 218074 18221 CHIL-LINK, LLC COMMERCIAL METER SURVEY 0 217661 18221 CIVIL-LINK, LLC COMMERCIAL METER SURVEY 0 217662 18221 CIVIL-LINK, LLC COMMERCIAL METER SURVEY 0 217664 18221 CIVIL-LINK, LLC COMMERCIAL METER SURVEY		MAPPING SELOT TON WALKE GOVER	CIVIL-LINK, LLC	18221	217659	0	2253
CHECK# Voucher# Vendor# VendorName Invoice Description  CHECK# Voucher# Vendor# VendorName  CHASTAIN RICHARD DAL  217829 21563 CHASTAIN RICHARD DAL  218014 18221 CIVIL-LINK, LLC COMMERCIAL METER SURVEY  COMMERCIAL METER SURVEY  217661 18221 CIVIL-LINK, LLC CORPTO ENGINEERS WARPEING  217662 18221 CIVIL-LINK, LLC CORPTO ENGINEERS WARPEING  COMMERCIAL METER SURVEY  CORPTO ENGINEERS WARPEING  DCRUA METERING MONITORING &  MAINT.  CORPTO ENGREER CONTROLLED  COMMERCIAL METER SURVEY  CORPTO ENGINEERS WARPEING  MAINT.  CORPTO ENGREER CONTROLLED  COMMERCIAL METER SURVEY  CORPTO ENGINEERS WARPEING  COMMERCIAL METER SURVEY  CORPTO ENGINEERS WARPEING  COMMERCIAL METER SURVEY  CORPTO ENGREER CONTROLLED  COMMERCIAL METER SURVEY  CORPTO ENGINEERS WARPEING  COMMERCIAL METER SURVEY  CORPTO ENGREER CONTROLLED  COMMERCIAL METER SURVEY  COMMERCIAL METER SURVEY  COMMERCIAL METER SURVEY	\$988,00	MARCHING CETTIB EOB VAIVE SIRVEY			1.0/1/7	U	2246
nt #. C-041514 & D-041514  ce # Check# Voucher # Vendor # Vendor Name  0 217829 21563 CHASTAIN RICHARD DAL  0 217861 18221 GIVIL-LINK, LLC COMMERCIAL METER SURVEY  0 217662 18221 GIVIL-LINK, LLC COMMERCIAL METER SURVEY  0 217664 18221 CIVIL-LINK, LLC CORP, OF ENGINEERS WARRENOWN AND COMMERCIAL METER SURVEY  0 217664 18221 CIVIL-LINK, LLC COMMERCIAL METER SURVEY  0 217664 18221 CIVIL-LINK, LLC CORP, OF ENGINEERS WARRENOWN AND COMMERCIAL METER SURVEY  0 217664 18221 CIVIL-LINK, LLC COMMERCIAL METER SURVEY	\$2,652,00	WORKE WINDS OF THE WAR TO SEE THE WA		TOTAL COSTS	SECTION OF THE SECTIO	TOTAL NEW YORK	
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nt#.C-041514 & D-041514  ce# Check# Voucher# Vendor# Vendor Name Invoice Description  0 217829 21563 CHASTAIN RICHARD DAL  10 218014 18076 CHENOWEIB BRANDON; SOCCER UMPIRE  0 217661 18221 CIVIL-LINK, LLC COMMERCIAL METER SURVEY	A SECTION OF SECTION S	TORPIONE NO INCIDENTIAL CONTROL OF THE STATE OF THE STAT	GIVILLIINK JUG	E Litter	2//662	0.00	2250
nt#.C-041514 & D-041514  ce# Check# Voucher# Vendor# Vendor Name 0 217829 21563 CHASTAIN RICHARD DAL 4 2 10 2 18014 18076 GHENOWETH BRANDON SOCCER UMPIRE  COMMERCIAL METER SURVEY	Aprez de La		CIVIL-LINK, LLC	18221	217661	Ċ	2252
nt#.C-041514 & D-041514 <u>ce # Check# Voucher # Vendor # Vendor Name</u> Invoice Description  0 217829 21563 CHASTAIN RICHARD DAL	\$5,605.00	COMMERCIAI METER SURVEY	OHENOWEIGH BRANDON,	本18076 上	218014是3言	10	040614
& D-041514  neck# Voucher# Vendor# Vendor Name Invoice Description	\$3.595.00	Maria Communication (Notice British State Stat	CHASTAIN RICHARD DAL	21563	217829	0	26140
& D-041514	\$105.48	IIIAOlee Describaou	Vendor Name	Vendor #		Check#	nvoice#
	Invoice A	The description	: :		-041514	φ	Varrant #: C-0

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9/13/32/90/106/14 3/16/02/2 2/17/2/56/ 89/49/10/106/14 1/16/02/2 2/17/2/54	2351	COMCAST COMCAST	7525 GREENBROOK PARK - UTILITIES \$364.40
458907010614) 416022 217.250 899023010414 116048 217743	2351 2351	COMCAST COMCAST	INTERNETY PARKS GETWELL WTP \$84.85
76229E	728231 u	GOMMUNICATION SYSTEM COMSERV SERVICES	TECHTIABOR SOUNDIBATIFEKIES: \$125.00
	17845	CONCERN	\$299'00 MONTHLY BILLING \$412.50
03611 <u>44</u> 0 2176543 4798 0 217710	16582	CONTRACTORS SUPPLY P	NERTUNE (TOME IER  WATERIALS FOR SHOP  \$168.00
040114 040114 0 217910	27444 2751	ROOKGHARLES COOK GEORGE	TOURNAMENTREFUND TOURNAMENT UMPIRE \$103.00
26068 2 2 17757 26068 0 217755	2/1525 2/1523	COOK STAN	
040612 040614 ·	3 18531	CORREA EDGAR	SOCCER UMPIRE \$140.00
0406]71. 2180/15 289428 0 217419	3 836	COUNTRY FORD INC	SOCCERUMKIKE  SOCCERUMKIKE  SOCCERUMKIKE  09 FORD ESCAPE REPLACE FRONT  BRAKES & RESURFACE RO  BRAKES & RO  B
	)	COUNTRY FORD INC	EMS-1 AIR CONDITIONING
2895310 375 475 470 575 475 474 474	7 836	A GOUNTRY FORDING	REPAIRS OF THE CHECK ENGINERY 1 \$464.57

City of Southaven Claims Docket Warrant #: C-041514 & D-041	aims &	Docket D-041514				rage 10 of 30
nvoice#	Check#	Voucher#	Vendor#	Vendor Name	Invoice Description	<u>Invoice Amnt</u>
289534	0	217403	836	COUNTRY FORD INC	U-2 BELTS	\$656.37
28911772	0.5	247568	856	KGOUNTRY FORDING	VIN #0716 40 DECHANGE TO THE STATE OF	\$39.95
041014	0	218097	21593	COURTYARD MOBILE	K JELLIN	\$485,90
0401114	10.1	2/7/2017 \$ 31	2//469	GOX JEREERY BENTON:	###TOURNAMENTREFUND	\$295.00
307400000057	0	217453	19311	CREDIT BUREAU SYSTEM	EMS COLLECTIONS - MARCH	\$1,625.70
03/18/14	116049	217857	1339	GREDITI GARD GENTIER	SEDIMEBIRAINING MAYOR'S YOUTH (1988) 263100.	\$1/263100 V
040614	0	217912	20069	CRESPINO JOEY	TOURNAMENT UMPIRE	\$251.00
26101	Action 10	217790	20412	CRESTICONSTRUCTIONIL		\$80.64
040114	0	217508	962	CRIME STOPPERS		\$2,378.24
19662	+10	218075	17746	CRIMEREPORTS : A CANADA		4.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2
594814893	0	217532	19948	CRITICALALERT	特別的政治的主要的主要的主要的主要的主要的主要的主要的主要的主要的主要的主要的主要的主要的	\$42.43
6948146115***	(1) (0) (1)	218070 \$ 35	19948	GRITIGAL ALERT	PAGERS SED	\$648.64
040814	0	217620	21470	CROCKETT COUNTY CURV	TOURNAMENT REFUND	\$345.00
26142	.0.	· 217831 - 1531	21565 6	CROMPTON GHARLES		10年806万元
01-412393	0	217414	18557	CUBE ICE INC.	ICE FOR CONCESSIONS	\$85.50
01-41236]	0.00	217406	18657	SOURCE SECURION SOURCE	FOR CONCESSIONS	\$450.00
26150		217839	21573	CUNNINGHAM KEVIN & G		\$3.81
1472 科普美国图	¥ 0.5-1	217386 3 24	12576	TO DAU'S GLEANING SERVI	GIEANING AITSPAC	\$100,00
471	0	217387	12576	D&J'S CLEANING SERVI	CLEANING AT SPAC	\$150.00
473	(1) (1) (1)	217722	12576	D&J'S CHEANING SERVI	COSEANING OF PUBLIC WORKS IN	##\$225100 ####
位据的现代的建设特别   474	0	217385	12576	D&J'S CLEANING SERVI	í.	\$995.00

City of Southaven Claims Docket Warrant #: C-041514 & D-041	aims &	Docket D-041514		,	•	Page II of 30
Invoice #	Check#	Voucher #	Vendor #	Vendor Name	TOURNAMENT UMPIRE	\$35.00
040614	0	217913	11909	DAILEY, CRAIG		S116/60
260721至40里的		217761 1217761 1217614	21528 16709	DAVIS DANIEL	TOURNAMENT UMPIRE	\$355.00
040014		54.704E	48758	FOAVIS DAVIDITES		\$33.00=
040614		217916	16707	DAVIS LONNIE	TOURNAMENT UMPIRE	\$96.00
XJCIIX5R65	10	2175170	342	DELIMARKETINGTE	MONITORSHOR JEREMYINJII \$32//98	\$327,98 \$5.004.24
XJD1JR768	0	217514	342	DELL MARKETING LP	VLA VMWARE PROD SOPPORT, ESSEN	40,001.01
040614	014	2/79/45 - 4/5 2/2/2/2/2/3/3/3/2/2/2/2/2/2/2/2/2/2/2/2	2/1948/15	DENNIE JOSHUAAUSTIN	PLUMBING SERVICES \$108.00	\$108.00
UZBUBS				MARINISTVIRIGHT & SON WELL WITH	FEBIUMBINGSSERVICES: THE TOTAL STOOMS OF THE	28700000
026799 (29) (20) (20) (20) (20) (20) (20) (20) (20		217830	21564	DENTON VAUGHN & EFFI		\$35.83
0701112	0	217519	1963 14.74 1	DEPTIOR PUBLIC SALET	S97.45.21  GOULEGIIONUSE IND  \$295.00	\$9 <u>7</u> 4527 \$295,00
040114	0	217301	21447	DESO IO CARDINALO		**************************************
78106/79412		217632 - 19 217546	500595. 72357 497	DESOTO COUNTY ELECTR	LOOP 51 @ DORCHESTER - INSTALLED \$1,496.00	\$1,496.00
1689 建建建	0.24	§218039 E	497	DESOTO COUNTY ELECTR	SE MATERIAIVILABORSA EQUIEMENT (1) SE STOGRIGO (1) SE LO DORCHESTER A HUMASII)	<u> </u>
040814B	0	217650	964	DESOTO COUNTY SHERIF	INMATE HOUSING FOR THE MONTH OF MARCH 2014	\$9,875.UU
0408114		20/649		DESOTO FAVIDEMENTAL	MAR 2014  DESOTO COUNTY HEALTH DEPT. \$210.00	\$210.00
040914	O	218083	10230			\$295000\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
0401042		2/17295	21441 ( 5 5 ) 1452	DESOTO MARLINS  DESOTO MARLINS DF	TOURNAMENT REFUND \$295.00	\$295.00
040111		15217anst-553	21450	DESOITOIRAVS	TOURNAMENITREFUNDS FOR THE SECOND SEC	\$295100
040111412 K1 (5-5-1)						は、一般の一般の一般の一般の一般の一般の一般の一般の一般の一般の一般の一般の一般の一

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040614. 0	0406145 217975 2 26092 0 217781	040314 2017. <u>554 2</u> 040614 0 217966	040614 2 0 217639 033114 0 217539	26/126 21/18/15 2 040814 0 218096	040614 218027; 50 N71114A0000 0 217588	040614 0 218017 040614 0 218017	100326 10 1217399 501706 0 217666	040214 2 7463 26106 0 217795	3000604063 300059624 0 217545	<u>Invoice #</u> <u>Check# Voucher #</u> 040114 0 217288
17659	18598 21544	14597			20749 1390	15547	661 661	9579 18897	1185 1185	<u>Vendor #</u> \\ 21434
EDGEVERREY EEP	DUNIAP RACHEL	DUNCAN CATHY C	DUKE LESLIE	DRESSLER JAMES DRURY INN	ADANI	LDOGKERY LAWRENGE DOCKERY PATRICK	DITCH WITCH MID-SOUT	DEVORE DOUG  DISTINCTIVE PROPERTI	DESOTO TIMES-TRIBUNE	Vendor Name DESOTO STARS
STORZ CAP WICHAIN	SCOREKEEPER	TOURNAMENT UMPIRE \$175.00	MEALS REIMBURSEMENT FOR HAZMAT  CLASS   FENNELL/GIFFORD LODGING - \$315.90 INTERVIEW & INTERROGATIO SEEDING OF THE SECOND OF TH			OL.	REINBURSEMENTFOR ENSIFIGENSE: \$110.36	PLANNING COMMISSION NOTICE	ž.	
\$60.00	\$27.07	\$175.00	\$40.27	\$315.90 \$2500	\$10,965.00	\$180.00	\$1,195.38	\$110.36	\$44428 \$20.88	\$295.00

040614	261924 26099 0 217788	040514 040514B 0 218091	040614 0 217978 040614 0 217978	MSSOU347822 0 217653 040614 0 217919	040214	087714 0 217548 040614 0 217918	1526-6F以14 1116050 217788 0888-6FY14 116050 217737	дда <u>5</u> :6FY/4; 116050 21/7/д 3780-6FY14 116050 217738	26128 26128 0 217461		City of Southaven Claims Docket Warrant #. C-041514 & D-041514  Invoice # Check# Voucher #  0 217709
7.21386	21548 21547	19731	2/13/6 3/25 19810	1064	18658 1 21538	21423 18658	966 966	966 966	12561	1458] 17650	<u>Vendor #</u>
HORRESIEIEREJOE	FOREST MEADOWS, LLC	FISHES FOR WISHES	FISHER BRITNEY	FASTIENAL FERGUSON BRIAN	EVANS OLIFIF: FARRIS ADAM	EVANS CLIFF	ENTERGY	ENTERGY ENTERGY	EIMIA LORENA & JOSE EMERGENCY MEDICAL RE	ELEGIRONIC VAULTING	Vendor Name ELDRIDGE SERVICES
E SOCCERIUMPIKE		) - WARE	SCOREKEEPER  VALUE DATE DATE OF STACKS	TOURNAMENT UMPIRE	VENDOR	TOURNAMENT UMPIRE	GOODMAN RD AND SCREST \$102.48	WHIITWORILH DMAN & I-55		OFFSITESTORAGE PROFESSIONAL SERVICES	
	\$189.23	\$100.00	\$30.00	\$262.00 \$262.00	\$9.59	\$228.00 \$278.00	\$102.48 \$40500	\$184.57 \$102.48	\$1,500.00	\$878.00 \$878.00	Invoice Amnt \$127.50

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\$91.72	BI OWER FOR BOOT DRYER	GORDONILUCIA	10525	21,80 <u>65</u>		
\$225.00	MATERIALS, FOR SHOP	GORDON LUCIA	201 10525	2 <u>1</u> 8064	0	4025161 <i>T</i> = 1
\$717.57	INSHECIJONS IJUKER, IKUUNOO 1126 - BREECHES - SMOROWSKI \$717.57	GLEN'S GARAGE. GOLD NUGGET UNIFORM	74 12940	217587	0	7 <u>762</u>
\$50.00	AUJOTREMBURSEMENT FOR \$50.00 SCOREKEEPER \$50.00	GIFFORDIBLIAKE	10612	21/979 21/979	0	040814 6 6 040614
\$1,083.71	TENNIS CTR \$1,083.71	GERMANTOWN YOUTH	9669	217 <u>300</u> 12 217364	0	0401/(4 3027670997
FOR \$180.00	MEALS PER DIEM WHILE IN TUNICA FOR \$180.00  CONFERENCE	GATEWĄYITIRE & SERVI GENTRY JAMES S	494 1449	217500	0 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	031714
\$3,485.00	STOURNAMENT UMPIRE SCADA SERVICES \$3,485.00	MGAGLIANOSBAUL GAINES, ROBERT	9195	21/921	0	)406/1/ 1132
\$169.00	TOURNAMENT UMPIRE	FUEUMAN GABBERT SCOTT	69/9 6904	217589 217920	0	NP40798296 040614
\$7,607.32		FUELMAN	6919 6919	217564		NP40828767 0
\$2 <u>15 (d)</u> \$44.92	FUEL CARDS	FUELMAN	17939 - 15 6919	17376 (4) 17376 17483	0	846758 846758 846758
<u>Invoice Amnt</u> \$405.00	Invoice Description CASH BOND REFUND	Vendor Name FRAME MICHAEL	<u>Vendor #</u> 21422	<u>Voucher #</u> 217547	Check# 0	<u>Invoice #</u> 032714
rage 14 01 30				Docket D-041514	aims &	City of Southaven Claims Docket Warrant #: C-041514 & D-0416

City of Southayer Claims Docker Warrant #: C-041514 & D-0411  Invoice # Check# V  117398805 0 2  117398842 0 2  117398786 0 2	D-041514 <u>k# Voucher #</u> 217466  217472	<u>Vendor#</u> 216 216 216	Vendor Name  GRASSLAND IRRIGATION  GRASSLAND IRRIGATION  GRASSLAND IRRIGATION	Invoice Description  LABOR & CREW  REPAIR LEAKS ON COMPLEX A  SPRING START UP CHECKED SYSTEMS \$100.00  SPRING START UP CHECKED SYSTEMS \$276.06	Invoice Amnt \$891.25 \$1 125.00 \$100.00
15146063. 0 15146062 0	217604 217605	18342 18342 18342	GREATAMERICA LEASIN GREAT AMERICA LEASIN SGREENIKING SPRAYSER	SECURITY SYSTEMAT SPD \$1,129.00 SECURITY SYSTEMAT SPD \$1,129.00 SGITMER OR ERTY MAIN!	\$1,129.00 \$24/500.00
66 26154 0	217843	110622 21577	GREENKINUSEKATJOENS GRISANTI ROBYN - REN		\$1.95
040614 040614 040614	21/7980 21/7922	20456 W. S. 1068	GRONKETOYAANN GUNN, DEWAYNE	SCOREKEEREK TOURNAMENT UMPIRE \$322.00	\$322.00
65448 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	217384 1 217923	3031	HRHISERVICES GROUP HABERSTROH CHASE	TOURNAMENT UMPIRE	\$420.00
040614	2/7967/ 217840	21590 21574	HAMNI KEITH HANCOCK BRIAN & CAO	TOURNAMENT UMRIKE \$104.63	\$104.63
040614. 403270917 0	21798/1	18619 3538	HARDIN'S SYSCO	SGOREKBEREK  FODDS FOR RE-SELL  \$6,351.26	\$6,351.26
403039 104 402281456 0	217422 217675	3538 3538	HARDINIS SYSCO HARDIN'S SYSCO	FOOD FOR RESELL \$927.19	\$927.19
4032290203 00 X 10	21/73/75 21/7924	3538 4 4 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1	HARDINIS SYSCO HARRIS CANDLER	SUNDEWWENSELES \$35.00 TOURNAMENT UMPIRE \$35.00	\$35.00
0406144	到7982 217982 217983	21352± 13	HARRIS JOSHUA	SCOREKEEPER* \$40.00	\$40.00
040619	2117,925	36579	HAVES ROBERT	E TOURNAMENTIUMPIRE	\$445.00

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Checket   Voucher#   Vendor#   Vendor Name   Invoice Describtion	\$173.66	FEED FOR ANIMALS	HILL'S PET NITRITION	10740	2/7507	法法院的	
## Console   Voucher # Vondor   Vondor Name	17 CC	FEEDFOR ANIMALS	THILLS PETENUTRITION 5	142718	1217528	0 -	221479276
Check#   Voilcher#   Vendor#   Vendor   Manae   Invoice Describtion	元三十年のの元子が発生が発生された。	TOURNAMEN   OMPIKE	HILL RÖBERT	9479	217926	0	040614
Check#   Vendor#   Vendor Name   Invoice Description	00 VETS		AHILL JESSIGA	2/1566	21/7832	0.5	26143
Check#   Voucher#   Vendor#   Vendor Name   Check#   Voucher#   Vendor#   Vendor Name   Chack   Chac	LV CD		HERO GEAR	14106	217566	0	730
Check#   Voucher#   Vendor#   Vendor Name   Invoice Description	\$137.00	ELECTRICAL SERVICES	HERNDON ELEGRIC	1979 S	17.17.706 A	0,11	1/1
Check#   Voucher #   Vendor #   Vendor Name   Invoice Description		MALEKIALS	HERNANDO REDI MIX	13793	217682	0	129
Chack#   Voucher#   Vendor #   Vendor Name	\$140.00 \$140.00	102,030	HERNANDO EQUIPMENTA	224	217408	0.5	50928
Chack# Voucher# Vendor# Vendor Name Chack# Voucher# Vendor# Vendor Name 0 217394 11578 HD SUPPLY WATERWORK HANDHELDS 0 217270. 11578 HD SUPPLY WATERWORK HANDHELDS 0 217285 11578 HD SUPPLY WATERWORK SEATSHYRANT REPAIR 0 217286 11578 HD SUPPLY WATERWORK SEATSHYRANT REPAIR 0 217284 11578 HD SUPPLY WATERWORK SEATSHYRANT REPAIR 0 217284 11578 HD SUPPLY WATERWORK SEATSHYRANT REPAIR 0 217285 11578 HD SUPPLY WATERWORK METER RISERS 0 217287 11578 HD SUPPLY WATERWORK SEATSHYRANT REPAIR 0 217287 11578 HD SUPPLY WATERWORK SEWER GLEANING WETER STEATHYRANT REPAIR 0 217287 11578 HD SUPPLY WATERWORK SEWER GLEANING WETER STEATHYRANT REPAIR 0 217287 11578 HD SUPPLY WATERWORK SEWER GLEANING WETER STEATHYRANT REPAIR 0 217287 11578 HD SUPPLY WATERWORK SAME TEST PROJECT 0 217374 11578 HEBDA PATRICIA 0 217375 21532 HEBDA PATRICIA 0 217387 21532 HEBDA PATRICIA 0 217497 21532 HERNANDEZ ALBERT RE-ISSUE CASH BOND CK-LOST IN MORE TEST PROJECTION M			HERNANDO BASEBALL	21437	217291	0	040114
Check#         Voucher#         Vendor Mame         Invoice Description           0         217394         11578         HD SUPPLY WATERWORK         CHARGING STAND FOR MTR. READING           0         217394         11578         HD SUPPLY WATERWORK         SWOKE HESTING           0         217265         11578         HD SUPPLY WATERWORK         SWOKE HESTING           0         217264         11578         HD SUPPLY WATERWORK         FIRE HYDRANT MAIN WALVE           0         217264         11578         HD SUPPLY WATERWORK         SEATSHYRANT TERRICULEST FROUGHOUT           0         217264         11578         HD SUPPLY WATERWORK         METER RISERS           0         217263         11578         HD SUPPLY WATERWORK         METER RISERS           0         217267         11578         HD SUPPLY WATERWORK         METER RISERS           0         217267         11578         HD SUPPLY WATERWORK         SEWER GIB ANDOUT OADS HOR HRINIJ           0         217267         11578         HD SUPPLY WATERWORK         SMOKE TEST PROJECT           0         217767         21524         HEIFET CHARLES F         SMOKE TEST PROJECT           0         217767         21524         HEIRBOANDEZALBERT         RE-ISSUE CASH BOND CK-LOST IN M </td <td>\$170.00</td> <td>GASHBONUJKEHUNU TOLIDAMMENT BEELIND</td> <td>HERNANDEZJOSE</td> <td>2/424</td> <td>217549</td> <td>0.5</td> <td>2714</td>	\$170.00	GASHBONUJKEHUNU TOLIDAMMENT BEELIND	HERNANDEZJOSE	2/424	217549	0.5	2714
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Check#   Voucher#   Vendor#   Vendor Name   Check#   Voucher#   Vendor#   Vendor Name   Check#   Voucher#   Vendor #   Vendor Name   Check#   Vendor Name   Ch			UD OCLUCT AND CINAACUT	8/91.1.	21/65/	0	7894
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Neck# Voucher# Vendor# Vendor Name 217394 11578 HD SUPPLY WATERWORK	\$1 /05 50 \$1 /05 50		HD SUPPLY WATERWORK TO A	11578	2172702		02526
1900 Name Invoice Description  OUABOUG STAND FOR MTR READING		CHANGING OF AND I CIVILIAN OF AN ANDHELOS  HANDHELOS	HD SUPPLY WATERWORK	11578	217394	0	26187
& U-04/5/4		CHARCING STAND EOR MTR READIN	vendor Name	Vendor #	Voucher #	Check#	voice #
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City of Southaven Claims Docket Warrant #: C-041514 & D-041	aims Docket & D-041514	•			•	lavoico Ampt
invoice# C	heck#	Voucher# V	Vendor#	Vendor Name	Invoice Description	#13E 00
	217844		21578	HOLCOMB GARY W		@1Z0.00
0.5087	278079		16199	HOLLAND INSURANCE	NSURANCE:	\$78.00 \$78.00
040614	第三章 新型系統型 217984		21384	HOLT TANNER MICHAEL		311 S
319040	217,38		189 - 189 6671	HOMER SKELTON FORD HONORABLE ROZELLE	TOURNAMENT UMPIRE	\$509.00
96074rs	);	63	月530 次	HORN JASON FRENTAL	20 S S S S S S S S S S S S S S S S S S S	83583
02570000614 0	217689	89	1388	HORN LAKE WATER ASSO	WORKS	\$403.25
060/5000614	116024 2177	7257	1388	HORNIJAKEWATERASSON	SEWER SWEENVAIER DIX JUIE III EUR SY 27 CAN ON \$470 ON	\$470.00 \$470.00
040614	0 218019	)19	10115	HOUGUE ALEX LANDEN		\$35.565 EXTENT
26093	0 7 2/1	82	21545	HUBSONIOE	IOUISMOKE TEST PROJECT \$630.00	\$630.00
ME610288MR	0 217655		888			至子,李孝章00000年8年
26079	05 142 1210 15 14 15 16 17	90 Mary 1899.	12847,543	NEORMATION INFORM	NCIC SUPPORT \$224.00	\$224.00
MARCH-2013	0 217569	908	14020		WADRII VANISIO WAAREEMENIE Y	1860000季夏季5
3083614	0.5 4 2/1/586 115648 217239	586 (1) - 2 (4) 739	949 <i>541</i>	NTEGRATEU GOMMUNIGATA	PAYMENT - PERIOD ENDING 09/30 \$2,398.30	\$2,398.30
0331145-2785-	1115650/	24	21428	NITERNATUREVENUE SERTA 4.4.	PAYMENT IST OTR 2014 TEST OF STATES	)(17.68)
500028638	0 217348		20490	INTERSTATE BATTERY S	BATTERIES - PARKS	24539334145354555 24539334145354555
KD1141123	0 = 2/7	704	127/14	TRONMOUNTAIN	SEUDRESIDERAGE SELVICIES INSTRUMENTALES \$450.00	\$450.00
29145	0 217429	(A. 42.7) 20.74 St.	4494	JR STEWART		\$295,00
040314		17455	21468	EFFERSON WILLIE		\$466.00
040514			3.4K84M7			通常主义表表 <b>27</b> /36
26162	0.55.55.50	00 (E) THE	21001124			以 1000 1000 1000 1000 1000 1000 1000 10

UND \$295.00	TOURNAMENT REFUND	LAUBACH CRAIG	21457	2/17/930	10	040614
SOCCER UMPIRE \$215.00	SOCCER UMPIRE	KLINGK MATTHEW KLINGK ZACHARY A	15544 15545	2/(8022 <u>3</u> ) 218023	0	040614 040614
SOCCER UMPIRE \$75.00	SOCCER UMPIRE	KIDDYROGENIA KLINCK ANDREW	21570 18073	<u>2</u> 107836 218021	0	26147. 040614
PARTS FOR IRRIGATION SYSTEM \$74.69	PARTS FOR IRRIGA	KARNJES VIOTORIA KEELING IRRIGATION	2 <u>158</u> 7 2768	217854 217411	0	26165 33 11 11 11 11 11 11 11 11 11 11 11 11 1
\$25.60	ISOURENEEDEN.	JONES RHONDAL - RE	20/d0] 21539	21/7985 217775	0	040614 To 100 100 100 100 100 100 100 100 100 10
\$25.60 \$25.60		JONES JOSEPH	21527	2180 <u>20</u> 217759	0	040614 14 15 26070
AEROBICS INSTRUCTOR \$540.00	AEROBICS INSTRUC	JOHNNY COUE MAN BUDRS JOHNSON CINDY	9672 4489	217802 217352	0	26/133**** 24/24******************************
\$110.83		JOHNNY COLEMAN BLDRS	9672 9672	217807 217805	0	26/1/8 26/1/6 26/1/6
\$105.48	THE PROPERTY OF THE PROPERTY O	JOHNNY COLEMAN BLDRS	9672	217929 - S 217811	0	040614 26122
COOP, LANDSCAPE \$1,536.17	SHOVELS, RAKES, SCOOP, LANDSCAPE RAKE RAKE	JOHN DEERE CO	295	217513 <u>1.</u> 217541		265858 265858 27406427
on Invoice Amnt  UMP TRUCK \$453.16	Invoice Description  DOOR PANEL FOR DUMP TRUCK	Vendor Name JIMMY GRAY CHEVROLET	<u>Vendor #</u> 887	<u>Voucher 3</u> 217262	nec	Invoice # 626601
Page 18 of 38				Docket D-041514	∞ ∄	City of Southaven Cla

City of Southaven Claims Docket Warrant #: C-041514 & D-0415	ims I	Docket D-041514				Invoice Amnt
Invoice #	Check#	Voucher #	Vendor#	Vendor Name	Invoice Description	\$1.37
26132	0	217821	21556	LEE RIDDLE- HOME REN		要なるののでは、一般のでは、
26073	0.	217762	215291 	LEEKE GALE LEHMAN ROBERTS CO	PATCHING	\$224.00
23835		217464	759	EEHVAN ROBERTS CO	PATCHING \$234,64 1	\$234.64 \$288.64
23802	0	217556	759	LEHMAN ROBERTS CO	FAICHING	等145000第三章
040614	0	2179314	18760	FINCHINGE CARRY	S111.77	\$111.77
26115	0	217804	19711	LIFESTYLE HOMES ILC		10 A
261357	0	217824	21559	EISHMANANN - THE STATE OF THE S	\$48 00 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	\$ 48 OO
040614	0	217986	17645	LITTLE JOSEPH	SCOREKEEPEK	Sando De Sando
0406 4	0	7/17987	2/135/12	THOYDHAURIE	SUBARREE FOR	\$585,00
040314	0	217457	21466		AND THE REPORT OF THE PROPERTY	<b>表 24 6 0 0 6 音 / 2 1 7</b>
040414	0.	218084)	4.8 <u>981</u>	NIOSANTEFIX	MS: \$63.52	\$63.52
26133	O	217822	21557		THE TAX TO THE PARTY OF THE PAR	李261250分表示
92645159	0.0	208046	12078	ATOURNILLEISTUGGER	SCOREKFEPER \$84.00	\$84.00
040614	0	217988	16895	LUNAMAND SAMAN II S		\$576,000
7.5902	0	217676		EMEMIEROMOTIONS	COMFORT COLOR TEE FOR RESELL \$459.00	\$459.00
75631	0	218059	. 3011		ANTENNIVABIRO SHIRTIS	\$939100
7.5398	O	21/37/2	100 July 100 S	M & M BROMOTIONS	GRANDKIDS/FIRST CHANCE SHIRTS \$768.00	\$768.00
75401	0	21/36/	. 11	NI C NI L L VOITE	WAS ENVIOUS CARLENBROOK SHIRTISME	\$800160 E
<u> </u>	1.0	2/Ta70#	30/11/8	WINDEROMOTIONS	GRANDKIDS/SNOWDEN SHIRTS \$300.60	\$300.60
75403	0	217368	3011	M&MPROMOTIONS		<b>53.73.74.0</b>
7534至其数35、65分	0.50	217366	30/1/1	Maniero Molifons		
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City of Southaven Claims Docket Warrant #: C-041514 & D-041	ns Docket & D-041514				rage to or oo
Invoice # Che		Vendor #	Vendor Name	Invoice Description	Invoice Amnt
75444 0	217365	3011	M & M PROMOTIONS	HENLEY SHIRTS	\$139.90
.5435	24/37/L 21/369	30/1/UE	M& M PROMOTIONS  M & M PROMOTIONS	SNOWDEN BASEBALL SHIRTS	\$7 <u>5</u> 9;00 \$600.00
	208060	1100	HWIS MEROMOTIONS LE	SWEATSHIRT BUANKET RESELLS ASSESSED SERVICES	1 3 3 00 00 T
75630	218058	3011	M & M PROMOTIONS	T SHIRTS FOR RESELL	ψ103.73
756325 - 2325 - 074	2[806]	3011	M&WIPROMOTIONS	TANKTOPSFOR RESELLER 1982 A 188240 00	业的"是S2401000"。 1
75454 0	217467	3011	M & M PROMOTIONS	UNIFORMS	\$489.82
26098463444650	2/7/87	8636	MAHOMES SEMONAM	\$4(12.62)	**************************************
1232 0	217698	18472	M2MANAGEMENT SOLUTIO	FLEET TRACKING SYSTEM	\$1,295.05
0401141	7. 217.293 - 12.	£21439 7 E	NADISONILONGHORNS AT THE	ESTOURNAMENT REFUND	285 JUL 285 JU
10008 0	217509	14117	MADISON SIGNS	PROSECUTORS MANUALS	\$1/1.00
01835981N-1-10	218041	1/34	FINAGNOLIABLECTRIC	WWW.OGAITBASE.	第19500年 第177 ED
0183738-IN 0	218040	734	MAGNOLIA ELECTRIC	MOGAL BASE	
188947	21747(1)	308)	MAINTENANGE SUPPLY	PAINTMARKERS KEVSTOCK; SITEEL	150 OA
040614 0	217932	1051	MALONE TERRY	TOURNAMENT UMPIRE	\$1,580.00
260800	21776954	21539	MANJIYANIAMEERALIYA		1000000000000000000000000000000000000
040614 0	217989	20371	MARTIN JEAN CALVERT	SCOREKEEPER	\$54.00
040614	生子生一之18009年末,是21592年	2/2/1592	MARTINITAUREN	SGOREKEEPER	\$ 00,000 PER
769 0	217713	1320	MARTIN MACHINE WORKS	MATERIALS	\$279.00
77.0	至于107703	1320	MARITIN MACHINE WORKS		\$388.00
040614 0	217933	13665	MARTINEZ STEVEN JR	TOURNAMENT UMPIRE \$321.00	\$321.00

26082	040614	04006074	040614	040614	26088	99	98,3	03281 <u>4</u> 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4	040614	687673 V	57775907	0327/14	14235	142303	14229	260945	26095	030744E-2016	09	Invoice #	City of Southaven Claims Docket Warrant #: C-041514 & D-041
	0	0.5	0			0	0.2	0			0	0	0	0.5	0	105	0			heck#	) Claims Docket 514 & D-041514
	217994	217992	217991	2179934	248020	218056	217418	217357		21/75//3; 21/75//3; 21/7990	218052	2175827	218069	217681	217680	217783	217784	217349	217442	Voucher #	et 1514
42 0 0 0 0 0	18597	18653	21415	2/1855	2/1586 2/1323	16884	16884	16884	3316884	/88/4 21342	1092	.; 2/1427	232	235	232	2]546	21546	13370	13370	Vendor#	
MODANIE	MCCULLAR	WECORMIC	MCCORM	011000M#	MCCLEND	MCARTHU	III MOARTHU	MCARTHU	MOARTHU	MAYO CHARLES	AADUI IVIN	MATHESO!	MATHESU	MATHESON	MATHESON	MASSEY H	MASSEY HOMES	MARYJEGAIN	MARY J. CAIN	Vendor Name	
II-DANIEI - 8-II	R MADISON	IGK/BRENNO	MCCORMICK BRAYDEN	Wegottērēhtwithwww	MCCLENDON MERRIAH	MCARTHUR MARGARE	JOARIHURIMARGARE	MCARTHUR MARGARE	MCARTHUR WARGARE		WALLDEVY BLIVDELY SO	HESONJAMES CO	MATHESON & ASSOC LEG	MATHESON&ASSOCIUO	MATHESON & ASSOC LLC	MASSEY HOMES BLOGR	OMES BLDGR	N	Ž	ame	
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	SCORERECTOR	SCOREK	SCOREKEEPER	SCOREX	SOCCER	ARIILA	ARIGILACHER	ART INST	ARTINO	SCOREKE	WATES	MS COUR	A GASH RO	ALARM SY	ALARM SE			LINE DAN	LINE DANCE CUXO	Invoice F	
			EEPER		SOCCER UMPIRE		AIRTEACHER	T INSTRUCTOR	INSTRUCTOR :	OREKEEPER	SESHORALU	T RULES 2014	VIDIREHUNDIS	STEM REPAIL	RVICES FOR			EDANG INDIA OG LOIX		Invoice Description	on Fintion
											STATIONS	SUPPLEMEN		ARM SYSTEM REPAIR AT COLLEGE RD	PAC	BAC SALES			700 TO THE		
	\$ \$36.7°	\$12.00	\$60.00	37,572,000	\$60.00	10 mis 20 72 mis 50	\$105.00	\$105.00	34.5105.00 E	\$36.00	WITRESSESHORALLSTATIONS	COURT RULES 2014 SUPPLEMENT \$21.44	\$500.0	ARM SYSTEM REPAIR AT COLLEGE RD \$95.00	三音 圣 \$ 16524	\$1,049,00	\$12.03		00 <u>:00</u>	\$60.00	lnvo <b>i</b> c
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Invoice # Check# 26166 0	<u>ck# Voucher#</u> 217855	<u>Vendor #</u> 21588	Vendor Name MCGAUGHY ANDREW		\$29.58
2676712 2 1 0 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	217354	21588*** 13302	MOGREGOR BILLEY MCMULLIN GLORIA	LINE DANCE INSTRUCTOR	\$4.05 \$240.00
04081/4 July 0	217678 217610	16393 18772	MEARS HAROLO MEDICAL ACCOUNTS REC	EMS BILLING SERVICES - MARCH \$4,648.10	\$25,000 \$4,648.10
0403.14/13/2 18/0	21/868 21/572 21/572	18567 S 12750	MEMPHIS BARBEGUEGO TO MEMPHIS COMMUNICATIO	SPRINGFEST 2014-101TVOF SOUTHAVEN PAVILION - CAMERA \$250.00	\$5 <u>744180</u> \$250.00
73351 0	217310 217281	21456 8159	MEMPHIS NATIONAUS  MEMPHIS READY MIX	**************************************	\$2950 <u>0</u> \$153.00
73483 103 103 103 103 103 103 103 103 103 10	217223 4 217593	8/159 19268	MENTAL HEALTH SERVIC	PATE - PRE EMP. SCREENING \$195.00	\$195.00
3440]]] 96806 0	217285	2/1392 354	METER SERVICE AND SU	(STOCK 3/4" WATER MTR) 3/4" WA \$8,450.00	\$8,450.00
196839 0 U	217436 217435	354 354	METER SERVICE AND SU	HERSEY METER \$297.00	\$297.00
196903: 15 15 15 10 15 10 15 15 15 15 15 15 15 15 15 15 15 15 15	217430 217433	354 354	METER SERVICE AND SU	STOCK MATERIALS	\$626.65
927.14.15.5.7.7.0.0.0.0.0.0.0.0.0.0.0.0.0.0.0.0.	717346 717780	21465 21435	MID SOUTH BLUES	SPORTS:REFUND \$295.00	\$ <u>55:00</u> \$295.00
464558	2/17332 31 2/17334	6685	MID SOUTH DIGITAL	S	\$47 <u>6.52</u> \$97.36
		TANK ARTES		15-14A7768-711H-FLOOR-15-15-15-15-15-15-15-15-15-15-15-15-15-	\$22,83,3

Vendor #         Vendor Name         Invoice Description         Invoice Amnt           6885         MID SOUTH DIGITAL         #A1776 - SFD STATION 3         \$3.86           6885         MID SOUTH DIGITAL         #A1776 - SFD STATION 3         \$3.86           6885         MID SOUTH DIGITAL         #A2388 - CLERKS OFFICE         \$23.41           6885         MID SOUTH DIGITAL         #A2388 - CLERKS OFFICE         \$23.41           6885         MID SOUTH DIGITAL         #A2387 - COURT         \$3.59           6885         MID SOUTH DIGITAL         #A2787 - SFD         \$4.37           6885         MID SOUTH DIGITAL         #A3887 - SFD         \$190.66           6885         MID SOUTH DIGITAL         #A3887 - SFD         \$25.59           6885	5705023274	27267 0 217728	217	612688 0 217283	82811A-1 0 217448	464634 0 21/336 83205A 2008	100 - 100 -	464587 464918 0 217335	461497. 0 217333 0 464535 0 217333	464460 0 217344 6	464b042 464441 0 217343 6	02 (207342) 3 0 217337	764502 464462 0 217331 6	City of Southaven Claims Docket         Warrant #: C-041514       & D-041514         Invoice #       Check#       Voucher #       ½         464466       0       217338       6
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City of Southaven Claims Docket	ocket				Page 24 of 38
Invoice # Check#	5	Vendor#	Vendor Name	Invoice Description PHONE SERVICE	Invoice Amnt \$180.00
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City of Southaven Claims Docker Warrant #: C-041514 & D-041	D-041514			Invoice Description	Invoice Amnt
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064203	517,474	111501	RNAPA GENUINE PARTS 62 12	\$64.50	\$64.50
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	Page 26 of 38				Docket D-041514	aims &	City of Southaven Claims Docket Warrant #: C-041514 & D-041	

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## Minutes, City of Southaven, Southaven, Mississippi

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	WATERIAUS FOR SHOP	HOMPSON MACHINERY	715	0 217716	60C907203	
T	MATERIALS FOR SHOP	A LINE ON MACHINERY		0 114 21/685	PG60058847/3	
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	MATERIALS FOR SHOP	THOMPSON MACHINERY	746		300907210	
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	MATERIALS FOR SHOP			neck#	nvoice #	
		Vendor <u>Name</u>	r# Vendor#	ρ	)-U4'15	
	Invoice Amnt			sims	ity of Southaven Claims Docket	
	Page 34 of 38					

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97557 <b>7</b>	100516-000 106581-00	100517-00	105500-00	103403300	040614	040(1)4-3 26088	5927,9 3 4 1 1 2 3 3 3 0	58841 58418	04071/A TC3551	3565QB	:ity of Southaven Clavarrant #: C-041514  nvoice # C
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) (18.5)		21 21	217581 217600	2 <u>17</u> 217	2180 <u>04</u> 218005	217777 217777	2///4/79 217478	2/767 21747	217642 217274	218077 217518	Docket D-041514 k# Voucher# 217692
7576	217578	1760/ 217594	217581 217600	117603 217602	)04 )05	777	79 78	3 ::= : : : : : : : : : : : : : : : : :			
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	NOINU	ONION	NOINU	/ NOINO	TWEED	TRZCINS	TRI-STAT	TRI-STATI	TRI-STAR	TRI FIRMA	Vendor Name TRI FIRMA
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ALCO MICHIGAN	S S	S				SR					
	30 30	30	305	300 308	SCC 300	Soci	TROI	NAMI TIJAR	HVAC	STARI	Invoic INFRA REPAI
20 1 2 2 3 3 3 3 5 5 5 5 5 5 5 5 5 5 5 5 5 5	94 - PADS &	59-ROTOR A	58-PADS 59-©ALIPER	8-THERMOS	)REKEEPER BPADS	REKEEPER	TROPHIES	E PLATES	MAINTENAI STMAS PLAC	STARLANDING WEST OF 51  GITN OWNED BUILDING SHOULD!!  GERNANIC BERM!	Invoice Description INFRASTRUCTURE PROJECT REPAIRS TO TOWER DRIVE
ST THE CHARLES IN THE COMMENT	ROTORS	SSY & BRAK		TAT SY/BEUT/III			EFUND)		ICE JE WAYORIS	ST OF 51	lion PROJECT
		E PAUS		IERWOSTAT		S@OREKEEDER		NAME PLATES	HVAC MAINTENANCE  GHRISTMAS FIVAGE WAYORIS CHOICE  J'ST ONLO	ULD HAVE	
ATTITUTE TO THE PARTY OF THE PA	3094 - PADS & ROTORS 3092 PADS WROTORS	3059-ROTOR ASSY & BRAKE PAUS 3097-ROTORS WIPADS \$155.58	3058-PADS 3069-CALIPER \$140.05	\$11./1 3008-THERMOSTAT 3057-TPUMPASSY BEUTTHERMOSTAT	SCOREKEEPER 3008 PADS	36,00 <i>%</i>	TROPHIES \$298.00 \$11.30	\$34 <u>5.90</u> \$799.25	\$253!50	STARLANDING WEST OF 51  STARLANDING WEST OF 51  STARLANDING SHOULD HAVE \$88,00  \$120,00	Invoice Amnt \$1,610.29 \$2,838.22
											mnt

	040214 0 217863 21478 VOSBUKT OFFE \$409.99  040214 0 217622 21471 W.L. CONSTRUCTION SUP SAW - DIAMOND BLADE \$5.00 5.	9722430092 0 207531 VERIZON WIRELESS 9722430092 0 207553 VERMEER MIDSOUTH INC GLOVES, MISC., MAINT. MATERIALS \$79.80 266206 0 217266 21107 VERMEER MIDSOUTH INC SPRINGFEST 2014 COLE VOSBURY \$3.750,00	) )	TOURNAMENT REFUND	MOURNAMENTREEUND	Socoerumpire	HVAC SERVICES			24777.10 <u>M114 UNION AUTO PARTS</u> 0 217380 1114 UNION AUTO PARTS	Invoice Description 3096-PADS & ROTORS	Раде
The second secon	\$409.99 \$5,00	\$79.80 \$3//50.00	\$110.36 \$224.80	\$295.00 \$49101	\$10.96 \$79.600	\$50.00 \$60,000	\$140.00 \$598 <i>201</i>	\$1,393.32 \$33/448/00		\$33.86 \$46,10	Invoice Amnt \$348.34	Page 36 of 38
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City of Southaven Claims Docket Narrant #: C-041514 & D-041	‰ Smi	Docket D-041514				9
Invoice #	ıeck#	Voucher#	Vendor#	Vendor Name	Invoice Description	<u>Invoice Amnt</u>
040614		218006	20076	WAMMACK TUCKER	SCOREKEEPER	\$30.00
26089		21777.8	21542	WANG JUNI 1975 TANKAN T	**************************************	\$3 <u>630</u> \$187.00
040614	c	711902	100.10			SEAN STORES
040614 3216821	0	217963 217487	(18966) 8127	WASTE CONNECTIONS OF	3376 NAIL - SNOWDEN	\$788.72
07/603/4		217488	8.127	WASTE CONNECTIONS OF A	4700)STATELINE RD9 SOCCERFIEUD 4 5135150	18/18/18/18/18
3216714	0	217490	8127	WASTE CONNECTIONS OF	ARENA	\$133.01
217592 - 18		21808114	-81274	WASTE CONNECTIONS OF	DUMPSTER 4	\$127,05
217460	0	218082	8127	WASTE CONNECTIONS OF	DUMPSTER	\$282.54
2/14/266	0,5	217465	8127	WASTETCONNECTIONS OF	GOIL GOURSE	\$\$63;203;44-5; 14:11:31:32:33
218246	0	217679	8127	WASTE CONNECTIONS OF	RECYCLING SERVICES	\$44,128.90
M4236	0.	2)17489	8127	WASTE CONNECTIONS OF THE	SNOWDENIGROVESPARIOBLDG 14. 18. 18. 19. 109.	15/1095
11014	115647	217235	8127	WASTE CONNECTIONS OF	BILLING RESOLUTION - CONTRACT AGREEMENT	\$42,907.09
107 <u>7</u> 14 = 1417701	0.	217404	14380	WATKING MARKS 18-3 THE STATE OF	REIMBURSEMENTFOREMS DRIVERS \$35.49	\$35.49
032814	0	217481	2084	WEATHERFORD RICHARD	REIMBURSEMENT FOR EMS LICENSE	\$58.79
F - 1 190k	¥ 20 €	至1796年至	8692	WEIGHHENRYAU	TO URNAMENTAUMPIRE (5-3-5-3-3-3-3-2-3-2-15-002-1-	\$215,000
26110	0	217799	19643	WESTIN HOMES, LLC.		\$111.77
2609/1-33555	**************************************	21 <u>177</u> 80k 5	2410	WHEELERICONSTITUTE		#\$59.715 SEC.
040114	0	217297	21443	WHITE TOLLIE	TOURNAMENT REFUND	\$295.00
7/200里里美		21/3735	E111134 V		RATIVE EIDS	\$95.00=
	大小は多数は世紀		, C. P.	WHITFIELD	ELEC. SERVICE AT PAC	\$407.09
35958	0	217686	11134			

040414	26058 0 218008 040614 0 218008	040614 0 217965	040614 0 218055 90 0 218055	26069 218050 42310 0 218050	040314 0 26149 0 277838	040114 040214 0 217862	35956 0 217707	ity of Southaven Claims Docket  ### Aurrant #: C-041514 & D-041514    1/20
14006	20755	17.98() 11652	19340 15915	22/15/26	21572	27(454 3 17352	11134 11134	Vendor#
TO ANUMENT OF THE PROPERTY OF	YANIK STEPHANIE	WRENN DALE	WISEMAN CYNTHIA	WILLIAMS, PITTS & BE	WILLIAMS CLIFFORD-R	WILLIAM MORRIS ENDEA	WHITFIELD	Vendor Name WHITFIELD
WOODCARPET FOR USE AT SNOWDEN \$2,614.00	\$90.00 SCOREKEEPER ROJA GLANIJAB TIRAINING NIMERIDIAN \$246.00	TOURNAMENT UMPIRE	BICS BKEEPER No. 1977	PROFESSIONAL FEES	JAMEY-10HNSUNA	SPRINGFEST 2014 - DEPOSIT FOR COLE \$3,750.00 VOSBURY SPRINGEST 2014 - DEPOSIT FOR COLE \$3,750.00	\$204.00 SAKRETE, LABOR TOURNAMENT REFUND	Invoice Description ELECTRICAL MAINT.
\$2,614.00	\$90.00 \$246.00	\$337.00 \$36 <i>717</i> 33	\$180.00	\$50,707.50 \$199,00	\$15.41 \$2603	\$3,750.00 \$3,750.00	\$204.00 . \$296.00	Invoice Amnt \$291.97

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Total Invoices Paid on this Docket: \$1,152,968.99

## City of Southaven Docket of Claims



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S6439	SI5892	S15173	P3 <u>5</u> 767	P35582	P)84129	P133891	P134704	SI5975	<u>Si6098</u> ;	SI6128	F184619	PI34317	Invoice#
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218034	217325	218035	218037	218036	217,320	217321	2/17/32/3	217327	217326	217322	217319	217324	Voucher #
223	223	223	229	223	223	223	223	223	228	223	223	223	Vendor#
CROWS TRUCK SERVICE	CROWS TRUCK SERVICE	CROWS TRUCK SERVICE	CROWS TRUCK SERVICE	CROWS TRUCK SERVICE	GROWS TRUCK SERVICE	CROW'S TRUCK SERVICE	GROWSTRUCK SERVICE-	CROWS TRUCK SERVICE	CROWS TRUCK SERVICE	CROW'S TRUCK SERVICE	GROWS/TRUCK/SERVICE	CROW'S TRUCK SERVICE	Vendor Name
	T3 VIS LOOT INSPECTIONS:	REPAIRS TO CREW TRUCK 869	MATERIALS FOR SHOPE	MATERIALS FOR SHOP	HYDRAULIC O'RINGESTREET DEPTI	HUDRAULIC FITTINGS - STREET DEPT	FIAPPERS.	ENGINE 3	E7 CAB LEAK	E3 FUEL LINE LEAK	GREDIT	ANITFREEZE	Invoice Description
\$104.00	\$2,336,39,	\$1,264.20	\$135.08	\$59.04	\$8.00	\$47.42	\$5/168	\$2,555.87	\$58912461500	\$704.21	\$ <u>2</u> 4(08)	\$198.38	<u>Invoice Amnt</u>

Total Invoices Paid on this Docket: \$8,029.43