



**MEETING OF THE MAYOR AND BOARD OF ALDERMEN  
SOUTHAVEN, MISSISSIPPI  
CITY HALL  
OCTOBER 2, 2012  
6:00 p.m.  
AGENDA**

1. Call To Order
2. Invocation
3. Pledge Of Allegiance
4. Approval Of Minutes: September 18, 2012
5. Tabled Motion: UrbanArch Contract
6. Emergency Purchase
7. Resolution/Contract To Purchase Property Located at 7980 Swinnea Road
8. Resolution To Clean Private Property
9. Planning Agenda: Item #1 Design elevations for Family Dollar on the northeast corner of W.E. Ross Pkwy and Church Road  
Item #2 Application by Tonya Beason for subdivision approval to revise Sawyer Estates Subdivision on the south side of Swinnea Lakes Drive, west of Swinnea  
Item #3 Application by WFR, LLC to rezone 10.38 acres of property on the north side of Goodman Road, east of Tchulahoma Road from Agricultural to Planned Commercial  
Item #4 Application by WFR, LLC for subdivision approval of a two lot subdivision on the north side of Goodman Road, east of Tchulahoma Road  
Item #5 Design elevations for Freds Store and Pharmacy on lot 1 of the Freds Goodman Subdivision on the north side of Goodman Road, east of Tchulahoma  
Item #6 Application by Mid-South Outlet Shops, LLC to amend the PUD text for the Plum Point Planned Unit Development Areas B, H and I on the north side of Church Road, on both the east and west sides of I-55  
Item #7 Application by WCA Development, LLC for subdivision approval of Plum Point Area H lots 1-7 on the north side of Church Road, east of I-55
10. Information Technology Department- Internet Service
11. Mayor's Report
12. Citizen's Agenda
13. Personnel Docket
14. Committee Reports
15. City Attorney's Legal Update
16. Old Business
17. Progress Reports
18. Claims Docket
19. Personnel & Litigation

Any citizen wishing to comment on the above items may do so. Items may be added to or omitted from this agenda as needed.

# Minutes, City of Southaven, Southaven, Mississippi



MEETING OF THE MAYOR AND BOARD OF ALDERMEN  
SOUTHAVEN, MISSISSIPPI  
CITY HALL  
SEPTEMBER 4, 2012  
6:00 p.m.  
AGENDA

1. Call To Order
2. Invocation
3. Pledge Of Allegiance
4. Approval Of Minutes: August 21, 2012
5. Resolution Authorizing And Directing The Issuance Of General Obligation Water And Sewer Refunding Bonds
6. Resolution Adopting Additional Court Cost
7. Resolution To Clean Private Property
8. Resolution for Siemens
9. Fire Permit and Penalty Resolution Amendments
10. Adoption of Tax Levy
11. Adoption of 2012-2013 Budget
12. Adoption of Redistricting Wards
13. Planning Agenda: Item #1 Application to revise Rasco Hills Subdivision Section "E" on the south side of Stateline Road, east of Horn Lake Road  
Item #2 Application for a one lot subdivision on the northwest corner of Starlanding Road and Getwell Road in the Cherry Tree Planned Unit Development
14. Mayor's Report
15. Citizen's Agenda
16. Personnel Docket
17. Committee Reports
18. City Attorney's Legal Update
19. Old Business
20. Progress Reports
21. Claims Docket
22. Personnel & Litigation

Any citizen wishing to comment on the above items may do so. Items may be added to or omitted from this agenda as needed.

# Minutes, City of Southaven, Southaven, Mississippi

## MINUTES OF THE REGULAR MEETING OF SEPTEMBER 4, 2012 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 4<sup>th</sup> day of September, 2012 at six o'clock (6:00) p.m. at City Hall.

### **Present were:**

Greg Guy	Alderman At Large
Lorine Cady	Alderman, Ward 1
Ronnie Hale	Alderman, Ward 2
George Payne	Alderman, Ward 3
William Brooks	Alderman, Ward 4
Ricky Jobes	Alderman, Ward 5
Randall Huling, Jr.	Alderman, Ward 6

Also present were Sheila Heath, City Clerk, Chris Wilson, City Administrator and Nick Manley, City Attorney. Approximately thirty (30) other people were present.

Mayor Davis called the meeting to order. Alderman Cady led in prayer. Mayor Davis asked for a moment of silence for the Lipscomb family, for the loss of Cindy Lipscomb who passed away. She was one of the biggest benefactors of the DeSoto Family Theater. She has made a huge impact on our community as a whole. She will be greatly missed. Next, was the Pledge of Allegiance led by Alderman Hale. Next, a motion was made by Alderman Cady to approve the minutes of the regular meeting of August 21, 2012 with any corrections, deletions, or additions necessary. There being no corrections, deletions, or additions, the motion was seconded by Alderman Huling. Motion was put to a vote and passed unanimously.

### **PERSONNEL & LITIGATION**

Next, motion was made by Alderman Guy to move for a closed determination of the issue on whether or not to declare an Executive Session. Motion was put to vote and passed unanimously. Alderman Guy made the motion to go into Executive Session for the purpose of discussing Personnel city wide. Motion was seconded by Alderman Brooks. Motion was put to a vote by the raise of hands and passed unanimously.

Mayor Davis called the meeting back to order.

# Minutes, City of Southaven, Southaven, Mississippi

## RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF GENERAL OBLIGATION WATER AND SEWER REFUNDING BONDS.

Alderman Guy made the motion to "RESOLUTION AUTHORIZING AND DIRECTING (I) THE ISSUANCE OF (A) GENERAL OBLIGATION WATER AND SEWER REFUNDING BONDS, SERIES 2012, OF THE CITY OF SOUTHAVEN, MISSISSIPPI" Motion was seconded by Alderman Cady. Mr. Demery Grubbs reported that the city's existing debt has a 2003 water and sewer bond at \$2,750,000.00, a 2004 GO bond that will be refinanced at \$2,985,000.00 and. The current rate of the 04 bond is 3.6% to 4% and will refinance at 1.8% and the 03 water and sewer bonds currently the rates are at 3.5% - 4.125 and he is proposing a rate of about 1.75%. Mr. Grubbs stated that the combined saving will be approximately \$890,000.00.

The Mayor and Board of Aldermen of the City of Southaven, Mississippi (the "City"), took up for consideration the matter of adopting this resolution in connection with the issuance of not to exceed (a) \$3,400,000 General Obligation Water and Sewer Refunding Bonds, Series 2012 of the City and (b) \$3,200,000 General Obligation Refunding Bonds, Series 2012A of the City.

**RESOLUTION AUTHORIZING AND DIRECTING (I) THE ISSUANCE OF (A) GENERAL OBLIGATION WATER AND SEWER REFUNDING BONDS, SERIES 2012, OF THE CITY OF SOUTHAVEN, MISSISSIPPI (THE "CITY"), IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED THREE MILLION FOUR HUNDRED THOUSAND DOLLARS (\$3,400,000) (THE "SERIES 2012 BONDS") TO RAISE MONEY FOR THE PURPOSE OF CURRENT REFUNDING A CERTAIN OUTSTANDING AMOUNT OF THE CITY'S \$4,500,000 COMBINED WATER AND SEWER SYSTEM REVENUE BONDS, SERIES 2003, DATED DECEMBER 1, 2003 (THE "2003 WATER AND SEWER BONDS"); AND (B) GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012A, OF THE CITY IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED THREE MILLION TWO HUNDRED THOUSAND DOLLARS (\$3,200,000) (THE "SERIES 2012A BONDS" AND TOGETHER WITH THE SERIES 2012 BONDS, THE "BONDS") TO RAISE MONEY FOR THE PURPOSE OF ADVANCED REFUNDING A CERTAIN OUTSTANDING AMOUNT OF THE CITY'S \$4,500,000 GENERAL OBLIGATION BONDS, SERIES 2004, DATED DECEMBER 1, 2004 (THE "2004 BONDS"); (II) THE PAYMENT OF COSTS OF ISSUANCE OF THE BONDS; AND (III) FOR RELATED PURPOSES.**

**WHEREAS**, the Mayor and Board of Aldermen of the City, acting for and on behalf of said City, hereby finds, determines, adjudicates and declares as follows:

1. (a) In addition to any words and terms elsewhere defined herein, the following words and terms shall have the following meanings, unless some other meaning is plainly intended:

# Minutes, City of Southaven, Southaven, Mississippi

"Act" shall mean Sections 31-27-1 et seq, of the Mississippi Code of 1972, as amended. "Act of Bankruptcy" shall mean the filing of a petition in bankruptcy or insolvency by or against the City under any applicable bankruptcy, insolvency, reorganization or similar law, now or hereafter in effect.

"Agent" shall mean any Paying Agent or Transfer Agent, whether serving in either or both capacities, and herein designated by the Governing Body.

"Authorized Officer" means the Mayor of the City, the Clerk of the City and any other officer designated from time to time as an Authorized Officer by resolution of the City, and when used with reference to any act or document also means any other Person authorized by resolution of the City to perform such act or sign such document.

"Beneficial Owner" or "Beneficial Owners" shall mean, whenever used with respect to a Bond, the person in whose name such Bond is recorded as the Beneficial Owner of such Bond by a DTC participant on the records of such DTC participant, or such person's subrogate.

"Bond" or "Bonds" shall mean together, the Series 2012 Bonds and the Series 2012A Bonds.

"Bond Counsel" shall mean Butler, Snow, O'Mara, Stevens & Cannada, PLLC, Ridgeland, Mississippi. "Bond Purchase Agreement" shall mean the Bond Purchase Agreement, by and between the City and the Underwriter, dated the date of sale of the Bonds.

"Bond Resolution" shall mean this resolution.

"Bondholder" or "Bondholders" or "Holder" or "Holders" or any similar term shall mean the registered owner of any Bond.

"Book-Entry System" means a book-entry system established and operated for the recordation of Beneficial Owners of the Bonds as described in Section 2 herein.

"Callable Bonds" shall mean together the Callable Water and Sewer Bonds and the Callable 2004 Bonds.

"Callable Water and Sewer Bonds" shall mean the 2003 Water and Sewer Bonds maturing in the years 2013 through 2023, both inclusive.

"Callable 2004 Bonds" shall mean the 2004 Bonds maturing in the years 2015 through 2024, both inclusive.

"City" shall mean the City of Southaven, Mississippi.

"Clerk" shall mean the City Clerk of the City.

"County" shall mean DeSoto County, Mississippi.

"Direct Participant" means a broker-dealer, bank or other financial institution for which the Securities Depository holds Bonds as a securities depository.

"DTC" means The Depository Trust Company.

"DTC participant" or "DTC participants" shall mean any participant for whom DTC is a Security Depository Nominee.

"Escrow Agent" shall mean any bank, trust company or other institution hereafter designated by the Governing Body for the payment of the principal of and interest on the Refunded 2004 Bonds, and shall initially be The Peoples Bank, Biloxi, Mississippi.

# Minutes, City of Southaven, Southaven, Mississippi

"Escrow Agreement" shall mean that Escrow Agreement dated the date of delivery of the Series 2012A Bonds by and between the City and the Escrow Agent, providing for the refunding of the Refunded 2004 Bonds.

"Escrow Fund" shall mean the Escrow Deposit Fund established pursuant to the Escrow Agreement to pay the principal of and interest on the Refunded 2004 Bonds.

"Escrow Requirement" shall mean the sale proceeds of the Series 2012A Bonds deposited in the Escrow Fund and used to refund the Refunded 2004 Bonds as provided in the Escrow Agreement.

"Financial Advisor" shall mean Government Consultants, Inc., Jackson, Mississippi.

"Governing Body" shall mean the Mayor and Board of Aldermen of the City.

"Indirect Participant" shall mean a broker-dealer, bank or other financial institution for which the Securities Depository holds Bonds as a securities depository through a Direct Participant.

"Letter of Representations" shall mean the blanket issuer letter of representations from the City to DTC under the Book-Entry System.

"Mayor" shall mean the Mayor of the City.

"Paying Agent" shall mean any bank, trust company or other institution whether designated by the Bond Resolution or hereafter designated by the Governing Body to make payments of the principal of and interest on the Bonds, and to serve as registrar and transfer agent for the registration of owners of the Bonds, and for the performance of other duties as may be specified by the Bond Resolution or hereafter specified by the Governing Body and shall initially be The Peoples Bank, Biloxi, Mississippi.

"Person" shall mean an individual, partnership, corporation, trust or unincorporated organization and a government or agency or political subdivision thereof.

"Project" shall mean the Series 2012 Project and the Series 2012A Project.

"Record Date" shall mean, as to interest payments, the 15th day of the month preceding the dates set for payment of interest on the Bonds and, as to payments of principal, the 15th day of the month preceding the maturity date thereof or the date set for redemption.

"Record Date Registered Owner" shall mean the Registered Owner as of the Record Date.

"Refunded Bonds" shall mean together, the Refunded Water and Sewer Bonds and the Refunded 2004 Bonds.

"Refunded Water and Sewer Bonds" shall mean the 2003 Water and Sewer Bonds which mature in the years 2012 through 2023, both inclusive.

"Refunded 2004 Bonds" shall mean the 2004 Bonds which mature in the years 2015 through 2024, both inclusive.

"Refunding Project" shall mean together the Series 2012 Refunding Project and the Series 2012A Refunding Project.

# Minutes, City of Southaven, Southaven, Mississippi

"Registered Owner" shall mean the Person whose name shall appear in the registration records of the City maintained by the Transfer Agent.

"Securities Depository" means The Depository Trust Company and any substitute for or successor to such securities depository that shall maintain a Book-Entry System with respect to the Bonds.

"Securities Depository Nominee" means the Securities Depository or the nominee of such Securities Depository in whose name there shall be registered on the registration records the Bonds to be delivered to such Securities Depository during the continuation with such Securities Depository of participation in its Book-Entry System.

"Series 2012 Bonds" shall mean the not to exceed \$3,400,000 General Obligation Water and Sewer Refunding Bonds, Series 2012 of the City authorized and directed to be issued in this Bond Resolution.

"Series 2012A Bonds" shall mean the not to exceed \$3,200,000 General Obligation Refunding Bonds, Series 2012A of the City authorized and directed to be issued in this Bond Resolution.

"Series 2012 Project" shall mean providing funds for the Series 2012 Refunding Project and paying the costs of issuance of the Series 2012 Bonds.

"Series 2012A Project" shall mean providing funds for the Series 2012A Refunding Project and paying the costs of issuance of the Series 2012A Bonds.

"Series 2012 Refunding Project" shall mean providing funds which funds, together with certain Transferred Proceeds, will be sufficient for the current refunding of the Refunded Water and Sewer Bonds, including funds for the redemption price of the Callable Water and Sewer Bonds.

"Series 2012A Refunding Project" shall mean providing funds for the advanced refunding of the Refunded 2004 Bonds, including funds for the redemption price of the Callable 2004 Bonds.

"System" shall mean the combined water and sewer system of the City.

"Transfer Agent" shall mean any bank, trust company or other institution hereafter designated by the Governing Body for the registration of owners of the Bonds and for the performance of such other duties as may be herein or hereafter specified by the Governing Body and shall initially be The Peoples Bank, Biloxi, Mississippi.

"Transferred Proceeds" shall mean the funds transferred from the 2003 Water and Sewer Debt Service Fund and the 2003 Water and Sewer Debt Service Reserve Fund for the 2003 Water and Sewer Bonds to the 2003 Water and Sewer Paying Agent to provide a portion of the funds to effectuate the refunding of the Refunded Water and Sewer Bonds.

"Underwriter" shall mean Stephens Inc., Little Rock, Arkansas.

"2003 Water and Sewer Bonds" shall mean the City's \$4,500,000 Combined Water and Sewer System Revenue Bonds, Series 2003, dated December 1, 2003.

"2003 Water and Sewer Bond Resolution" shall mean the Bond Resolution, adopted by the City, in connection with the 2003 Water and Sewer Bonds..

"2003 Water and Sewer Paying Agent" shall mean BancorpSouth Bank, Jackson, Mississippi.

# Minutes, City of Southaven, Southaven, Mississippi

"2004 Bonds" shall mean the City's \$4,500,000 General Obligation Bonds, Series 2004, dated December 1, 2004.

"2004 Bond Resolution" shall mean the Bond Resolution, adopted by the City, in connection with the 2004 Bonds.

"2004 Paying Agent" shall mean The Peoples Bank, Biloxi, Mississippi.

"2012 Bond Fund" shall mean the City of Southaven, Mississippi General Obligation Refunding Bonds, Series 2012, 2012 Bond Fund provided for in Section 13 hereof.

"2012 Costs of Issuance Fund" shall mean the City of Southaven, Mississippi General Obligation Refunding Bonds, Series 2012, 2012 Costs of Issuance Fund provided for in Section 14 hereof.

"2012A Bond Fund" shall mean the City of Southaven, Mississippi General Obligation Refunding Bonds, Series 2012A, 2012A Bond Fund provided for in Section 13 hereof.

"2012A Costs of Issuance Fund" shall mean the City of Southaven, Mississippi General Obligation Refunding Bonds, Series 2012A, 2012A Costs of Issuance Fund provided for in Section 14 hereof.

(b) Words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders. Unless the context shall otherwise indicate, words and terms herein defined shall be equally applicable to the plural as well as the singular form of any of such words and terms.

2. The City is authorized under the provisions of the Act to issue its Bonds to fund the Project. It is advisable and in the public interest to issue the Bonds for the purpose stated herein.

3. The estimated cost of the (a) Series 2012 Project is not to exceed Three Million Four Hundred Thousand Dollars (\$3,400,000) and (b) Series 2012A Project is not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000).

4. The Governing Body recognizes that the current low interest rate environment provides an opportunity to realize savings from the issuance of the Bonds, and the Governing Body further realizes that the Governing Body must move expeditiously to accomplish the greatest savings possible by the issuance of the Bonds.

5. In that the bond market is volatile, the Governing Body needs to authorize the negotiated sale of the Bonds to the Underwriter, subject to the satisfaction of the conditions as hereinafter set forth in Section 26 and authorizes the Mayor and Clerk to execute the Bond Purchase Agreement, prior to a scheduled meeting of the Governing Body in order to maximize the savings to the City regarding the issuance of the Bonds.

6. The City recognizes that in order to prepare the necessary offering documents it is in the best interest of the City to employ and authorize Bond Counsel and Financial Advisor to prepare and distribute all necessary documents and resolutions and to do all things required in order to negotiate the sale of the Bonds to the Underwriter and effectuate the issuance of such Bonds. No fee will

# Minutes, City of Southaven, Southaven, Mississippi

be due to Butler, Snow, O'Mara, Stevens & Cannada, PLLC or Government Consultants, Inc. unless the Governing Body approves the issuance of the Bonds.

7. It is necessary to approve the execution of the Preliminary Official Statement, to be dated the date of distribution thereof (the "Preliminary Official Statement") for the sale of the Bonds and the distribution thereof to prospective purchasers of the Bonds.

8. It is necessary to approve the form of and execution of the Bond Purchase Agreement with regard to the sale of the Bonds.

9. It is necessary to approve the form of, execution and distribution of an Official Statement, to be dated the date of execution of the Bond Purchase Agreement (the "Official Statement") for the Bonds.

10. It is necessary to approve the Escrow Agent and the form and execution of the Escrow Agreement for the Refunded Bonds.

11. It is necessary to authorize the Mayor or Clerk of the City to provide a written notification to the 2003 Water and Sewer Paying Agent and the 2004 Paying Agent of the current refunding of the Refunded Water and Sewer Bonds and the advanced refunding of the Refunded 2004 Bonds.

12. It has now become necessary to make provision for the preparation, execution and issuance of said Bonds.

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

**SECTION 1.** In consideration of the purchase and acceptance of any and all of the Bonds by those who shall hold the same from time to time, this Bond Resolution shall constitute a contract between the City and the Registered Owners from time to time of the Bonds. The pledge made herein and the covenants and agreements herein set forth to be performed on behalf of the City for the benefit of the Registered Owners shall be for the equal benefit, protection and security of the Registered Owners of any and all of the Bonds, all of which, regardless of the time or times of their authentication and delivery or maturity, shall be of equal rank without preference, priority or distinction.

**SECTION 2. (a)** The Bonds shall initially be issued pursuant to a Book-Entry System administered by the Securities Depository with no physical distribution of Bond certificates to be made except as provided in this Section 2. Any provision of this Bond Resolution or the Bonds requiring physical delivery of the Bonds shall, with respect to any Bonds held under the Book-Entry System, be deemed to be satisfied by a notation on the Registration Records maintained by the Paying Agent that such Bonds are subject to the Book-Entry System.

**(b)** So long as a Book-Entry System is being used, one Bond in the aggregate principal amount of the Bonds and registered in the name of the Securities Depository, the Securities Depository Nominee and the Participants and Indirect Participants will evidence beneficial ownership of the Bonds in authorized denominations, with transfers of ownership effected on the records of the Securities Depository, the Participants and the Indirect Participants pursuant to rules and procedures established by the Securities Depository, the Participants

# Minutes, City of Southaven, Southaven, Mississippi

and the Indirect Participants. The principal of and any premium on each Bond shall be payable to the Securities Depository Nominee or any other person appearing on the Registration Records as the Registered Holder of such Bond or its registered assigns or legal representative at the principal office of the Paying Agent. So long as the Book-Entry System is in effect, the Securities Depository will be recognized as the Holder of the Bonds for all purposes. Transfer of principal, interest and any premium payments or notices to Participants and Indirect Participants will be the responsibility of the Securities Depository and transfer of principal, interest and any premium payments or notices to Beneficial Owners will be the responsibility of the Participants and Indirect Participants. No other party will be responsible or liable for such transfers of payments or notices or for maintaining, supervising or reviewing such records maintained by the Securities Depository, the Participants or the Indirect Participants. While the Securities Depository Nominee or the Securities Depository, as the case may be, is the registered owner of the Bonds, notwithstanding any other provisions set forth herein, payments of principal of, redemption premium, if any, and interest on the Bonds shall be made to the Securities Depository Nominee or the Securities Depository, as the case may be, by wire transfer in immediately available funds to the account of such Holder, without notice to or the consent of the Beneficial Owners, the Paying Agent, with the consent of the City, and the Securities Depository may agree in writing to make payments of principal and interest in a manner different from that set out herein. In such event, the Paying Agent shall make payments with respect to the Bonds in such manner as if set forth herein.

(c) The City may at any time elect (i) to provide for the replacement of any Securities Depository as the depository for the Bonds with another qualified Securities Depository, or (ii) to discontinue the maintenance of the Bonds under a Book-Entry System. In such event, and upon being notified by the City of such election, the Paying Agent shall give 30 days' prior notice of such election to the Securities Depository (or such fewer number of days as shall be acceptable to such Securities Depository).

(d) Upon the discontinuance of the maintenance of the Bonds under a Book-Entry System, the City will cause Bonds to be issued directly to the Beneficial Owners of Bonds, or their designees, as further described below. In such event, the Paying Agent shall make provisions to notify Participants and the Beneficial Owners of the Bonds, by mailing an appropriate notice to the Securities Depository, or by other means deemed appropriate by the Paying Agent in its discretion, that Bonds will be directly issued to the Beneficial Owners of Bonds as of a date set forth in such notice, which shall be a date at least 10 days after the date of mailing of such notice (or such fewer number of days as shall be acceptable to the Securities Depository).

(e) In the event that Bonds are to be issued to the Beneficial Owners of the Bonds, or their designees, the City shall promptly have prepared Bonds in certificated form registered in the names of the Beneficial Owners of Bonds shown on the records of the Participants provided to the Paying Agent, as of the date set forth in the notice described above. Bonds issued to the Beneficial Owners, or their designees, shall be in fully registered form substantially in the form set forth in Section 8 hereof.

# Minutes, City of Southaven, Southaven, Mississippi

(f) If any Securities Depository is replaced as the depository for the Bonds with another qualified Securities Depository, the City will issue to the replacement Securities Depository Bonds substantially in the form set forth herein, registered in the name of such replacement Securities Depository.

(g) Each Securities Depository and the Participants, the Indirect Participants and the Beneficial Owners of the Bonds, by their acceptance of the Bonds, agree that the City and the Paying Agent shall have no liability for the failure of any Securities Depository to perform its obligation to any Participant, Indirect Participant or other nominee of any Beneficial Owner of any Bonds to perform any obligation that such Participant, Indirect Participant or other nominee may incur to any Beneficial Owner of the Bonds.

(h) Notwithstanding any other provision of this Bond Resolution, on or prior to the date of issuance of the Bonds, the Paying Agent shall have executed and delivered to the initial Securities Depository a Letter of Representations governing various matters relating to the Securities Depository and its activities pertaining to the Bonds. The terms and provisions of such Letter of Representations are incorporated herein by reference and in the event there shall exist any inconsistency between the substantive provisions of the said Letter of Representations and any provisions of this Bond Resolution, then, for as long as the initial Securities Depository shall serve with respect to the Bonds, the terms of the Letter of Representations shall govern.

(i) Notwithstanding any provision in this Bond Resolution to the contrary, at all times in which the Book-Entry System is in effect, any references to physical delivery of a Bond shall not be required.

**SECTION 3.** (a) The Series 2012 Bonds are hereby authorized and ordered to be prepared and issued in the principal amount of not to exceed Three Million Four Hundred Thousand Dollars (\$3,400,000) to raise money for the Series 2012 Project as authorized by the Act.

(b) The Series 2012A Bonds are hereby authorized and ordered to be prepared and issued in the principal amount of not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000) to raise money for the Series 2012A Project as authorized by the Act.

**SECTION 4.** (a) Payments of interest on the Bonds shall be made to the Record Date Registered Owner, and payments of principal shall be made upon presentation and surrender thereof at the principal office of the Paying Agent to the Record Date Registered Owner in lawful money of the United States of America.

(b) The Series 2012 Bonds shall be registered as to both principal and interest; shall be dated the date of delivery thereof; shall be issued in the principal denomination of \$5,000 each, or integral multiples thereof up to the amount of a single maturity; shall be numbered from one upward in the order of issuance; shall bear interest from the date thereof at the rate or rates specified by further order of the Governing Body, payable on June 1 and December 1 of each year (each an "Interest Payment Date") until maturity, such interest rate to be in compliance with the Act, commencing December 1, 2012, unless otherwise specified in the Bond Purchase Agreement; and shall mature and become due and payable on December 1 in the years and in the amounts as determined in the Bond Purchase Agreement, with the final maturity occurring not later than December 1, 2023 and with such completions, changes, insertions and modifications to the

# Minutes, City of Southaven, Southaven, Mississippi

Bond Purchase Agreement as shall be approved by the officers executing and delivering the same (the execution thereof shall constitute conclusive evidence approval of any such completions, changes, insertions and modifications).

(c) The Series 2012 Bonds may be subject to optional or mandatory sinking fund redemption prior to their stated dates of maturity as set forth in the Bond Purchase Agreement (the execution thereof shall constitute conclusive evidence approval of any such completions, changes, insertions and modifications).

(d) The Series 2012A Bonds shall be registered as to both principal and interest; shall be dated the date of delivery thereof; shall be issued in the principal denomination of \$5,000 each, or integral multiples thereof up to the amount of a single maturity; shall be numbered from one upward in the order of issuance; shall bear interest from the date thereof at the rate or rates specified by further order of the Governing Body, payable on June 1 and December 1 of each year (each an "Interest Payment Date") until maturity, such interest rate to be in compliance with the Act, commencing December 1, 2012 unless otherwise specified in the Bond Purchase Agreement; and shall mature and become due and payable on December 1 in the years and in the amounts as determined in the Bond Purchase Agreement, with the final maturity occurring not later than December 1, 2024 and with such completions, changes, insertions and modifications to the Bond Purchase Agreement as shall be approved by the officers executing and delivering the same (the execution thereof shall constitute conclusive evidence approval of any such completions, changes, insertions and modifications)

(e) The Series 2012A Bonds may be subject to optional or mandatory sinking fund redemption prior to their stated dates of maturity as set forth in the Bond Purchase Agreement (the execution thereof shall constitute conclusive evidence approval of any such completions, changes, insertions and modifications).

(f) If notice of redemption is required in the Bond Purchase Agreement, notice of redemption identifying the numbers of Bonds or portions thereof to be redeemed shall be given to the Registered Owners thereof by first class mail at least thirty (30) days and not more than sixty (60) days prior to the date fixed for redemption. Failure to mail or receive any such notice, or any defect therein or in the mailing thereof, shall not affect the validity of any proceedings for the redemption of Bonds. Any notice mailed as provided herein shall be conclusively presumed to have been given, irrespective of whether received. If such written notice of redemption is made and if due provision for payment of the redemption price is made, all as provided above, the Bonds which are to be redeemed thereby automatically shall be deemed to have been redeemed prior to their scheduled maturities, and they shall not bear interest after the date fixed for redemption, and they shall not be regarded as being outstanding except for the right of the owner to receive the redemption price out of the funds provided for such payment. If at the time of mailing of any notice of redemption, there shall not be on deposit with the Paying Agent sufficient moneys to redeem all of the Bonds called for redemption, such notice shall state that it is subject to the deposit of moneys with the Paying Agent not later than on the redemption date and shall be of no effect unless such moneys are deposited.

# Minutes, City of Southaven, Southaven, Mississippi

(g) The Bonds, for which the payment of sufficient moneys or, to the extent permitted by the laws of the State of Mississippi, (a) direct obligations of, or obligations for the payment of the principal of and interest on which are unconditionally guaranteed by, the United States of America ("Government Obligations"), (b) certificates of deposit or municipal obligations fully secured by Government Obligations or (c) evidences of ownership of proportionate interests in future interest or principal payments on Government Obligations held by a bank or trust company as custodian, under which the owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor on the Government Obligations and which Government Obligations are not available to satisfy any claim of the custodian or any person claiming through the custodian or to whom the custodian may be obligated, (d) State and Local Government Series ("SLGS") Securities, or (e) municipal obligations, the payment of the principal of, interest and redemption premium, if any, on which are irrevocably secured by Government Obligations and which Government Obligations are not subject to redemption prior to the date on which the proceeds attributable to the principal of such obligations are to be used and have been deposited in an escrow account which is irrevocably pledged to the payment of the principal of and interest and redemption premium, if any, on such municipal obligations (all of which collectively, with Government Obligations, "Defeasance Securities"), shall have been deposited with an escrow agent appointed for such purpose, which may be the Paying and Transfer Agent, shall be deemed to have been paid, shall cease to be entitled to any lien, benefit or security under this Bond Resolution and shall no longer be deemed to be outstanding hereunder, and the Registered Owners shall have no rights in respect thereof except to receive payment of the principal of and interest on such Bonds from the funds held for that purpose. Defeasance Securities shall be considered sufficient under this Bond Resolution if said investments, with interest, mature and bear interest in such amounts and at such times as will assure sufficient cash to pay currently maturing interest and to pay principal when due on such Bonds.

**SECTION 5.** (a) When the Bonds shall have been validated and executed as herein provided, they shall be registered as an obligation of the City in the office of the Clerk in a record maintained for that purpose, and the Clerk shall cause to be imprinted upon the reverse side of each of the Bonds, over her manual or facsimile signature and manual or facsimile seal, her certificate in substantially the form set out in **EXHIBIT A** and **EXHIBIT B**, respectively.

(b) The Bonds shall be executed by the manual or facsimile signature of the Mayor and countersigned by the manual or facsimile signature of the Clerk, with the seal of the City imprinted or affixed thereto; provided, however all signatures and seals appearing on the Bonds, other than the signature of an authorized officer of the Transfer Agent hereafter provided for, may be facsimile and shall have the same force and effect as if manually signed or impressed. In case any official of the City whose signature or a facsimile of whose signature shall appear on the Bonds shall cease to be such official before the delivery or reissuance thereof, such signature or such facsimile shall nevertheless be valid and sufficient for all purposes, the same as if such official had remained in office until delivery or reissuance.

(c) The Bonds shall be delivered to the Underwriter upon payment of the purchase price therefor in accordance with the terms and conditions of their sale and award, together with a complete certified transcript of the proceedings

# Minutes, City of Southaven, Southaven, Mississippi

had and done in the matter of the authorization, issuance, sale and validation of the Bonds, and the final, unqualified approving opinion of Bond Counsel.

(d) Prior to or simultaneously with the delivery by the Transfer Agent of any of the Bonds, the City shall file with the Transfer Agent:

(i) a copy, certified by the Clerk, of the transcript of proceedings of the Governing Body in connection with the authorization, issuance, sale and validation of the Bonds; and

(ii) an authorization to the Transfer Agent, signed by the Mayor or Clerk, to authenticate and deliver the Bonds to the Underwriter.

(e) At delivery, the Transfer Agent shall authenticate the Bonds and deliver them to the Underwriter thereof upon payment of the purchase price of the Bonds to the City.

(f) Bonds, blank as to denomination, rate of interest, date of maturity and CUSIP number and sufficient in quantity in the judgment of the City to meet the reasonable transfer and reissuance needs on the Bonds, shall be printed and delivered to the Transfer Agent in generally-accepted format, and held by the Transfer Agent until needed for transfer or reissuance, whereupon the Transfer Agent shall imprint the appropriate information as to denomination, rate of interest, date of maturity and CUSIP number prior to the registration, authentication and delivery thereof to the transferee holder. The Transfer Agent is hereby authorized upon the approval of the Governing Body to have printed from time to time as necessary additional Bonds bearing the facsimile seal of the City and facsimile signatures of the persons who were the officials of the Governing Body as of the date of original issue of the Bonds.

**SECTION 6.** (a) The City hereby appoints the Paying and Transfer Agent for the Bonds. The Paying and Transfer Agent shall be a bank or trust company located within the State of Mississippi. The City specifically reserves the right to hereafter designate a separate Transfer Agent and/or Paying Agent in its discretion in the manner hereinafter provided.

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

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

# Minutes, City of Southaven, Southaven, Mississippi

(d) (i) An Agent may at any time resign and be discharged of the duties and obligations of either the function of the Paying Agent or Transfer Agent, or both, by giving at least sixty (60) days' written notice to the City, and may be removed from either or both of said functions at any time by resolution of the Governing Body delivered to the Agent. The resolution shall specify the date on which such removal shall take effect and the name and address of the successor Agent, and shall be transmitted to the Agent being removed within a reasonable time prior to the effective date thereof. Provided, however, that no resignation or removal of an Agent shall become effective until a successor Agent has been appointed pursuant to the Bond Resolution.

(ii) Upon receiving notice of the resignation of an Agent, the City shall promptly appoint a successor Agent by resolution of the Governing Body. Any appointment of a successor Agent shall become effective upon acceptance of appointment by the successor Agent. If no successor Agent shall have been so appointed and have accepted appointment within thirty (30) days after the notice of resignation, the resigning Agent may petition any court of competent jurisdiction for the appointment of a successor Agent, which court may thereupon, after such notice as it may deem appropriate, appoint a successor Agent.

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

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

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

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

# Minutes, City of Southaven, Southaven, Mississippi

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

(viii) All duties and obligations imposed hereby on an Agent or successor Agent shall terminate upon the accomplishment of all duties, obligations and responsibilities imposed by law or required to be performed by this Bond Resolution.

(e) Any corporation or association into which an Agent may be converted or merged, or with which it may be consolidated or to which it may sell or transfer its assets as a whole or substantially as a whole, or any corporation or association resulting from any such conversion, sale, merger, consolidation or transfer to which it is a party, shall be and become successor Agent hereunder and vested with all the powers, discretion, immunities, privileges and all other matters as was its predecessor, without the execution or filing of any instrument or any further act, deed or conveyance on the part of either the City or the successor Agent, anything herein to the contrary notwithstanding, provided only that such successor Agent shall be satisfactory to the City and eligible under the provisions of Section 7(d)(iv) hereof.

**SECTION 7.** The Bonds shall be in substantially the form attached hereto as **EXHIBIT A** and **EXHIBIT B** with such appropriate variations, omissions and insertions as are permitted or required by this Bond Resolution.

**SECTION 8.** In case any Bond shall become mutilated or be stolen, destroyed or lost, the City shall, if not then prohibited by law, cause to be authenticated and delivered a new Bond of like date, number, maturity and tenor in exchange and substitution for and upon cancellation of such mutilated Bond, or in lieu of and in substitution for such Bond stolen, destroyed or lost, upon the Registered Owner's paying the reasonable expenses and charges of the City in connection therewith, and in case of a Bond stolen, destroyed or lost, his filing with the City or Transfer Agent evidence satisfactory to them that such Bond was stolen, destroyed or lost, and of his ownership thereof, and furnishing the City or Transfer Agent with such security or indemnity as may be required by law or by them to save each of them harmless from all risks, however remote. The provision of this Section 8 shall not apply if the Book-Entry System is in effect.

**SECTION 9.** (a) For the purpose of effectuating and providing for the payment of the principal of and interest on the Series 2012 Bonds as the same shall respectively mature and accrue, there shall be and is hereby levied a direct, continuing special tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Series 2012 Bonds; provided, however, that such tax levy for any year shall be abated pro tanto to the extent the City on or prior to September 1 of that year has transferred money to the 2012 Bond Fund of the Series 2012 Bonds, or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Series 2012 Bonds due during the ensuing fiscal year of the City, including the pledge of the net revenues of the System to be applied toward the payment of the principal of and interest on the Series 2012 Bonds due during the ensuing fiscal year of the City, in accordance with the provisions of the Bond

# Minutes, City of Southaven, Southaven, Mississippi

Resolution. When necessary, said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to time, rate or amount. The avails of said tax are hereby irrevocably pledged for the payment of the principal of and interest on the Series 2012 Bonds as the same shall respectively mature and accrue. Should there be a failure in any year to comply with the requirements of this section, such failure shall not impair the right of the Registered Owners of any of the Series 2012 Bonds in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Series 2012 Bonds, both as to principal and interest.

(b) For the purpose of effectuating and providing for the payment of the principal of and interest on the Series 2012A Bonds as the same shall respectively mature and accrue, there shall be and is hereby levied a direct, continuing special tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Series 2012A Bonds, in accordance with the provisions of the Bond Resolution. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to time, rate or amount. The avails of said tax are hereby irrevocably pledged for the payment of the principal of and interest on the Series 2012A Bonds as the same shall respectively mature and accrue. Should there be a failure in any year to comply with the requirements of this section, such failure shall not impair the right of the Registered Owners of any of the Series 2012A Bonds in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Series 2012A Bonds, both as to principal and interest.

**SECTION 10.** Only such of the Bonds as shall have endorsed thereon a certificate of registration and authentication in substantially the form hereinabove set forth, duly executed by the Transfer Agent, shall be entitled to the rights, benefits and security of this Bond Resolution. No Bond shall be valid or obligatory for any purpose unless and until such certificate of registration and authentication shall have been duly executed by the Transfer Agent, which executed certificate shall be conclusive evidence of registration, authentication and delivery under this Bond Resolution. The Transfer Agent's certificate of registration and authentication on any Bond shall be deemed to have been duly executed if signed by an authorized officer of the Transfer Agent, but it shall not be necessary that the same officer sign said certificate on all of the Bonds that may be issued hereunder at any one time.

**SECTION 11.** (a) In the event the Underwriter shall fail to designate the names, addresses and social security or tax identification numbers of the Registered Owners of the Bonds within thirty (30) days of the date of sale, or at such other later date as may be designated by the City, one Bond registered in the name of the Underwriter may be issued in the full amount for each maturity. Ownership of the Bonds shall be in the Underwriter until the initial Registered Owner has made timely payment and, upon request of the Underwriter within a reasonable time of the initial delivery of the Bonds, the Transfer Agent shall

# Minutes, City of Southaven, Southaven, Mississippi

re-register any such Bond upon its records in the name of the Registered Owner to be designated by the Underwriter in the event timely payment has not been made by the initial Registered Owner.

(b) Except as hereinabove provided, the Person in whose name any Bond shall be registered in the records of the City maintained by the Transfer Agent may be deemed the absolute owner thereof for all purposes, and payment of or on account of the principal of or interest on any Bond shall be made only to or upon the order of the Registered Owner thereof, or his legal representative, but such registration may be changed as hereinafter provided. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

**SECTION 12.** (a) Each Bond shall be transferable only in the records of the City, upon surrender thereof at the office of the Transfer Agent, together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the Registered Owner or his attorney duly authorized in writing. Upon the transfer of any Bond, the City, acting through its Transfer Agent, shall issue in the name of the transferee a new Bond or Bonds of the same aggregate principal amount and maturity and rate of interest as the surrendered Bond or Bonds.

(b) In all cases in which the privilege of transferring Bonds is exercised, the Transfer Agent shall authenticate and deliver Bonds in accordance with the provisions of this Bond Resolution.

**SECTION 13.** (a) The City hereby establishes the 2012 Bond Fund which shall be maintained with a qualified depository in its name for the payment of the principal of and interest on the Series 2012 Bonds, and the payment of Agents' fees in connection therewith. There shall be deposited into the 2012 Bond Fund as and when received:

(i) The accrued interest, if any, received upon delivery of the Series 2012 Bonds;

(ii) The avails of any of the ad valorem taxes levied and collected pursuant to Section 9 hereof;

(iii) Any income received from investment of monies in the 2012 Bond Fund; and

(iv) Any other funds available to the City which may be lawfully used for payment of the principal of and interest on the Series 2012 Bonds, and which the Governing Body, in its discretion, may direct to be deposited into the 2012 Bond Fund.

(b) As long as any principal of and interest on the Series 2012 Bonds remains outstanding, the Clerk is hereby irrevocably authorized and directed to withdraw from the 2012 Bond Fund sufficient monies to make the payments herein provided for and to transfer same to the account of the Paying Agent in time to reach said Paying Agent at least five (5) days prior to the date on which said interest or principal and interest shall become due.

(c) The City hereby establishes the 2012A Bond Fund which shall be maintained with a qualified depository in its name for the payment of the

# Minutes, City of Southaven, Southaven, Mississippi

principal of and interest on the Series 2012A Bonds, and the payment of Agents' fees in connection therewith. There shall be deposited into the 2012A Bond Fund as and when received:

(i) The accrued interest, if any, received upon delivery of the Series 2012A Bonds;

(ii) The avails of any of the ad valorem taxes levied and collected pursuant to Section 9 hereof;

(iii) Any income received from investment of monies in the 2012A Bond Fund; and

(iv) Any other funds available to the City which may be lawfully used for payment of the principal of and interest on the Series 2012A Bonds, and which the Governing Body, in its discretion, may direct to be deposited into the 2012A Bond Fund.

(d) As long as any principal of and interest on the Series 2012A Bonds remains outstanding, the Clerk is hereby irrevocably authorized and directed to withdraw from the 2012A Bond Fund sufficient monies to make the payments herein provided for and to transfer same to the account of the Paying Agent in time to reach said Paying Agent at least five (5) days prior to the date on which said interest or principal and interest shall become due.

**SECTION 14.** (a) The City hereby establishes the 2012 Costs of Issuance Fund which shall be held by the Paying Agent pursuant to this resolution. A certain portion of the proceeds received upon the sale of the Series 2012 Bonds shall be deposited in the 2012 Costs of Issuance Fund. Any income received from investment of monies in the 2012 Costs of Issuance Fund shall be deposited in the 2012 Costs of Issuance Fund. Funds in the 2012 Costs of Issuance Fund shall be used to pay the costs, fees and expenses incurred by the City in connection with the authorization, issuance, sale, validation and delivery of the Series 2012 Bonds. Any amounts which remain in the 2012 Costs of Issuance Fund after the payment of the costs of issuance for the Series 2012 Bonds shall be transferred by the Paying Agent to the City for deposit in the 2012 Bond Fund and used as permitted under State law.

(b) The City hereby establishes the 2012A Costs of Issuance Fund which shall be held by the Escrow Agent under the Escrow Agreement. A certain portion of the proceeds received upon the sale of the Series 2012A Bonds shall be deposited in the 2012A Costs of Issuance Fund. Any income received from investment of monies in the 2012 Costs of Issuance Fund shall be deposited in the 2012A Costs of Issuance Fund. Funds in the 2012A Costs of Issuance Fund shall be used to pay the costs, fees and expenses incurred by the City in connection with the authorization, issuance, sale, validation and delivery of the Series 2012A Bonds. Any amounts which remain in the 2012A Costs of Issuance Fund after the payment of the costs of issuance for the Series 2012A Bonds shall be transferred by the Escrow Agent to the City for deposit in the 2012A Bond Fund and used as permitted under State law

**SECTION 15.** Upon delivery of the Series 2012 Bonds and the Series 2012A Bonds, the City will remit or will direct the remittance of (a) a certain portion of the proceeds received upon the sale of the Series 2012 Bonds, together

# Minutes, City of Southaven, Southaven, Mississippi

with Transferred Proceeds, directly to the 2003 Water and Sewer Paying Agent, which amount, will be sufficient to effectuate the current refunding of the Refunded Water and Sewer Bonds and the redemption price of the Callable Water and Sewer Bonds pursuant to the terms of the 2003 Bond Resolution; and (b) a certain portion of the proceeds received upon the sale of the Series 2012A Bonds, directly to the Escrow Agent under the Escrow Agreement for deposit in the Escrow Fund, which amount, together with investment income thereon, will be sufficient to effectuate the advanced refunding of the Refunded 2004 Bonds and the redemption price of the Callable 2004 Bonds, pursuant to the terms of the Escrow Agreement.

**SECTION 16.** (a) Payment of principal on the Bonds shall be made, upon presentation and surrender of the Bonds at the principal office of the Paying Agent, to the Record Date Registered Owner thereof who shall appear in the registration records of the City maintained by the Transfer Agent as of the Record Date.

(b) Payment of each installment of interest on the Bonds shall be made to the Record Date Registered Owner thereof whose name shall appear in the registration records of the City maintained by the Transfer Agent as of the Record Date. Interest shall be payable in the aforesaid manner irrespective of any transfer or exchange of such Bond subsequent to the Record Date and prior to the due date of the interest.

(c) Principal of and interest on the Bonds shall be paid by check or draft mailed on the Interest Payment Date to Registered Owners at the addresses appearing in the registration records of the Transfer Agent. Any such address may be changed by written notice from the Registered Owner to the Transfer Agent by certified mail, return receipt requested, or such other method as may be subsequently prescribed by the Transfer Agent, such notice to be received by the Transfer Agent not later than the 15th day of the calendar month preceding the applicable principal or Interest Payment Date to be effective as of such date.

**SECTION 17.** The Bonds may be submitted to validation as provided by Chapter 13, Title 31, Mississippi Code of 1972, and to that end, if requested, the Clerk is hereby directed to make up a transcript of all legal papers and proceedings relating to the Bonds and to certify and forward the same to the State's bond attorney for the institution of validation proceedings.

**SECTION 18.** The City hereby covenants that it will not make any use of the proceeds of the Bonds or do or suffer any other action that would cause: (i) the Bonds to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code"), and the Regulations promulgated thereunder; (ii) the interest on the Bonds to be included in the gross income of the Registered Owners thereof for federal income taxation purposes; or (iii) the interest on the Bonds to be treated as an item of tax preference under Section 57(a)(5) of the Code.

**SECTION 19.** The City hereby covenants as follows:

(a) it has not abandoned, sold or otherwise disposed of any facility, equipment or improvement financed or refinanced directly or indirectly with the proceeds of the Refunded Bonds;

# Minutes, City of Southaven, Southaven, Mississippi

(b) it does not intend to, during the term that any of the Bonds allocable to the Refunding Project are outstanding, abandon, sell or otherwise dispose of any facility, equipment or improvement financed or refinanced directly or indirectly with the proceeds of the Refunded Bonds;

(c) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Section 148(f) and 149(e) of the Code;

(d) it shall take no action that would cause the Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Code;

(e) it will not employ an abusive arbitrage device in connection with the issuance by it of the Bonds which will enable it to obtain a material financial advantage (based on arbitrage) apart from the savings that may be realized as a result of the lower interest rates on the Bonds than on the Refunded Bonds and overburden the tax-exempt bond market; and

(f) the amount of "excess gross proceeds", as such term is defined in Income Tax Regulation § 1.148-10(c)(2), of the Bonds allocable to the Refunding Project will not exceed one percent (1%) of the proceeds received from the sale thereof;

(g) it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Regulation § 1.148-0 through 1.148-11, 1.149(b)-1, 1.149(d)-1, 1.149(g)-1, 1.150-1, 1.150-2, as such regulations and statutory provisions may be modified insofar as they apply to the Bonds.

**SECTION 20.** The City hereby designates the Bonds as "qualified tax-exempt obligation" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the City hereby represents that:

(a) the City reasonably anticipates that the amount of tax-exempt obligations to be issued by it during the period from January 1, 2012 to December 31, 2012, and the amount of obligation designated as "qualified tax-exempt obligation" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Bonds; and

(b) for purposes of this Section 20, the following obligation are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the City: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

**SECTION 21.** The City hereby agrees for the benefit of the holders and beneficial owners of the Bonds for so long as it remains obligated to advance funds to pay the Bonds to provide certain updated financial information and operating data annually, and timely notice of specified material events, to the Municipal Securities Rulemaking Board ("MSRB") through MSRB's Electronic Municipal Market Access system at [www.emma.msrb.org](http://www.emma.msrb.org) ("EMMA"), in the electronic format then prescribed by the Securities and Exchange Commission

# Minutes, City of Southaven, Southaven, Mississippi

(the "SEC") (the "Required Electronic Format") pursuant to Rule 15c2-12, as amended from time to time (the "Rule") of the SEC, together with any identifying information or other information then required to accompany the applicable filing (the "Accompanying Information"). This information will be available free to securities brokers and others through EMMA.

The City will provide certain updated financial information and operating data to the MSRB in the Required Electronic Format through EMMA, together with any Accompanying Information. The information to be updated includes all quantitative financial information and operating data with respect to the City of the general type included in the Official Statement in APPENDIX A under the headings "ECONOMIC AND DEMOGRAPHIC INFORMATION," "TAX INFORMATION" and "DEBT INFORMATION" and other financial information set forth in APPENDICES B and C of the Official Statement. The City will update and provide this information within six months after the end of each fiscal year of the City ending in or after 2012.

The City may provide updated information in full text or may incorporate by reference certain other publicly available documents, as permitted by the Rule. The updated information will include audited financial statements, if the City's audit is completed by the required time. If audited financial statements are not available by the required time, the City will provide unaudited financial statements by such time and audited financial statements when the audit report becomes available. Any such financial statements will be prepared in accordance with the accounting principles promulgated by the State of Mississippi or such other accounting principles as the City may be required to employ from time to time pursuant to law or regulation.

The City's current fiscal year end is September 30. Accordingly, it must provide updated information by March 31 in each year, unless the City changes its fiscal year. If the City changes its fiscal year, it will notify the MSRB in the Required Electronic Format through EMMA, together with any Accompanying Information.

Anyone requesting information under the continuing disclosure requirements of SEC Rule 15c2-12 should contact the City Clerk, City Hall, 8710 Northwest Drive, Southaven, Mississippi 38671 Telephone Number: (662) 280-2489.

The City will also provide notice to the MSRB in the Required Electronic Format through EMMA, together with any Accompanying Information, in a timely manner not in excess of ten business days after the occurrence of certain events. The City will provide notice of any of the following events with respect to the Bonds, in a timely manner not in excess of ten business days after the occurrence of such event: (1) principal and interest payment delinquencies; (2) unscheduled draws on debt service reserves, reflecting financial difficulties; (3) unscheduled draws on credit enhancements, reflecting financial difficulties; (4) substitution of credit or liquidity providers for the Bonds; or their failure to perform; (5) adverse tax opinions, IRS notices or events affecting the tax status of the Bonds; (6) defeasances; (7) rating changes; (8) tender offers; and (9) bankruptcy, insolvency receivership, or a similar proceeding by the obligated person. The City will provide to the MSRB in the Required Electronic Format through EMMA, together with any Accompanying Information, notice of an occurrence of the following events, if such event is material to a decision to purchase or sell Bonds, in a timely manner not in excess of ten business days after the occurrence of an event: (1) non-payment related defaults; (2) modifications to the rights of bond holders;

# Minutes, City of Southaven, Southaven, Mississippi

(3) bond calls or redemption; (4) release, substitution, or sale of property securing repayment of the Bonds; (5) the consummation of a merger, consolidation, acquisition involving an obligated person, other than in the ordinary course of business, or the sale of all or substantially all the assets of an obligated person, other than in the ordinary course of business, or the entry into a definitive agreement to engage in such a transaction, or a termination of such an agreement, other than in accordance with its terms; and (6) appointment of a successor or additional Paying Agent, or the change in the name of the Paying Agent. In addition, the City will provide timely notice of any failure by the City to provide information, data, or financial statements in accordance with its agreement described above under paragraphs 2, 3 and 4 of this Section.

The City has agreed to update information and to provide notices of material events only as described in this Section. The City has not agreed to provide other information that may be relevant or material to a complete presentation of its financial results of operations, condition, or prospects or agreed to update any information that is provided, except as described herein. The City makes no representation or warranty concerning such information or concerning its usefulness to a decision to invest in or sell Bonds at any future date. The City disclaims any contractual or tort liability for damages resulting in whole or in part from any breach of its continuing disclosure agreement or from any statement made pursuant to its agreement, although Holders or Beneficial Owners of Bonds may seek a writ of mandamus to compel the City to comply with its agreement.

The City may amend its continuing disclosure agreement only if (1) the amendment is made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in identity, nature, or status of the City, (2) the agreement, as amended, would have complied with the Rule at the date of sale of the Bonds, taking into account any amendments or interpretations of the Rule as well as any change in circumstance, and (3) the City receives an opinion of nationally recognized bond counsel to the effect that the amendment does not materially impair the interests of the Holders and Beneficial Owners of the Bonds. If any such amendment is made, the City will include in its next annual update an explanation in narrative form of the reasons for the change and its impact on the type of operating data or financial information being provided.

**SECTION 22.** (a) The Paying Agent is hereby authorized to pay costs of issuance expenses on the closing date for the Series 2012 Bonds from the proceeds of the Series 2012 Bonds deposited with the Paying Agent pursuant to this resolution for the costs of issuance of said Series 2012 Bonds; provided, however, total costs of issuance for said Series 2012 Bonds shall not exceed 4% of the par amount of the Series 2012 Bonds (excluding Underwriter's discount and bond insurance premium, if any). The Mayor or Clerk or any other Authorized Officer are authorized to sign requisitions for the payment of costs of issuance for the Series 2012 Bonds; and (b) the Escrow Agent is hereby authorized to pay costs of issuance expenses on the closing date for the Series 2012A Bonds from the proceeds of the Series 2012A Bonds deposited with the Escrow Agent under the Escrow Agreement for the costs of issuance of said Series 2012A Bonds; provided, however, total costs of issuance for said Bonds shall not exceed 4% of the par amount of the Series 2012A Bonds (excluding Underwriter's discount and bond insurance premium, if any). The Mayor or Clerk or any other Authorized Officer are authorized to sign requisitions for the payment of costs of issuance for the Series 2012A Bonds.

# Minutes, City of Southaven, Southaven, Mississippi

**SECTION 23.** That the Governing Body of the City hereby approves, adopts and ratifies the Preliminary Official Statement for the sale of the Bonds in substantially the form attached hereto as **EXHIBIT C**. The City hereby deems the Preliminary Official Statement to be "final" as required by Rule 15c2-12(b)(1) of the Securities and Exchange Commission.

**SECTION 24.** That the distribution of copies of said Preliminary Official Statement to prospective purchasers of the Bonds is hereby authorized and ratified.

**SECTION 25.** That the Governing Body hereby authorizes the Mayor and Clerk to execute the Certificate of the City of Southaven, Mississippi, attached hereto as **EXHIBIT D**, in connection with the disclosure requirements regarding the distribution of the above referenced Preliminary Official Statement to prospective purchasers of the Bonds.

**SECTION 26.** That the Governing Body of the City hereby employs Bond Counsel and Financial Advisor and authorizes the negotiation of the sale of the Bonds to the Underwriter and authorizes the execution by the Mayor and Clerk of the City of the Bond Purchase Agreement in substantially the same form attached hereto as **EXHIBIT E** for and on behalf of the City, with such completions, changes, insertions and modifications as shall be approved by the officers executing and delivering the same (the execution thereof shall constitute conclusive evidence approval of any such completions, changes, insertions and modifications), based on the recommendation of Bond Counsel and Financial Advisor and provided that the following parameters are met: (1) the par amount of the Series 2012 Bonds will not exceed \$3,400,000; (2) the par amount of the Series 2012A Bonds will not exceed \$3,200,000; (3) the net interest cost of not more than eleven percent (11%) of the Series 2012 Bonds; (4) the net interest cost of not more than eleven percent (11%) of the Series 2012A Bonds; (5) the Series 2012 Bonds will mature no later than December 1, 2023; (6) the Series 2012 Bonds will mature no later than December 1, 2024; and (4) terms and provisions of the Bonds in compliance with the Act.

**SECTION 27.** Upon the execution of the Bond Purchase Agreement, the Mayor and Clerk are hereby authorized and directed to cause to be prepared and to execute a final Official Statement in connection with the Bonds in substantially the form of the Preliminary Official Statement, subject to minor amendments and supplement as approved by the Mayor and Clerk executing same (the execution thereof shall constitute approval of any such completions, changes, insertions and modifications).

**SECTION 28.** Each of the following constitutes an event of default under this Bond Resolution:

(a) failure by the City to pay any installment of principal of or interest on any Bond at the time required;

(b) failure by the City to perform or observe any other covenant, agreement or condition on its part contained in this Bond Resolution or in the Bonds, and the continuance thereof for a period of thirty (30) days after written notice thereof to the City by the Registered Owners of not less than ten percent (10%) in principal amount of the then outstanding Bonds; or

# Minutes, City of Southaven, Southaven, Mississippi

(c) an Act of Bankruptcy occurs.

**SECTION 29.** The Mayor and Clerk and any other Authorized Officer of the Governing Body are authorized to execute and deliver such resolutions, certificates and other documents as are required for the sale, issuance and delivery of the Bonds.

**SECTION 30.** This resolution shall serve as notice to the 2003 Water and Sewer Paying Agent and the 2004 Paying Agent of the City's desire to provide for the Series 2012 Refunding Project and the Series 2012A Refunding Project, as applicable.

**SECTION 31.** The form of and the execution by the Mayor or Clerk of the 2003 Water and Sewer Bonds Notice of Refunding/Redemption and the 2004 Notice of Refunding/Redemption, attached hereto as **EXHIBIT F** and **EXHIBIT G** is hereby approved.

**SECTION 32.** That the Governing Body hereby approves the form of the Escrow Agreement attached hereto as **EXHIBIT H** for and on behalf of said Governing Body and authorizes the execution by the Governing Body of the Escrow Agreement in substantially the same form for and on behalf of said Governing Body.

**SECTION 33.** That the Governing Body hereby approves the appointment of the Escrow Agent under the terms and provisions of the Escrow Agreement.

**SECTION 34.** The Governing Body hereby authorizes the Escrow Agent and/or Bond Counsel in making the initial application with the Department of the Treasury, Bureau of Public Debt, Division of Special Investments, Parkersburg, West Virginia for United States Treasury Securities - State and Local Government Series (the "SLGS"), if such application is deemed necessary in connection with completing the Project.

**SECTION 35.** The Governing Body authorizes the preparation and submission of the final application for SLGS by the Escrow Agent, if such application is deemed necessary in connection with completing the Project.

**SECTION 36.** The Governing Body recognizes and acknowledges that due to uncertain conditions in the municipal bond marketplace from time to time, that it may or may not be determined to be advisable to refund any, all or a portion of the Refunded Bonds at any given time. Therefore the Governing Body does hereby grant authority to the Mayor, upon advice from the Financial Advisor, to provide for the final selection and approval of the obligations, amounts, and maturities of the Refunded Bonds to be refunded with the Bonds.

**SECTION 37.** If the Escrow Agreement is not deemed necessary due to certain market conditions at the point in time when the Bonds are subject to pricing, the Governing Body hereby approves (b) the remittance of a certain portion of the proceeds received upon the sale of the Series 2012A Bonds directly to the 2004 Paying Agent to effectuate the advanced refunding of the Refunded 2004 Bonds; and (c) the remittance of a portion of the proceeds received upon the sale of the Series 2012A Bonds to the Paying Agent to pay costs of issuance, including costs, fees and expenses incurred by the City in connection with the

# Minutes, City of Southaven, Southaven, Mississippi

authorization, issuance, sale validation and delivery of the Bonds and authorizes the Paying Agent to pay costs of issuance expenses on the closing date; provided, however costs of issuance for said Bonds shall not exceed 4% of the par amount of the Bonds (excluding Underwriter's discount and bond insurance premium, if any).

**SECTION 38.** All orders, resolutions or proceedings of the Governing Body in conflict with any provision hereof shall be, and the same are hereby repealed, rescinded and set aside, but only to the extent of such conflict. For cause, this Bond Resolution shall become effective upon the adoption hereof.

Motion was made by Alderman Guy and seconded by Alderman Cady, 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 Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobes	YEA
Alderman Dr. Randy Huling	YEA

The motion having received the affirmative vote of a majority of the members present, the Mayor declared the motion carried and the resolution adopted this the 4th day of September, 2012.

# Minutes, City of Southaven, Southaven, Mississippi

## EXHIBIT A

### [BOND FORM]

UNITED STATES OF AMERICA

STATE OF MISSISSIPPI

CITY OF SOUTHAVEN

GENERAL OBLIGATION WATER AND SEWER REFUNDING BOND,

SERIES 2012

NO. R-\_\_\_\_\_

\$ \_\_\_\_\_

Rate of Interest

Maturity

Date of Original Issue

CUSIP

\_\_\_\_\_ %

\_\_\_\_\_

\_\_\_\_\_, 2012

\_\_\_\_\_

**Registered Owner: Cede & Co.**

**Principal Amount: \_\_\_\_\_ DOLLARS**

The City of Southaven, State of Mississippi (the "City"), a body politic existing under the Constitution and laws of the State of Mississippi, acknowledges itself to owe and for value received, promises to pay in lawful money of the United States of America to the Registered Owner identified above, upon the presentation and surrender of this Bond, at the principal office of The Peoples Bank, Biloxi, Mississippi, or its successor, as paying agent (the "Paying Agent") for the General Obligation Water and Sewer Refunding Bonds, Series 2012, of the City (the "Bonds"), on the maturity date identified above, the principal amount identified above. Payment of the principal amount of this Bond shall be made to the Registered Owner hereof who shall appear in the registration records of the City maintained by The Peoples Bank, Biloxi, Mississippi, or its successor, as transfer agent for the Bonds (the "Transfer Agent"), as of the 15th day of the calendar month preceding the maturity date hereof.

The City further promises to pay interest on such principal amount from the date of this Bond or from the most recent interest payment date to which interest has been paid at the rate of interest per annum set forth above, on June 1 and December 1 of each year (each an "Interest Payment Date"), commencing December 1, 2012, until said principal sum is paid, to the Registered Owner hereof who shall appear in the registration records of the City maintained by the Transfer Agent as of the 15th day of the calendar month preceding the applicable Interest Payment Date.

Payments of principal of and interest on this Bond shall be made by check or draft mailed on the Interest Payment Date to such Registered Owner at his address as it appears on such registration records. The Registered Owner hereof may change such address by written notice to the Transfer Agent by certified mail, return receipt requested, or such other method as may be subsequently prescribed by the Transfer Agent, such notice to be received by the Transfer Agent not later than the 15th day of the calendar month preceding the applicable principal or Interest Payment Date.

This Bond is one of a series of Bonds of like date of original issue, tenor and effect, except as to denomination, number, rate of interest and date of maturity, issued in the

# Minutes, City of Southaven, Southaven, Mississippi

aggregate authorized principal amount of not to exceed \_\_\_\_\_ Dollars (\$\_\_\_\_\_,000) to raise money for the purpose of current refunding a certain outstanding amount of the City's \$4,500,000 Combined Water and Sewer System Revenue Bonds, Series 2003, dated December 1, 2003 (the "2003 Water and Sewer Bonds").

This Bond is issued under the authority of the Constitution and statutes of the State of Mississippi, including Sections 31-27-1 et seq., Mississippi Code of 1972, as amended, and by the further authority of proceedings duly had by the Mayor and Board of Aldermen of the City, including resolution adopted on September 4, 2012 (the "Bond Resolution").

## INSERT REDEMPTION IF APPLICABLE.

Notice of redemption identifying the numbers of Bonds or portions thereof to be redeemed shall be given to the Registered Owners thereof by first class mail at least thirty (30) days and not more than sixty (60) days prior to the date fixed for redemption. Failure to mail or receive any such notice, or any defect therein or in the mailing thereof, shall not affect the validity of any proceedings for the redemption of Bonds. Any notice mailed as provided herein shall be conclusively presumed to have been given, irrespective of whether received. If such written notice of redemption is made and if due provision for payment of the redemption price is made, all as provided above, the Bonds which are to be redeemed thereby automatically shall be deemed to have been redeemed prior to their scheduled maturities, and they shall not bear interest after the date fixed for redemption, and they shall not be regarded as being outstanding except for the right of the owner to receive the redemption price out of the funds provided for such payment. If at the time of mailing of any notice of redemption, there shall not be on deposit with the Paying Agent sufficient moneys to redeem all of the Bonds called for redemption, such notice shall state that it is subject to the deposit of moneys with the Paying Agent not later than on the redemption date and shall be of no effect unless such moneys are deposited.

The Bonds are registered as to both principal and interest. The Bonds are to be issued or reissued in the denomination of \$5,000 each, or integral multiples thereof up to the amount of a single maturity.

This Bond may be transferred or exchanged by the Registered Owner hereof in person or by his attorney duly authorized in writing at the principal office of the Transfer Agent, but only in the manner, subject to the limitations in the Bond Resolution, and upon surrender and cancellation of this Bond. Upon such transfer or exchange, a new Bond or Bonds of like aggregate principal amount in authorized denominations of the same maturity will be issued.

The City and the Paying Agent may deem and treat the Registered Owner hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof and interest due hereon and for all other purposes and neither the City nor the Paying Agent shall be affected by any notice to the contrary.

The Bonds are and will continue to be payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct and continuing tax to be levied annually without limitation as to time, rate or amount upon all the taxable property within the geographical limits of the City; provided, however, that such tax levy for any year shall be abated pro tanto to the extent the City on or prior to September 1 of that year has transferred money to the 2012 Bond Fund of the Bonds, or has made other provisions for funds, including the pledge of the net revenues of the combined water and sewer system of the City to be applied toward the payment of the principal of and interest on the Bonds due during the ensuing fiscal year of the City, in accordance with the provisions of the

# Minutes, City of Southaven, Southaven, Mississippi

Bond Resolution. The City, when necessary, will levy annually a special tax upon all taxable property within the geographical limits of the City adequate and sufficient to provide for the payment of the principal of and the interest on the Bonds as the same falls due.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Bond Resolution until the certificate of registration and authentication hereon shall have been signed by the Transfer Agent.

**IT IS HEREBY CERTIFIED, RECITED AND REPRESENTED** that all conditions, acts and things required by law to exist, to have happened and to have been performed precedent to and in the issuance of the Bonds, in order to make the same legal and binding General obligations of the City, according to the terms thereof, do exist, have happened and have been performed in regular and due time, form and manner as required by law. For the performance in apt time and manner of every official act herein required, and for the prompt payment of this Bond, both principal and interest, the full faith and credit of the City are hereby irrevocably pledged.

**IN WITNESS WHEREOF**, the City has caused this Bond to be executed in its name by the manual or facsimile signature of the Mayor of the City, countersigned by the manual or facsimile signature of the Clerk of the City, under the manual or facsimile seal of the City, which said manual or facsimile signatures and seal said officials adopt as and for their own proper signatures and seal, as of the \_\_\_\_ day of \_\_\_\_, 2012.

**CITY OF SOUTHAVEN, MISSISSIPPI**

**BY:**

\_\_\_\_\_  
Mayor

**COUNTERSIGNED:**

\_\_\_\_\_  
City Clerk

(Seal)

# Minutes, City of Southaven, Southaven, Mississippi

There shall be printed in the lower left portion of the face of the Bonds a registration and authentication certificate in substantially the following form:

## CERTIFICATE OF REGISTRATION AND AUTHENTICATION

This Bond is one of the Bonds described in the within mentioned Bond Resolution and is one of the General Obligation Water and Sewer Refunding Bonds, Series 2012, of the City of Southaven, Mississippi.

**THE PEOPLES BANK  
BILOXI, MISSISSIPPI,**  
as Transfer Agent

BY:

\_\_\_\_\_  
Authorized Officer

Date of Registration and Authentication: \_\_\_\_\_

There shall be printed on the reverse of the Bonds a registration and validation certificate and an assignment form in substantially the following form:

## REGISTRATION AND VALIDATION CERTIFICATE

**STATE OF MISSISSIPPI  
COUNTY OF DESOTO  
CITY OF SOUTHAVEN**

I, the undersigned City Clerk of the City of Southaven, Mississippi, do hereby certify that the within Bond has been duly registered by me as an obligation of said City pursuant to law in a record kept in my office for that purpose, and has been validated and confirmed by Decree of the Chancery Court of DeSoto, Mississippi, rendered on the \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
City Clerk

(Seal)

# Minutes, City of Southaven, Southaven, Mississippi

## ASSIGNMENT

**FOR VALUE RECEIVED**, the undersigned sells, assigns and transfers unto

\_\_\_\_\_  
(Name and Address of Assignee)  
the within Bond and does hereby irrevocably constitute and appoint \_\_\_\_\_,  
\_\_\_\_\_, Mississippi, as Transfer Agent to transfer the said Bond on the records kept for  
registration thereof with full power of substitution in the premises.

\_\_\_\_\_  
**NOTICE:** The signature to this  
Assignment must correspond with the name  
of the Registered Owner as it appears upon  
the face of the within Bond in every  
particular manner, without any alteration  
whatever.

Signatures guaranteed:

\_\_\_\_\_  
**NOTICE:** Signature(s) must be  
guaranteed by an approved eligible  
guarantor institution, an institution  
that is a participant in a Securities  
Transfer Association recognized  
signature guarantee program.

\_\_\_\_\_  
(Authorized Officer)

Date of Assignment: \_\_\_\_\_

Insert Social Security Number or Other  
Tax Identification Number of Assignee: \_\_\_\_\_

# Minutes, City of Southaven, Southaven, Mississippi

## EXHIBIT B

### [BOND FORM]

UNITED STATES OF AMERICA  
STATE OF MISSISSIPPI  
CITY OF SOUTHAVEN  
GENERAL OBLIGATION REFUNDING BOND,  
SERIES 2012A

NO. R- \_\_\_\_\_

\$ \_\_\_\_\_

Rate of Interest  
CUSIP

Maturity

Date of Original Issue

\_\_\_\_\_ %

\_\_\_\_\_

\_\_\_\_\_, 2012

Registered Owner: Cede & Co.

Principal Amount: \_\_\_\_\_ DOLLARS

The City of Southaven, State of Mississippi (the "City"), a body politic existing under the Constitution and laws of the State of Mississippi, acknowledges itself to owe and for value received, promises to pay in lawful money of the United States of America to the Registered Owner identified above, upon the presentation and surrender of this Bond, at the principal office of The Peoples Bank, Biloxi, Mississippi, or its successor, as paying agent (the "Paying Agent") for the General Obligation Refunding Bonds, Series 2012A, of the City (the "Bonds"), on the maturity date identified above, the principal amount identified above. Payment of the principal amount of this Bond shall be made to the Registered Owner hereof who shall appear in the registration records of the City maintained by The Peoples Bank, Biloxi, Mississippi, or its successor, as transfer agent for the Bonds (the "Transfer Agent"), as of the 15th day of the calendar month preceding the maturity date hereof.

The City further promises to pay interest on such principal amount from the date of this Bond or from the most recent interest payment date to which interest has been paid at the rate of interest per annum set forth above, on June 1 and December 1 of each year (each an "Interest Payment Date"), commencing December 1, 2012, until said principal sum is paid, to the Registered Owner hereof who shall appear in the registration records of the City maintained by the Transfer Agent as of the 15th day of the calendar month preceding the applicable Interest Payment Date.

Payments of principal of and interest on this Bond shall be made by check or draft mailed on the Interest Payment Date to such Registered Owner at his address as it appears on such registration records. The Registered Owner hereof may change such address by written notice to the Transfer Agent by certified mail, return receipt requested, or such other method as may be subsequently prescribed by the Transfer Agent, such notice to be received by the Transfer Agent not later than the 15th day of the calendar month preceding the applicable principal or Interest Payment Date.

This Bond is one of a series of Bonds of like date of original issue, tenor and effect, except as to denomination, number, rate of interest and date of maturity, issued in the aggregate authorized principal amount of not to exceed \_\_\_\_\_ Dollars

# Minutes, City of Southaven, Southaven, Mississippi

(\$ \_\_\_\_\_,000) to raise money for the purpose of advanced refunding a certain outstanding amount of the City's \$4,500,000 General Obligation Bonds, Series 2004, dated December 1, 2004.

This Bond is issued under the authority of the Constitution and statutes of the State of Mississippi, including Sections 31-27-1 et seq., Mississippi Code of 1972, as amended, and by the further authority of proceedings duly had by the Mayor and Board of Aldermen of the City, including resolution adopted on September 4, 2012 (the "Bond Resolution").

#### INSERT REDEMPTION IF APPLICABLE.

Notice of redemption identifying the numbers of Bonds or portions thereof to be redeemed shall be given to the Registered Owners thereof by first class mail at least thirty (30) days and not more than sixty (60) days prior to the date fixed for redemption. Failure to mail or receive any such notice, or any defect therein or in the mailing thereof, shall not affect the validity of any proceedings for the redemption of Bonds. Any notice mailed as provided herein shall be conclusively presumed to have been given, irrespective of whether received. If such written notice of redemption is made and if due provision for payment of the redemption price is made, all as provided above, the Bonds which are to be redeemed thereby automatically shall be deemed to have been redeemed prior to their scheduled maturities, and they shall not bear interest after the date fixed for redemption, and they shall not be regarded as being outstanding except for the right of the owner to receive the redemption price out of the funds provided for such payment. If at the time of mailing of any notice of redemption, there shall not be on deposit with the Paying Agent sufficient moneys to redeem all of the Bonds called for redemption, such notice shall state that it is subject to the deposit of moneys with the Paying Agent not later than on the redemption date and shall be of no effect unless such moneys are deposited.

The Bonds are registered as to both principal and interest. The Bonds are to be issued or reissued in the denomination of \$5,000 each, or integral multiples thereof up to the amount of a single maturity.

This Bond may be transferred or exchanged by the Registered Owner hereof in person or by his attorney duly authorized in writing at the principal office of the Transfer Agent, but only in the manner, subject to the limitations in the Bond Resolution, and upon surrender and cancellation of this Bond. Upon such transfer or exchange, a new Bond or Bonds of like aggregate principal amount in authorized denominations of the same maturity will be issued.

The City and the Paying Agent may deem and treat the Registered Owner hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof and interest due hereon and for all other purposes and neither the City nor the Paying Agent shall be affected by any notice to the contrary.

The Bonds are and will continue to be payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct and continuing tax to be levied annually without limitation as to time, rate or amount upon all the taxable property within the geographical limits of the City. The City will levy annually a special tax upon all taxable property within the geographical limits of the City adequate and sufficient to provide for the payment of the principal of and the interest on the Bonds as the same falls due.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Bond Resolution until the certificate of registration and authentication hereon shall have been signed by the Transfer Agent.

# Minutes, City of Southaven, Southaven, Mississippi

**IT IS HEREBY CERTIFIED, RECITED AND REPRESENTED** that all conditions, acts and things required by law to exist, to have happened and to have been performed precedent to and in the issuance of the Bonds, in order to make the same legal and binding General obligations of the City, according to the terms thereof, do exist, have happened and have been performed in regular and due time, form and manner as required by law. For the performance in apt time and manner of every official act herein required, and for the prompt payment of this Bond, both principal and interest, the full faith and credit of the City are hereby irrevocably pledged.

**IN WITNESS WHEREOF**, the City has caused this Bond to be executed in its name by the manual or facsimile signature of the Mayor of the City, countersigned by the manual or facsimile signature of the Clerk of the City, under the manual or facsimile seal of the City, which said manual or facsimile signatures and seal said officials adopt as and for their own proper signatures and seal, as of the \_\_\_\_ day of \_\_\_\_, 2012.

**CITY OF SOUTHAVEN, MISSISSIPPI**

**BY:**

\_\_\_\_\_

**Mayor**

**COUNTERSIGNED:**

\_\_\_\_\_

**City Clerk  
(Seal)**

# Minutes, City of Southaven, Southaven, Mississippi

There shall be printed in the lower left portion of the face of the Bonds a registration and authentication certificate in substantially the following form:

## CERTIFICATE OF REGISTRATION AND AUTHENTICATION

This Bond is one of the Bonds described in the within mentioned Bond Resolution and is one of the General Obligation Refunding Bonds, Series 2012A, of the City of Southaven, Mississippi.

**THE PEOPLES BANK  
BILOXI, MISSISSIPPI,  
as Transfer Agent**

**BY:**

\_\_\_\_\_  
Authorized Officer

Date of Registration and Authentication: \_\_\_\_\_

There shall be printed on the reverse of the Bonds a registration and validation certificate and an assignment form in substantially the following form:

## REGISTRATION AND VALIDATION CERTIFICATE

**STATE OF MISSISSIPPI  
COUNTY OF DESOTO  
CITY OF SOUTHAVEN**

I, the undersigned City Clerk of the City of Southaven, Mississippi, do hereby certify that the within Bond has been duly registered by me as an obligation of said City pursuant to law in a record kept in my office for that purpose, and has been validated and confirmed by Decree of the Chancery Court of DeSoto, Mississippi, rendered on the \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
City Clerk

(Seal)

# Minutes, City of Southaven, Southaven, Mississippi

## ASSIGNMENT

**FOR VALUE RECEIVED**, the undersigned sells, assigns and transfers unto

\_\_\_\_\_  
(Name and Address of Assignee)  
the within Bond and does hereby irrevocably constitute and appoint \_\_\_\_\_,  
\_\_\_\_\_, Mississippi, as Transfer Agent to transfer the said Bond on the records kept for  
registration thereof with full power of substitution in the premises.

\_\_\_\_\_  
**NOTICE:** The signature to this  
Assignment must correspond with the name  
of the Registered Owner as it appears upon  
the face of the within Bond in every  
particular manner, without any alteration  
whatever.

Signatures guaranteed:

\_\_\_\_\_  
**NOTICE:** Signature(s) must be  
guaranteed by an approved eligible  
guarantor institution, an institution  
that is a participant in a Securities  
Transfer Association recognized  
signature guarantee program.

\_\_\_\_\_  
(Authorized Officer)

Date of Assignment: \_\_\_\_\_

Insert Social Security Number or Other

Tax Identification Number of Assignee: \_\_\_\_\_

# Minutes, City of Southaven, Southaven, Mississippi

## EXHIBIT C

### FORM OF PRELIMINARY OFFICIAL STATEMENT

# Minutes, City of Southaven, Southaven, Mississippi

## EXHIBIT D

### CERTIFICATE OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI

This certificate is executed in order to evidence compliance with the continuing disclosure requirements of Securities and Exchange Commission Rule 15c2-12, as amended (the "Rule"). All terms used herein and not defined herein shall have the meaning set forth in the Rule. The City of Southaven, Mississippi (the "City"), hereby certifies as follows:

- (1) The City is required to provide certain financial information and operating data to several nationally recognized municipal securities information repositories under any Continuing Disclosure Agreement(s) executed in connection with any applicable bond issues sold, issued and delivered since July 1, 1995.
- (2) The City has fulfilled its obligations under all Continuing Disclosure Agreement(s) executed in connection with any applicable bond issues sold, issued and delivered since July 1, 1995.
- (3) A copy of the submission by the City required under the Rule for any applicable bond issues sold, issued and delivered by the City since July 1, 1995 is on file in the offices of the City Clerk of the City.

IN WITNESS WHEREOF, we have hereunto subscribed our respective official signatures and impressed hereon the seal of the City of Southaven, Mississippi, this the 4th day of September, 2012.

CITY OF SOUTHAVEN, MISSISSIPPI

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK  
(SEAL)

# Minutes, City of Southaven, Southaven, Mississippi

## EXHIBIT E FORM OF BOND PURCHASE AGREEMENT

# Minutes, City of Southaven, Southaven, Mississippi

## EXHIBIT F

[put on letterhead of City of Southaven, Mississippi]

\_\_\_\_\_, 2012

BancorpSouth Bank  
\_\_\_\_\_

Jackson, Mississippi \_\_\_\_\_

RE: Refunding of certain outstanding maturities of the City of Southaven, Mississippi Combined Water and Sewer System Revenue Bonds, dated December 1, 2003, issued in the original principal amount of \$4,500,000 (the "2003 Water and Sewer Bonds"), maturing in the years 2012 through 2023, both inclusive (the "Refunded Bonds"), and the optional redemption of the Refunded Bonds maturing in the years 2013 through 2023, both inclusive (the "Callable Bonds")

Dear Sirs:

The Mayor and Board of Aldermen for the City of Southaven, Mississippi, acting for and on behalf of the City of Southaven, Mississippi (the "Issuer"), did adopt a resolution (a copy of which is attached), which authorized the refunding of the Refunded Bonds and the optional redemption of the Callable Bonds, and the Issuer does hereby irrevocably exercise its option to call for redemption the outstanding Callable Bonds effective December 1, 2012 at par, and hereby directs BancorpSouth Bank as the Paying Agent for the Refunded Bonds (the "Paying Agent"), to take any action required under the Bond Resolution securing the Refunded Bonds (the "Bond Resolution"), including, without limitation, the giving of notice thereunder, to accomplish such redemption. Such optional redemption shall be carried out in accordance with the provisions of the Bond Resolution and the Paying Agent is hereby authorized to utilize the funds remitted to it from the refunding monies provided by the Issuer's not to exceed \$3,400,000 General Obligation Water and Sewer Refunding Bonds, Series 2012, to be dated the date of delivery thereof (the "Series 2012 Bonds").

From the date of the issuance of the Series 2012 Bonds, the Paying Agent for the Refunded Bonds shall provide for the debt service due on the Refunded Bonds and the funds for the optional redemption of the Callable Bonds from the funds provided to it by the Issuer from a portion of the proceeds of the Series 2012 Bonds.

It is the responsibility of the Paying Agent to assure that all publications and form of redemption notices conform to the requirements of the Bond Resolution.

Sincerely,

\_\_\_\_\_  
City of Southaven, Mississippi

# Minutes, City of Southaven, Southaven, Mississippi

## EXHIBIT G

[put on letterhead of City of Southaven, Mississippi]  
\_\_\_\_\_, 2012

The Peoples Bank  
\_\_\_\_\_

Biloxi, Mississippi \_\_\_\_\_

RE: Refunding of certain outstanding maturities of the City of Southaven, Mississippi General Obligation Bonds, Series 2004, dated December 1, 2004, issued in the original principal amount of \$4,500,000 (the "2004 Bonds"), maturing in the years 2015 through 2024, both inclusive (the "Refunded Bonds"), and the optional redemption of the Refunded Bonds maturing in the years 2015 through 2024, both inclusive (the "Callable Bonds")

Dear Sirs:

The Mayor and Board of Aldermen for the City of Southaven, Mississippi, acting for and on behalf of the City of Southaven, Mississippi (the "Issuer"), did adopt a resolution (a copy of which is attached), which authorized the refunding of the Refunded Bonds and the optional redemption of the Callable Bonds, and the Issuer does hereby irrevocably exercise its option to call for redemption the outstanding Callable Bonds effective December 1, 2014 at par, and hereby directs The Peoples Bank as the Paying Agent for the Refunded Bonds (the "Paying Agent"), to take any action required under the Bond Resolution securing the Refunded Bonds (the "Bond Resolution"), including, without limitation, the giving of notice thereunder, to accomplish such redemption. Such optional redemption shall be carried out in accordance with the provisions of the Bond Resolution and the Paying Agent is hereby authorized to utilize the funds remitted to it from the refunding monies provided by a portion of the Issuer's not to exceed \$3,200,000 General Obligation Refunding Bonds, Series 2012A, to be dated the date of delivery thereof (the "Series 2012A Bonds").

From the date of the issuance of the Series 2012A Bonds, the Paying Agent for the Refunded Bonds shall provide for the debt service due on the Refunded Bonds and the funds for the optional redemption of the Callable Bonds from the funds provided to it by the Issuer from a portion of the proceeds of the Series 2012A Bonds.

It is the responsibility of the Paying Agent to assure that all publications and form of redemption notices conform to the requirements of the Bond Resolution.

Sincerely,

\_\_\_\_\_  
City of Southaven, Mississippi

## EXHIBIT H

### FORM OF ESCROW AGREEMENT

ButlerSnow 11278635v1

# Minutes, City of Southaven, Southaven, Mississippi

## RESOLUTION ADOPTING ADDITIONAL COURT COST.

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI ADOPTING ADDITIONAL COURT COST PURSUANT TO SECTION 21-23-7(11) OF THE MISSISSIPPI CODE ANNOTATED (1972)

**WHEREAS**, on June 19, 2012, during a regular meeting of the Mayor And Board of Aldermen of the City of Southaven, Mississippi, this Board unanimously approved Municipal Court Judge B. G. Perry's recommendation to set fines and assessments for the Southaven Municipal Court as set forth in that Memorandum dated June 18, 2012;

**WHEREAS**, the new assessments were passed by the Mississippi Legislature, signed into law by Governor Bryant and became effective on July 1, 2012;

**WHEREAS**, Section 21-23-7(11) of the Mississippi Code Annotated (1972) authorizes municipal courts to impose reasonable costs of court;

**WHEREAS**, the costs of court authorized by Section 21-23-7(11) of the Mississippi Code Annotated (1972) are separate and apart from fines and assessments imposed by municipal courts;

**WHEREAS**, Section 21-23-7(11) of the Mississippi Code Annotated (1972) specifically authorizes municipal courts to impose a cost of court of \$10.00 to defray the cost of compensating the city prosecutor and/or city public defender if the city prosecutor and/or city public defender participated in the case;

**WHEREAS**, authorizing the collection of the additional \$10.00 cost of court for each case in which the city prosecutor and /or city public defender participates will financially benefit the Southaven Municipal Court and the City of Southaven, Mississippi.

# Minutes, City of Southaven, Southaven, Mississippi

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Mayor and Board of Alderman of the City of Southaven, Mississippi, that the Municipal Court for the City of Southaven, Mississippi, shall be and it is hereby authorized to impose and collect the aforementioned additional \$10.00 cost of court in accordance with Section 21-23-7(11) of the Mississippi Code Annotated (1972).

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

ALDERMEN	VOTED
ALDERMAN GUY	NAY
ALDERMAN HALE	NAY
ALDERMAN PAYNE	NAY
ALDERMAN HULING	YEA
ALDERMAN CADY	NAY
ALDERMAN BROOKS	NAY
ALDERMAN JOBES	NAY

WHEREUPON, the foregoing Resolution was declared FAILED at the regular meeting of the Mayor and Board of Alderman of the City of Southaven, Mississippi, on this, the 4<sup>th</sup> day of September, 2012 with a 6-1 vote.

# Minutes, City of Southaven, Southaven, Mississippi

## RESOLUTION TO CLEAN PRIVATE PROPERTY

### RESOLUTION GRANTING AUTHORITY TO CLEAN PRIVATE PROPERTY

**WHEREAS**, the governing authorities of the City of Southaven, Mississippi, have received numerous complaints regarding the parcel of land located at the following address, to-wit: **1410 Ashley Cove, 4044 Courtyard Drive, 1374 Gaston Drive, 1351 Houston Loop South, 1354 Tyler Way, 3841 Houston Loop North, 4084 Hearthstone Cove, 5115 Pepperchase Drive, Parcel ID# 2081010000000213, Parcel ID# 2081011100001500, Parcel ID# 2081011100002600, Parcel ID# 2081011100002700, 7616 Millbridge Drive, 575 Kackybrook Cove, 803 Stowewood Drive, 1527 Bennington Cove, 7395 Bridle Cove, 2324 Carrolton Drive**, to the effect that the said parcel of land has been neglected whereby **the grass height is in violation and there exist other unsafe conditions** and that the parcel of land in the present condition is deemed to be a menace to the public health and safety of the community.

**WHEREAS**, pursuant to Section 21-19-11 of the Mississippi Code Annotated (1972), the governing authorities of the City of Southaven, Mississippi, provided the owners of the above described parcel of land with notice of the condition of their respective parcel of land and further provided them with notice of a hearing before the Mayor and Board of Aldermen on **Tuesday, September 4, 2012**, by United States mail and by posting said notice, to determine whether or not the said parcel of land were in such a state of uncleanness as to be a menace to the public health and safety of the community.

**WHEREAS**, none of the owners of the above described parcel of land appeared at the meeting of the Mayor and Board of Aldermen on **Tuesday, September 4, 2012**, to voice objection or to offer a defense.

**NOW, THEREFORE, BE IT HEREBY RESOLVED**, by the Mayor and Board of Alderman of the City of Southaven, Mississippi, that the above

# Minutes, City of Southaven, Southaven, Mississippi

described parcel of land located at: 1410 Ashley Cove, 4044 Courtyard Drive, 1374 Gaston Drive, 1351 Houston Loop South, 1354 Tyler Way, 3841 Houston Loop North, 4084 Hearthstone Cove, 5115 Pepperchase Drive, Parcel ID# 208101000000213, Parcel ID# 2081011100001500, Parcel ID# 2081011100002600, Parcel ID# 2081011100002700, 7616 Millbridge Drive, 575 Kackybrook Cove, 803 Stowewood Drive, 1527 Bennington Cove, 7395 Bridle Cove, 2324 Carrolton Drive is deemed in the existing condition to be a menace to the public health and safety of the community.

**BE IT FURTHER RESOLVED** that the City of Southaven shall, if the owners of the above described parcel of land do not do so themselves, immediately proceed to clean the respective parcel of land, by the use of municipal employees or by contract, by cutting weeds and grass and removing rubbish and other debris.

Following the reading of this Resolution, it was introduced by Alderman Hale and seconded by Alderman Huling. The Resolution was then put to a roll call vote and the results were as follows, to-wit:

ALDERMAN	VOTED
Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobes	YEA
Alderman Randall T. Huling, Jr.	YEA

The Resolution, having received a majority vote of all Aldermen present, was declared adopted on this, the **4th day of September, 2012.**

# Minutes, City of Southaven, Southaven, Mississippi

## RESOLUTION FOR SIEMENS

Mayor Davis reported that this is the final Resolution for the Siemens project. He stated that he needs approval for him to sign all the agreement.

### **RESOLUTION OF THE CITY OF SOUTHAVEN APPROVING LEASE PURCHASING FINANCING FOR THE ACQUISITION OF CERTAIN FINANCING; APPROVING MASTER PURCHASE LEASE AGREEMENT, LEASING SCHEDULE, ESCROW AGREEMENT AND RELATED DOCUMENTS, AND AUTHORIZING THE EXECUTION OF THE SAME**

WHEREAS, the Board of Alderman for the City of Southaven (the "Governing Body") of the **City of Southaven, Mississippi** ("Lessee") has reviewed and determined its anticipated equipment requirements.

WHEREAS, the Governing Body for Lessee has determined that it is in Lessee's best interest to acquire the equipment (the "Equipment") described in a Performance Contracting Agreement (the "Energy Savings Contract") by and between Lessee and Siemens Industry, Inc., Building Technologies Division, a copy of which document is attached hereto as **Exhibit A**, and to finance such acquisition under Leasing Schedule #280-0002380-001 (the "Lease"), which incorporates the terms and conditions of the Master Lease Purchase Agreement (the "Agreement"), between Lessee and Siemens Public, Inc., copies of which documents are attached hereto as **Exhibit B**; and

WHEREAS, in connection with the execution and delivery of the Lease, it will be necessary for Lessee to enter into an Escrow Agreement Relating to Equipment Subject to Leasing Schedule #280-0002380-001 (the "Escrow Agreement") among Lessee, Siemens Public, Inc. and the escrow agent named therein, a copy of which document is attached hereto as **Exhibit C**; and

THEREFORE, BE IT RESOLVED UPON THE MOTION OF ALDERMAN BROOKS BY THE GOVERNING BODY THAT:

1. Lessee shall acquire the Equipment.
2. The Energy Savings Contract, the Lease, as incorporating the terms and conditions of the Agreement, and the Escrow Agreement are hereby approved, and Lessee's Mayor or any other representative of the Lessee designated by any of them in writing is hereby authorized to execute (i) the Energy Savings Contract; (ii) the Lease, as incorporating the terms and conditions of the Agreement, and (iii) the Escrow Agreement, all substantially in the forms attached hereto with such changes or amendments (substantial or otherwise) as are approved by the officer of Lessee executing those documents, such approval to be conclusively evidenced by that officer's execution of those documents, and (iv) all other

# Minutes, City of Southaven, Southaven, Mississippi

documents, instruments, certificates and agreements related to the Energy Services Agreement, the Escrow Agreement and the Lease.

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

Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobes	YEA
Alderman Randall Huling	YEA

Having received a majority of affirmative votes, the Mayor declared that the Resolution was carried and adopted as set forth above on this the 21<sup>st</sup> day of September, 2012.

## **FIRE PERMIT AND PENALTY RESOLUTION AMENDMENTS**

Alderman Payne stated that the committee had met with Chief Ron White and Deputy Chief Roger Thornton. Chief White reported that these fees have not been adjusted in several year's.

### **RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO AMEND THE CITY OF SOUTHAVEN CODE OF ORDINANCES, TITLE V, CHAPTER 1, SECTION 5-3, "PERMIT FEES" AND SECTION 5-4, "PENALTIES"**

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 V, CHAPTER 1, SECTION 5-3, "PERMIT FEES" AND SECTION 5-4, "PENALTIES" ("Ordinances")

Thereupon Alderman Payne 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 V, CHAPTER 1, SECTION 5-3, "PERMIT FEES" AND SECTION 5-4, "PENALTIES"**

WHEREAS, pursuant to Miss. Code 21-17-5 the City is vested with authority over the finances of the city, and may do all things, consistent with the

# Minutes, City of Southaven, Southaven, Mississippi

laws of the state, which they deem necessary to the care of the finances or to the best interest of the inhabitants; and

**WHEREAS**, the City may charge permit fees that are calculated to cover the administrative costs of the city department charged with overseeing and administering the activities associated with the permit; and

**WHEREAS**, the City currently adheres and enforces ordinances that allow for the receipt of permit fees and penalties; and

**WHEREAS**, the City desires to amend the Ordinances to provide specific guidance for permit fees and penalties; 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 CODE OF ORDINANCES, TITLE V, CHAPTER 1, SECTION 5-3, "PERMIT FEES" AND SECTION 5-4, "PENALTIES" BE AMENDED CONSISTENT WITH THE SCHEDULE OF FEES AND PENALTIES AS SET FORTH IN EXHIBIT "A."**

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

Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobes	YEA
Alderman Randall Huling	YEA

# Minutes, City of Southaven, Southaven, Mississippi

Having received a majority of affirmative votes, the Mayor declared that the Resolution was carried and adopted as set forth above on this the 4<sup>th</sup> day of September, 2012.

## ADOPTION OF TAX LEVY

### **RESOLUTION FIXING THE AD VALOREM TAX LEVY ON REAL AND PERSONAL PROPERTY FOR TAXES FOR THE CITY OF SOUTHAVEN, MISSISSIPPI**

**BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF  
THE  
CITY OF SOUTHAVEN, MISSISSIPPI**

*SECTION 1.* That for the Fiscal Year beginning October 1, 2012, there shall be and there is hereby levied on all taxable property, Real and Personal, within the corporate limits of the City of Southaven, Mississippi for Ad Valorem taxes for municipal purposes as indicated, the following levies to be collected upon each dollar of assessed value as shown upon the Real and Personal Ad Valorem assessment rolls of the City of Southaven as to such property within the city limits, to-wit:

***FOR GENERAL REVENUE PURPOSES:***

**TWENT-THREE POINT ONE TWO (23.12) MILLS  
SECTION 27-39-307 AND 83-3-37 PARAGRAPH 5 OF THE  
MISSISSIPPI CODE OF 1972**

***FOR DEBT RETIREMENT OF GENERAL OBLIGATION BONDS:***

**FOURTEEN POINT SIX ONE (14.61) MILLS  
SECTION 21-33-45 OF THE MISSISSIPPI CODE OF 1972**

***FOR SANITATION:***

**SIX POINT ZERO (6.0) MILLS  
SECTION 27-39-321 OF THE MISSISSIPPI CODE OF 1972**

***TOTAL FOR SAID MUNICIPAL PURPOSES:***

**FORTY-THREE POINT SEVENTY THREE (43.73) MILLS**

***FOR PARKS AND LIBRARY DEBT MILLAGE APPLIED TO  
EXEMPT BUSINESS AS PER AD VALOREM TAX ABATEMENT  
PURPOSES:***

**TWENTY-THREE POINT SIX NINE (23.69) MILLS  
SECTION 27-39-329 OF THE MISSISSIPPI CODE OF 1972**

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI, THAT THE AD VALOREM TAX LEVY ON REAL AND PERSONAL PROPERTY FOR THE CITY OF SOUTHAVEN FOR THE 2012-2013 FISCAL YEAR SHALL BE ESTABLISHED IN ACCORDANCE WITH THIS RESOLUTION.

# Minutes, City of Southaven, Southaven, Mississippi

**SECTION 1.** The Motion to adopt the budget and establish the millage rate as presented being made by Alderman Guy with a second by Alderman Cady with the following aldermen being present and voting thereon as follows:

Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobs	YEA
Alderman Randall Huling	YEA

RESOLVED THIS 4<sup>th</sup> DAY OF SEPTEMBER 2012

## ADOPTION OF 2012-2013 BUDGET

### **RESOLUTION FIXING THE AD VALOREM TAX LEVY ON REAL AND PERSONAL PROPERTY FOR TAXES AND ESTABLISHING THE BUDGET**

**Appropriations and Expenditures for the Fiscal Year 2012-2013  
FOR THE CITY OF SOUTHAVEN, MISSISSIPPI**

**BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF  
THE  
CITY OF SOUTHAVEN, MISSISSIPPI**

**SECTION 1.** That for the Fiscal Year beginning October 1, 2012, there shall be and there is hereby levied on all taxable property, Real and Personal, within the corporate limits of the City of Southaven, Mississippi for Ad Valorem taxes for municipal purposes as indicated, the following levies to be collected upon each dollar of assessed value as shown upon the Real and Personal Ad Valorem assessment rolls of the City of Southaven as to such property within the city limits, to-wit:

**FOR GENERAL REVENUE PURPOSES:  
TWENTY-THREE POINT ONE TWO (23.12) MILLS  
SECTION 27-39-307 AND 83-3-37 PARAGRAPH 5 OF THE  
MISSISSIPPI CODE OF 1972**

**FOR DEBT RETIREMENT OF GENERAL OBLIGATION BONDS:  
FOURTEEN POINT SIX ONE (14.61) MILLS  
SECTION 21-33-45 OF THE MISSISSIPPI CODE OF 1972**

**FOR SANITATION:  
SIX POINT ZERO (6.0) MILLS  
SECTION 27-39-321 OF THE MISSISSIPPI CODE OF 1972**

**TOTAL FOR SAID MUNICIPAL PURPOSES:  
FORTY-THREE POINT SEVENTY THREE (43.73) MILLS**

# Minutes, City of Southaven, Southaven, Mississippi

**FOR PARKS AND LIBRARY DEBT MILLAGE APPLIED TO  
EXEMPT BUSINESS AS PER AD VALOREM TAX ABATEMENT  
PURPOSES:**

**TWENTY-THREE POINT SIX NINE (23.69) MILLS  
SECTION 27-39-329 OF THE MISSISSIPPI CODE OF 1972**

WHEREAS, the Mayor and the Board of Aldermen of the City of Southaven, Mississippi, wish to prepare and publish a summarized budget of the municipal revenues and expense estimated for the fiscal year 2012-2013; and

WHEREAS, the budget herein shall be for the period beginning from October 1, 2012 and ending September 30, 2013; and

WHEREAS, the "Municipal Budget Law" of the State of Mississippi provides that said budget shall be adopted and approved as finally determined by governing authorities being the Mayor and Board of Aldermen of the City of Southaven, Mississippi; now therefore,

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI, AS FOLLOWS:

Fund Description	Beget for FYE 9/30/2013
<b>GENERAL FUND</b>	
<b>REVENUE</b>	
GENERAL PROPERTY TAXES	\$ (12,822,000)
LICENSES & PERMITS	(353,500)
INTERGOVERNMENTAL	(12,727,000)
CHARGES FOR SERVICES	(3,154,500)
FINES	(3,215,000)
FRANCHISE TAXES	(1,730,000)
GRANTS	(1,900,000)
OTHER	(1,412,000)
TOTAL REVENUE	\$ (37,314,000)
TRANSFERS FROM SANITATION	(200,000)
TRANSFERS FROM UTILITY	(200,000)
TOTAL AVAILABLE TAX	

# Minutes, City of Southaven, Southaven, Mississippi

(37,714,000)

## EXPENDITURES

### GENERAL GOVERNMENT

PERSONNEL SERVICES	2,992,037
SUPPLIES	125,000
OTHER SERVICES & CHARGES	<u>5,441,300</u>
TOTAL GENERAL GOVERNMENT	8,558,337

### PUBLIC SAFETY

#### POLICE

PERSONNEL SERVICES	8,457,565
SUPPLIES	594,500
OTHER SERVICES & CHARGES	<u>893,500</u>
TOTAL PUBLIC SAFETY	9,945,565

#### FIRE

PERSONNEL SERVICES	8,131,393
SUPPLIES	333,500
OTHER SERVICES & CHARGES	<u>924,500</u>
TOTAL PUBLIC SAFETY	9,389,393

### PUBLIC WORKS

PERSONNEL SERVICES	512,913
SUPPLIES	111,000
OTHER SERVICES & CHARGES	<u>719,000</u>
TOTAL PUBLIC WORKS	1,342,913

### CULTURE & RECREATION

PERSONNEL SERVICES	2,115,172
SUPPLIES	480,000
OTHER SERVICES & CHARGES	<u>1,667,000</u>

# Minutes, City of Southaven, Southaven, Mississippi

TOTAL CULTURE & RECREATION 4,262,172

**HEALTH & WELFARE**

PERSSONEL SERVICES 315,882

SUPPLIES 25,750

OTHER SERVICES & CHARGES 30,000

TOTAL HEALTH & WELFARE 371,632

**CAPITAL OUTLAY** 3,824,500

**RESERVE** 19,488

TOTAL EXPENDITURES 37,716,636

TOTAL EXP & YEAR END BALANCE -

**TOURISM FUND**

**REVENUE**

INTERGOVERNMENTAL (750,000)

OTHER (235,000)

TOTAL REVENUES (985,000)

**EXPENDITURES**

PARK IMPROVEMENTS 500,000

OTHER 485,000

TOTAL EXPENDITURES 985,000

TOTAL EXP & YEAR END BAL -

**DEBT SERVICE FUND**

**REVENUE**

# Minutes, City of Southaven, Southaven, Mississippi

GENERAL PROPERTY TAX	(7,580,000)
RENT	<u>(90,000)</u>
TOTAL REVENUE	(7,670,000)
EXPENDITURES	
DEBT SERVICE	7,527,805
RESERVE	142,195
TOTOAL EXP & YEAR END BAL	-
<b>UTILITY FUND</b>	
REVENUES	
CHARGES FOR SERVICES	(9,275,000)
OTHER	<u>(201,000)</u>
TOTAL REVENUES	(9,476,000)
EXPENDITURES	
PERSONNEL SERVICES	1,108,188
SUPPLIES	1,558,000
CAPITAL OUTLAY	975,000
DEBT SERVICE	3,136,370
OTHER SERVICES & CHARGES	<u>1,908,500</u>
TOTAL EXPENDITURES	8,686,058
TRANSFER TO GENERAL FUND	200,000
RESERVE	<u>589,942</u>
TOTAL EXPENDITURES & TRANSFERS	9,476,000
TOTAL EXP & YEAR END BAL	-

# Minutes, City of Southaven, Southaven, Mississippi

## SANITATION FUND

REVENUES	
GENERAL PROPERTY TAX	(3,100,000)
CHARGES FOR SERVICES	<u>(585,000)</u>
TOTAL REVENUES	(3,685,000)
EXPENDITURES	
PERSONNEL SERVICES	148,591
SUPPLIES	27,500
PROFESSIONAL SERVICES	2,800,000
CAPITAL OUTLAY	85,000
OTHER	<u>30,000</u>
TOTAL EXPENDITURES	3,091,091
TRANSFER TO GENERAL FUND	200,000
RESERVE	<u>393,909</u>
TOTAL EXPENDITURES & TRANSFERS	3,685,000
TOTAL EXP & YEAR END BAL	-

**SECTION 2.** It is hereby authorized by the Mayor and Board of Aldermen the funds as herein provided shall be appropriated for the provision of municipal services in the City of Southaven, DeSoto County, Mississippi, for the fiscal period 2012-2013:

**SECTION 3.** The above funds are set forth herein in the budget summary concerning both appropriations and expenditures.

**SECTION 4.** The Utility Rates for the City of Southaven shall be:

### Residential

Water: \$1.85/100 cubic feet  
Sewer: \$1.15/100 cubic feet  
Interceptor Sewer: \$1.21/100 cubic feet  
System Improvement: \$0.45/100 cubic feet  
¾" Tap Fee: \$525  
1" Tap Fee: \$630  
2" Tap Fee: \$1,315  
Irrigation Tee: \$250

# Minutes, City of Southaven, Southaven, Mississippi

Cut-Off Fee: \$75.00  
During Hours Turn-on Fee: \$25.00  
After Hours Turn-On Fee: \$35.00

## Commercial

Water: \$2.30/100 cubic feet  
Sewer: \$1.75/100 cubic feet  
Interceptor Sewer: \$1.75/100 cubic feet  
System Improvement: \$0.75/100 cubic feet  
DCRUA Sewer Fee: \$2.50/100 cubic feet  
¾" Tap Fee: \$850.00  
1" Tap Fee: \$850.00  
2" Tap Fee: \$1,700.00  
3" Tap Fee: \$1,900.00  
4" Tap Fee: \$3,400.00  
6" Tap Fee: \$5,000.00  
Irrigation Tee: \$300.00  
Cut-Off Fee: \$100.00  
During Hours Turn-on Fee: \$50.00  
After Hours Turn-On Fee: \$100.00

## Sewer Tap Fees

Inside Basin: \$1,400.00  
Outside Basin: \$2,050.00

These rates are to be effective October 1, 2012 and shall only be amended by the Southaven Board of Alderman or by an agreement entered into by the Mayor, the Southaven Utility Committee Chairman and the Southaven Utility Division Director.

**SECTION 5.** The Municipal Budget for the City of Southaven, DeSoto County, Mississippi, presented and reviewed at this public meeting for the fiscal year 2012-2013 shall be published according to law and be in full force and effect after passage.

**SECTION 6.** The Motion to adopt the budget and establish the millage rate as presented being made by Alderman Huling with a second by Alderman Guy with the following aldermen being present and voting thereon as follows:

Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobes	YEA
Alderman Randall Huling	YEA

RESOLVED THIS 5<sup>th</sup> DAY OF SEPTEMBER 2012

## ADOPTION OF REDISTRICTING WARDS

**ORDER ADOPTING REAPPORTIONMENT OF CITY WARDS OF  
THE CITY OF SOUTHAVEN, MISSISSIPPI, SUBJECT TO SECTION 5  
OF THE VOTING RIGHTS ACT OF 1965, AS AMENDED, 42 U.S.C.  
§1973C**

# Minutes, City of Southaven, Southaven, Mississippi

WHEREAS, under applicable Mississippi law, Miss. Code Ann. § 21-8-7, the Board of Aldermen of the City of Southaven, Mississippi, is authorized to fix and alter the ward boundaries of the City of Southaven, Mississippi;

WHEREAS, the data from the 2010 Census as provided to the City of Southaven, Mississippi, indicated that the variances among the wards of the City of Southaven, Mississippi, were not within the acceptable norm of the one-man, one-vote doctrine of the Equal Protection Clause of the Fourteenth Amendment to the United States Constitution;

WHEREAS, the Board of Aldermen of the City of Southaven, Mississippi, has utilized the services of consultants to assist in the redistricting process;

WHEREAS, the Board of Aldermen of the City of Southaven, Mississippi, has worked to develop a plan for the redistricting of the city wards;

WHEREAS, the Board of Aldermen of the City of Southaven, Mississippi, held a public hearing on August 21, 2012 to afford the members of the public an opportunity to provide input into the redistricting process;

WHEREAS, on September 4, 2012, the Board of Alderman of the City of Southaven, Mississippi, considered the proposed draft plans;

WHEREAS, the Board of Aldermen of the City of Southaven, Mississippi, determines that the redistricting plan designated "Proposed Plan Alternative 2" as described at the August 21, 2012 public hearing satisfies the redistricting criteria and should be adopted.

IT IS, THEREFORE, ORDERED by the Board of Aldermen of the City of Southaven, Mississippi, as follows:

1. That, subject to the provisions stated below, the Board of Aldermen of the City of Southaven, Mississippi, is hereby divided into six wards with the

# Minutes, City of Southaven, Southaven, Mississippi

boundaries of the wards set forth in a map which accurately depicts the wards boundaries, attached hereto and incorporated herein by reference as Exhibit "A".

2. That the pertinent 2010 Census population variance and population of the wards described in the above-referenced map are contained in the table attached hereto as Exhibit "B" and incorporated herein by reference;

3. That in the event of a conflict between the legal descriptions which are exhibits to this Board Order and the map which is an exhibit to this Board Order, the map shall control;

4. That in the event this Order shall take effect and be in force upon the satisfaction of the condition subsequent specified below, this Order shall be subject to the following provision: All incumbent Aldermen/Alderwomen shall continue to serve until their present terms of office have expired and their successors have been duly qualified, elected, and take office;

5. That in the event this Order shall take effect and be in force upon the satisfaction of the condition subsequent specified below, the authorized officials shall proceed to revise the registration books and poll books of the City of Southaven, Mississippi, in such a manner as is necessary to change the registration books of the voting precincts affected thereby to be so changed as to conform to the change of wards and precincts and to contain only the names of qualified electors in the voting precincts as made by the change of boundaries and to reassign those registered voters whose wards are changed by this Order and to notify such persons by United States Mail, postage pre-paid, of their reassignment as soon as practicable when accomplished;

6. That in the event this Order shall take effect and be in force upon the satisfaction of the condition subsequent specified below, this Order shall

# Minutes, City of Southaven, Southaven, Mississippi

supersede any prior orders of the Board of Aldermen of the City of Southaven, Mississippi, regulating the boundaries of wards;

7. That this Order shall take effect and be in force only when it is finally effectuated under Section 5 of the Voting Rights Act of 1965, as amended, 42 U.S.C. §1973c;

8. That the consultant for the City of Southaven, Mississippi, is hereby authorized and directed to seek and obtain Section 5 preclearance of this Order; and

9. That, pursuant to Miss. Code Ann. § 21-13-11, as amended, upon preclearance, the city clerk is hereby authorized and directed to publish this Order and all its exhibits once each week for three (3) consecutive weeks in *The Desoto Times*, a newspaper having a general circulation in Southaven, Mississippi.

SO ORDERED, this the 4<sup>th</sup> day of September 2012, upon motion of Huling, seconded by Cady, and the following roll call vote:

Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobes	YEA
Alderman Randall Huling	YEA

Having received a majority of affirmative votes, the Mayor declared that the Resolution was carried and adopted as set forth above on this the 4<sup>th</sup> day of September, 2012.

## **PLANNING AGENDA**

Planning Agenda will be presented by Mrs. Whitney Cheat-Cook, Planning Director.

**Item #1** Application to revise Rasco Hills Subdivision Section "E" on the south side of Stateline Road, east of Horn Lake Road. This was approved by the planning commission. Alderman Hale made the motion to approve Item #1 as

# Minutes, City of Southaven, Southaven, Mississippi

presented to this Board. Motion was seconded by Alderman Guy. Motion was put to vote and passed unanimously.

**Item #2** Application for a one lot subdivision on the northwest corner of Starlanding Road and Getwell Road in the Cherry Tree Planned Unit, and it is 1.49 acre with 284 feet of width along Starlanding and 230 feet of width along Getwell Road. Right of way dedication is being shown on both roadways allowing 53' from the centerline. Mrs. Choat-Cook stated that there have been a few adjustments from what they see on the screen. There is a radius to the lot that she needs to add on, and she is asking that the Board approve the adjustment that they pay in lieu of road improvements. Desoto County is supposed to widen that road. The Planning Commission did approve this item. Alderman Jobes asked where this is located and Mayor Davis stated that it is at Starlanding and Getwell. Alderman Huling made the motion to approve item #2 as presented to this Board. Motion was seconded by Alderman Guy. Mayor Davis stated that if they come in first and the County has not widened the road then they are required to widen it. Alderman Jobes made the motion, to amend the original motion, that the road improvements shall be done at the time of development of this lot by the developer. This is to be done on both sides, on Starlanding and on Getwell. Alderman Huling seconded the amendment to the motion. Mrs. Choat-Cook asked if they "do not" won't money in lieu of the widening. Mayor stated no. Mayor asked for any discussion on the amendment, there was none. Motion was put to vote and passed unanimously. Mayor Davis put the original motion with the amendment back out. Motion was put to vote and passed unanimously.

## MAYOR'S REPORT

Mayor Davis reported that there was an emergency purchase that took place on August 5, 2012. He stated that it was a massive down pour of rain. He stated that he ordered an emergency proclamation to clean up the two houses that were flooded with sewage back up. Alderman Payne made the motion to allow the emergency memo into the minutes for the emergency clean up. Motion was seconded by Alderman Cady. Motion was put to vote and passed unanimously.

Next, Mayor Davis is asking to purchase some gas powered equipment from Capital Equipment in the amount of \$6,240.00. (a list of the equipment is attached to these minutes along with the second quote.). Mayor Davis reported that our Utility Department can use this equipment. Mayor Davis stated that he needs permission to purchase this equipment and cut a demand check to pay for it within 10 days. Alderman Cady made the motion to allow Mayor Davis to purchase the equipment listed and cut a demand check for it. Motion was seconded by Alderman Huling. Motion was put to vote and passed unanimously.

## CITIZEN'S AGENDA:

Mayor Davis opened the floor for the Citizen's Agenda.

Mr. James Mathis came before the Board two weeks ago and asked for someone to get back with him as to why a child was questioned by the Police Department without a consenting adult with him. He stated that the City Attorney did call him and stated that the City did not do anything wrong. Mr. Mathis stated that is not what he wanted two weeks ago. He is asking for a copy of the procedures of

# Minutes, City of Southaven, Southaven, Mississippi

questioning minors while in police custody. Mr. Nick Manley gave him a copy of the procedure.

Mrs. Lisa Smith-189 Gardan Road. She thanked Ricky Jobes for his help in this matter. She complained that Alderman Greg Guy has built a horse barn on his lot and put up a fence without going through the planning commission or getting Board approval. She stated that the pole building that he pulled the permit for is not on the lot that the permit was pulled for. She stated that she went to the Building Department to pull a permit for the exact same thing that Alderman Guy had built, and she was denied. Mrs. Smith's time is up. She gave the attorney a list of questions that she has for the Board to answer. Mr. Vincent asked if he could relinquish his time to her. Alderman Huling made the motion to not allow him to give her his three minutes. Motion failed with lack of second. Mrs. Smith stated that Alderman Guy knew what he was doing, and that he coerced city employees into doing whatever he wanted them to do and misguided this Board to assist him on passing this. Alderman Guy stated that Mrs. Smith knew what he was doing with that property. He stated that the Smiths had known before they lost it to First Security Bank. He stated that his intention was to purchase the land for \$55,000.00 from DeSoto Central Properties for the purpose of putting horses and a barn on it. He stated that they did know about this when he was buying it from the Smiths. It wasn't until they lost it to First Security Bank that they had a problem with it. He stated that Mr. Ben Smith told him to call the bank and payoff the land. He stated that he did not influence the city or this Board. He stated that he went by the book on everything that he had done. Discussion got out of control, and Mayor Davis stopped this from being discussed any further.

Mr. Ben Smith - Garden Road. He stated that he has lived in Southaven since 1968 and has run a civil engineering company here since the early 70's. State law and the city's ordinances explain that anytime you vacate a plat that the subdivision is affected. These ordinances are in place to protect the people. He stated that he is before this Board due to a plat being vacated in his subdivision. He read the state law and the city ordinance on how to vacate a plat. He stated that he felt like this was done improperly in his subdivision, and that Mr. Guy and Mr. Armistead got together and devised a plan to avoid a public hearing on this and getting permission with the Southaven Planning Commission and the Mayor and Board. He stated that this scheme was to help Mr. Guy get a sweet deal on the land. Mayor Davis stated that we would have our attorney look into this. Alderman Guy stated that he did go through the Planning Commission and again, that he had done everything by the book that he was supposed to do. He also stated that the statement that he and Mr. Hugh Armistead had colluded on this property was absolutely inaccurate.

Mr. Tommy Hurst. He stated that he had some budget questions. He asked about the line item rentals under the Fire Department for \$375,000.00. Chief White stated that it is for rental of air tanks and oxygen tanks, etc. for the ambulances. The other question he had was under Arts and Cultural Affairs. They have a line item for home town living and wanted to know what that is for. Mayor reported that that line item will go away if the Southaven Chamber signs a contract with the City to run the Home Town Retirement Program. It is required that you have a minimum of a \$20,000 dollar budget to keep your certification of the Home Town Retirement Program. We will lose our creditation with the state if that is not done. He stated that he did not see a line item for the Fire Station on Swinnea.

# Minutes, City of Southaven, Southaven, Mississippi

Mayor Davis stated that will be a budget revision. He also stated that we do have an appraisal back on this property. Mr. Hurst also asked about the culvert being replaced on Deer Creek Lane in Summerwood Subdivision. He stated that we are about to get into the rainy season and when would this be complete. Mayor Davis told him that the home owner is threatening to sue the city, so it is tied up in litigation right now.

## PERSONNEL DOCKET

Personnel Docket 9/4/2012				
Payroll Additions				
Name	Position	Department	Date of Hire	Rate of Pay
Mark Patton	Crossing Guard	Police - 211	8/27/2012	\$9.00
Matthew Smith	Police Officer I	Police - 211	9/17/2012	\$15.76
Andrew White	Police Officer I	Police - 211	9/17/2012	\$15.76
Ian Sammons	Police Officer I	Police - 211	9/17/2012	\$15.76
Curtis Hale	Police Officer I	Police - 211	9/17/2012	\$15.76
Eric Samis	Police Officer II	Police - 211	9/17/2012	\$18.21
Jeremy Delaney	Police Officer II	Police - 211	9/17/2012	\$18.21
Monte Norwood	Police Officer II	Police - 211	9/17/2012	\$18.21
Payroll Deletions				
Name	Position	Department	Date of Termination	Rate of Pay
Memory Rhoda	Meter Reader	Utility Maintenance - 825	8/24/2012 - terminated	\$12.09
David Hodge	Meter Reader	Utility Maintenance - 825	8/24/2012 - terminated	\$12.09

Alderman Brooks made the motion to approve the Personnel Docket as presented to this Board. Motion was seconded by Alderman Huling. Motion was put to vote and passed unanimously.

## COMMITTEE REPORTS

Alderman Payne reported that they met last week to update the building code from the current 2006 to the 2012 version minus the part in there about the sprinkler systems being in all homes. The recommendation will be to delete that section of the Code. He will bring a resolution and recommendation to the Board next meeting.

# Minutes, City of Southaven, Southaven, Mississippi

## CITY ATTORNEY'S LEGAL UPDATE

No City Attorney's Legal Update

## OLD BUSINESS

No Old Business

## PROGRESS REPORTS

Alderman Hale asked to get a report on the parks improvements that are going on right now. He asked about the Senior Building. Mayor stated that we are in design and review right now. Alderman Hale stated that the Board needs to be updated on this project before any more work is done. Mayor Davis stated that he has a set of plans on his desk anytime he wants to come see them. He stated that the Board approved using Urban Architect several months ago. Alderman Hale stated that he has a copy of the minutes, and it does not say anything about any specific project, just that we approved Urban Architect as the architect. He stated that the Board does not have any idea about anything going on. Alderman Hale asked that he keep the full Board informed of anything going on through the Parks. Mayor Davis asked exactly what is it that they want to know. Alderman Hale said that the city has already paid out about \$45,000.00 to Urban Architect. The papers that he has show that the contract fee is \$390,000.00. The beginning cost of this project was \$5,200,000.00 and the project has now been bumped up to \$6,000,000.00. Mayor Davis stated that the construction cost must have gone up and Urban Architect only gets paid for what the bid comes in for. Alderman Hale asked that the Board be abreast of any monies spent from this or any other project. Alderman Hale stated that in regards to the Pennies resolution and monies collected, there is currently a repealer on this tax until 2014, then the tax goes away. He stated that this Board approved only to spend money after we have collected this tax money for one year. This Board approved to refurbish the existing parks first and not to issue bonds against this tax because it is currently in place because of that repealer. Alderman Hale made the motion that any and all park improvements, plans, design work, fees or expenses must be presented to the Aldermen before moving forward on any current or future projects. Motion was seconded by Alderman Payne. Alderman Jobes told Mayor Davis that he is taking this out of context. Alderman Hale stated that this Board only gave authority for Bryan Bullard with Urban Architect as the parks architect. That is it, no project, no numbers, nothing. He stated that this Board doesn't know anything that is going on. Alderman Huling stated that with this motion the parks department line items from last year's budget will not be able to be expended and that is not a correct process. Alderman Hale stated that this Board has not approved any expenditures for any specific project, and this project alone has cost \$45,000.00 with only relation to the Senior Services Building. Alderman Huling stated that the way this motion was made that it will affect repairs to the neighborhood parks. Alderman Hale stated that only in relation to the Penny for Your Park funds. Alderman Huling told him that is not what the motion was. He stated it was for all parks expenditures. Alderman Hale stated that it is any monies spent on the Pennies For Your Parks projects needs to be approved by this Board. Alderman Payne asked to remove his second to the motion. Alderman Jobes seconded the motion. Alderman Guy asked Alderman Hale if he could just

# Minutes, City of Southaven, Southaven, Mississippi

amend the motion, so it could specify that it would not give the appearance that we are stopping the whole parks system. He stated he is with Alderman Huling, and he has no problem with this Board approving the projects for the Senior Services Building, and we have to have this building. Alderman Hale withdrew his original motion. Alderman Hale made the motion that any future expenditures, improvements, plans, design work, fees or expenses involving Senior Services Building must be presented to and approved by the Board Aldermen before moving forward with this and any future projects. Motion was seconded by Alderman Jobs. Motion was put to vote and passed with 6 YEAs and 1 NAY.

Alderman Huling voting No.

## CLAIMS DOCKET:

A motion was made by Alderman Jobs to approve the Claims Docket of September 4, 2012, including demand checks and payroll in the amount of \$1,377,507.05. Motion was seconded by Alderman Payne.

Excluding voucher numbers: 187640, 187671, 187876, 187877, 187880, 187881, 187945, 187946, 187947, 187982, 187983, 188153, 188181, 188202, 188218, 188223, 188224, 188225.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Guy	RECUSED
Alderman Cady	YEA
Alderman Hale	YEA
Alderman Payne	YEA
Alderman Brooks	YEA
Alderman Jobs	YEA
Alderman Huling	YEA

Having received a majority of affirmative votes, the Mayor declared that the motion was carried and approved for payment on this the 4<sup>th</sup> day of September, 2012.

There being no further business to come before the Board of Aldermen, a motion was made by Alderman Cady to adjourn. Motion was seconded by Alderman Brooks. Motion was put to a vote and passed unanimously, September 4, 2012 at 7:15 p.m.

\_\_\_\_\_  
Charles G. Davis  
Mayor

\_\_\_\_\_  
Sheila Heath, City Clerk

# Minutes, City of Southaven, Southaven, Mississippi

The Mayor and Board of Aldermen of the City of Southaven, Mississippi (the "City"), took up for consideration the matter of adopting this resolution in connection with the issuance of not to exceed (a) \$3,400,000 General Obligation Water and Sewer Refunding Bonds, Series 2012 of the City and (b) \$3,200,000 General Obligation Refunding Bonds, Series 2012A of the City.

**RESOLUTION AUTHORIZING AND DIRECTING (I) THE ISSUANCE OF (A) GENERAL OBLIGATION WATER AND SEWER REFUNDING BONDS, SERIES 2012, OF THE CITY OF SOUTHAVEN, MISSISSIPPI (THE "CITY"), IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED THREE MILLION FOUR HUNDRED THOUSAND DOLLARS (\$3,400,000) (THE "SERIES 2012 BONDS") TO RAISE MONEY FOR THE PURPOSE OF CURRENT REFUNDING A CERTAIN OUTSTANDING AMOUNT OF THE CITY'S \$4,500,000 COMBINED WATER AND SEWER SYSTEM REVENUE BONDS, SERIES 2003, DATED DECEMBER 1, 2003 (THE "2003 WATER AND SEWER BONDS"); AND (B) GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012A, OF THE CITY IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED THREE MILLION TWO HUNDRED THOUSAND DOLLARS (\$3,200,000) (THE "SERIES 2012A BONDS" AND TOGETHER WITH THE SERIES 2012 BONDS, THE "BONDS") TO RAISE MONEY FOR THE PURPOSE OF ADVANCED REFUNDING A CERTAIN OUTSTANDING AMOUNT OF THE CITY'S \$4,500,000 GENERAL OBLIGATION BONDS, SERIES 2004, DATED DECEMBER 1, 2004 (THE "2004 BONDS"); (II) THE PAYMENT OF COSTS OF ISSUANCE OF THE BONDS; AND (III) FOR RELATED PURPOSES.**

**WHEREAS**, the Mayor and Board of Aldermen of the City, acting for and on behalf of said City, hereby finds, determines, adjudicates and declares as follows:

1. (a) In addition to any words and terms elsewhere defined herein, the following words and terms shall have the following meanings, unless some other meaning is plainly intended:

"Act" shall mean Sections 31-27-1 et seq, of the Mississippi Code of 1972, as amended.

"Act of Bankruptcy" shall mean the filing of a petition in bankruptcy or insolvency by or against the City under any applicable bankruptcy, insolvency, reorganization or similar law, now or hereafter in effect.

"Agent" shall mean any Paying Agent or Transfer Agent, whether serving in either or both capacities, and herein designated by the Governing Body.

"Authorized Officer" means the Mayor of the City, the Clerk of the City and any other officer designated from time to time as an Authorized Officer by resolution of the City, and when used with reference to any act or document also means any other Person authorized by resolution of the City to perform such act or sign such document.

# Minutes, City of Southaven, Southaven, Mississippi

"Beneficial Owner" or "Beneficial Owners" shall mean, whenever used with respect to a Bond, the person in whose name such Bond is recorded as the Beneficial Owner of such Bond by a DTC participant on the records of such DTC participant, or such person's subrogee.

"Bond" or "Bonds" shall mean together, the Series 2012 Bonds and the Series 2012A Bonds.

"Bond Counsel" shall mean Butler, Snow, O'Mara, Stevens & Cannada, PLLC, Ridgeland, Mississippi.

"Bond Purchase Agreement" shall mean the Bond Purchase Agreement, by and between the City and the Underwriter, dated the date of sale of the Bonds.

"Bond Resolution" shall mean this resolution.

"Bondholder" or "Bondholders" or "Holder" or "Holders" or any similar term shall mean the registered owner of any Bond.

"Book-Entry System" means a book-entry system established and operated for the recordation of Beneficial Owners of the Bonds as described in Section 2 herein.

"Callable Bonds" shall mean together the Callable Water and Sewer Bonds and the Callable 2004 Bonds.

"Callable Water and Sewer Bonds" shall mean the 2003 Water and Sewer Bonds maturing in the years 2013 through 2023, both inclusive.

"Callable 2004 Bonds" shall mean the 2004 Bonds maturing in the years 2015 through 2024, both inclusive.

"City" shall mean the City of Southaven, Mississippi.

"Clerk" shall mean the City Clerk of the City.

"County" shall mean DeSoto County, Mississippi.

"Direct Participant" means a broker-dealer, bank or other financial institution for which the Securities Depository holds Bonds as a securities depository.

"DTC" means The Depository Trust Company.

"DTC participant" or "DTC participants" shall mean any participant for whom DTC is a Security Depository Nominee.

"Escrow Agent" shall mean any bank, trust company or other institution hereafter designated by the Governing Body for the payment of the principal of and interest on the Refunded 2004 Bonds, and shall initially be The Peoples Bank, Biloxi, Mississippi.

# Minutes, City of Southaven, Southaven, Mississippi

"Escrow Agreement" shall mean that Escrow Agreement dated the date of delivery of the Series 2012A Bonds by and between the City and the Escrow Agent, providing for the refunding of the Refunded 2004 Bonds.

"Escrow Fund" shall mean the Escrow Deposit Fund established pursuant to the Escrow Agreement to pay the principal of and interest on the Refunded 2004 Bonds.

"Escrow Requirement" shall mean the sale proceeds of the Series 2012A Bonds deposited in the Escrow Fund and used to refund the Refunded 2004 Bonds as provided in the Escrow Agreement.

"Financial Advisor" shall mean Government Consultants, Inc., Jackson, Mississippi.

"Governing Body" shall mean the Mayor and Board of Aldermen of the City.

"Indirect Participant" shall mean a broker-dealer, bank or other financial institution for which the Securities Depository holds Bonds as a securities depository through a Direct Participant.

"Letter of Representations" shall mean the blanket issuer letter of representations from the City to DTC under the Book-Entry System.

"Mayor" shall mean the Mayor of the City.

"Paying Agent" shall mean any bank, trust company or other institution whether designated by the Bond Resolution or hereafter designated by the Governing Body to make payments of the principal of and interest on the Bonds, and to serve as registrar and transfer agent for the registration of owners of the Bonds, and for the performance of other duties as may be specified by the Bond Resolution or hereafter specified by the Governing Body and shall initially be The Peoples Bank, Biloxi, Mississippi.

"Person" shall mean an individual, partnership, corporation, trust or unincorporated organization and a government or agency or political subdivision thereof.

"Project" shall mean the Series 2012 Project and the Series 2012A Project.

"Record Date" shall mean, as to interest payments, the 15th day of the month preceding the dates set for payment of interest on the Bonds and, as to payments of principal, the 15th day of the month preceding the maturity date thereof or the date set for redemption.

"Record Date Registered Owner" shall mean the Registered Owner as of the Record Date.

"Refunded Bonds" shall mean together, the Refunded Water and Sewer Bonds and the Refunded 2004 Bonds.

"Refunded Water and Sewer Bonds" shall mean the 2003 Water and Sewer Bonds which mature in the years 2012 through 2023, both inclusive.

# Minutes, City of Southaven, Southaven, Mississippi

"Refunded 2004 Bonds" shall mean the 2004 Bonds which mature in the years 2015 through 2024, both inclusive.

"Refunding Project" shall mean together the Series 2012 Refunding Project and the Series 2012A Refunding Project.

"Registered Owner" shall mean the Person whose name shall appear in the registration records of the City maintained by the Transfer Agent.

"Securities Depository" means The Depository Trust Company and any substitute for or successor to such securities depository that shall maintain a Book-Entry System with respect to the Bonds.

"Securities Depository Nominee" means the Securities Depository or the nominee of such Securities Depository in whose name there shall be registered on the registration records the Bonds to be delivered to such Securities Depository during the continuation with such Securities Depository of participation in its Book-Entry System.

"Series 2012 Bonds" shall mean the not to exceed \$3,400,000 General Obligation Water and Sewer Refunding Bonds, Series 2012 of the City authorized and directed to be issued in this Bond Resolution.

"Series 2012A Bonds" shall mean the not to exceed \$3,200,000 General Obligation Refunding Bonds, Series 2012A of the City authorized and directed to be issued in this Bond Resolution.

"Series 2012 Project" shall mean providing funds for the Series 2012 Refunding Project and paying the costs of issuance of the Series 2012 Bonds.

"Series 2012A Project" shall mean providing funds for the Series 2012A Refunding Project and paying the costs of issuance of the Series 2012A Bonds.

"Series 2012 Refunding Project" shall mean providing funds which funds, together with certain Transferred Proceeds, will be sufficient for the current refunding of the Refunded Water and Sewer Bonds, including funds for the redemption price of the Callable Water and Sewer Bonds.

"Series 2012A Refunding Project" shall mean providing funds for the advanced refunding of the Refunded 2004 Bonds, including funds for the redemption price of the Callable 2004 Bonds.

"System" shall mean the combined water and sewer system of the City.

"Transfer Agent" shall mean any bank, trust company or other institution hereafter designated by the Governing Body for the registration of owners of the Bonds and for the performance of such other duties as may be herein or hereafter specified by the Governing Body and shall initially be The Peoples Bank, Biloxi, Mississippi.

# Minutes, City of Southaven, Southaven, Mississippi

"Transferred Proceeds" shall mean the funds transferred from the 2003 Water and Sewer Debt Service Fund and the 2003 Water and Sewer Debt Service Reserve Fund for the 2003 Water and Sewer Bonds to the 2003 Water and Sewer Paying Agent to provide a portion of the funds to effectuate the refunding of the Refunded Water and Sewer Bonds.

"Underwriter" shall mean Stephens Inc., Little Rock, Arkansas.

"2003 Water and Sewer Bonds" shall mean the City's \$4,500,000 Combined Water and Sewer System Revenue Bonds, Series 2003, dated December 1, 2003.

"2003 Water and Sewer Bond Resolution" shall mean the Bond Resolution, adopted by the City, in connection with the 2003 Water and Sewer Bonds..

"2003 Water and Sewer Paying Agent" shall mean BancorpSouth Bank, Jackson, Mississippi.

"2004 Bonds" shall mean the City's \$4,500,000 General Obligation Bonds, Series 2004, dated December 1, 2004.

"2004 Bond Resolution" shall mean the Bond Resolution, adopted by the City, in connection with the 2004 Bonds.

"2004 Paying Agent" shall mean The Peoples Bank, Biloxi, Mississippi.

"2012 Bond Fund" shall mean the City of Southaven, Mississippi General Obligation Refunding Bonds, Series 2012, 2012 Bond Fund provided for in Section 13 hereof.

"2012 Costs of Issuance Fund" shall mean the City of Southaven, Mississippi General Obligation Refunding Bonds, Series 2012, 2012 Costs of Issuance Fund provided for in Section 14 hereof.

"2012A Bond Fund" shall mean the City of Southaven, Mississippi General Obligation Refunding Bonds, Series 2012A, 2012A Bond Fund provided for in Section 13 hereof.

"2012A Costs of Issuance Fund" shall mean the City of Southaven, Mississippi General Obligation Refunding Bonds, Series 2012A, 2012A Costs of Issuance Fund provided for in Section 14 hereof.

(b) Words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders. Unless the context shall otherwise indicate, words and terms herein defined shall be equally applicable to the plural as well as the singular form of any of such words and terms.

2. The City is authorized under the provisions of the Act to issue its Bonds to fund the Project. It is advisable and in the public interest to issue the Bonds for the purpose stated herein.

# Minutes, City of Southaven, Southaven, Mississippi

3. The estimated cost of the (a) Series 2012 Project is not to exceed Three Million Four Hundred Thousand Dollars (\$3,400,000) and (b) Series 2012A Project is not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000).

4. The Governing Body recognizes that the current low interest rate environment provides an opportunity to realize savings from the issuance of the Bonds, and the Governing Body further realizes that the Governing Body must move expeditiously to accomplish the greatest savings possible by the issuance of the Bonds.

5. In that the bond market is volatile, the Governing Body needs to authorize the negotiated sale of the Bonds to the Underwriter, subject to the satisfaction of the conditions as hereinafter set forth in Section 26 and authorizes the Mayor and Clerk to execute the Bond Purchase Agreement, prior to a scheduled meeting of the Governing Body in order to maximize the savings to the City regarding the issuance of the Bonds.

6. The City recognizes that in order to prepare the necessary offering documents it is in the best interest of the City to employ and authorize Bond Counsel and Financial Advisor to prepare and distribute all necessary documents and resolutions and to do all things required in order to negotiate the sale of the Bonds to the Underwriter and effectuate the issuance of such Bonds. No fee will be due to Butler, Snow, O'Mara, Stevens & Cannada, PLLC or Government Consultants, Inc. unless the Governing Body approves the issuance of the Bonds.

7. It is necessary to approve the execution of the Preliminary Official Statement, to be dated the date of distribution thereof (the "Preliminary Official Statement") for the sale of the Bonds and the distribution thereof to prospective purchasers of the Bonds.

8. It is necessary to approve the form of and execution of the Bond Purchase Agreement with regard to the sale of the Bonds.

9. It is necessary to approve the form of, execution and distribution of an Official Statement, to be dated the date of execution of the Bond Purchase Agreement (the "Official Statement") for the Bonds.

10. It is necessary to approve the Escrow Agent and the form and execution of the Escrow Agreement for the Refunded Bonds.

11. It is necessary to authorize the Mayor or Clerk of the City to provide a written notification to the 2003 Water and Sewer Paying Agent and the 2004 Paying Agent of the current refunding of the Refunded Water and Sewer Bonds and the advanced refunding of the Refunded 2004 Bonds.

12. It has now become necessary to make provision for the preparation, execution and issuance of said Bonds.

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

# Minutes, City of Southaven, Southaven, Mississippi

**SECTION 1.** In consideration of the purchase and acceptance of any and all of the Bonds by those who shall hold the same from time to time, this Bond Resolution shall constitute a contract between the City and the Registered Owners from time to time of the Bonds. The pledge made herein and the covenants and agreements herein set forth to be performed on behalf of the City for the benefit of the Registered Owners shall be for the equal benefit, protection and security of the Registered Owners of any and all of the Bonds, all of which, regardless of the time or times of their authentication and delivery or maturity, shall be of equal rank without preference, priority or distinction.

**SECTION 2. (a)** The Bonds shall initially be issued pursuant to a Book-Entry System administered by the Securities Depository with no physical distribution of Bond certificates to be made except as provided in this Section 2. Any provision of this Bond Resolution or the Bonds requiring physical delivery of the Bonds shall, with respect to any Bonds held under the Book-Entry System, be deemed to be satisfied by a notation on the Registration Records maintained by the Paying Agent that such Bonds are subject to the Book-Entry System.

(b) So long as a Book-Entry System is being used, one Bond in the aggregate principal amount of the Bonds and registered in the name of the Securities Depository, the Securities Depository Nominee and the Participants and Indirect Participants will evidence beneficial ownership of the Bonds in authorized denominations, with transfers of ownership effected on the records of the Securities Depository, the Participants and the Indirect Participants pursuant to rules and procedures established by the Securities Depository, the Participants and the Indirect Participants. The principal of and any premium on each Bond shall be payable to the Securities Depository Nominee or any other person appearing on the Registration Records as the Registered Holder of such Bond or its registered assigns or legal representative at the principal office of the Paying Agent. So long as the Book-Entry System is in effect, the Securities Depository will be recognized as the Holder of the Bonds for all purposes. Transfer of principal, interest and any premium payments or notices to Participants and Indirect Participants will be the responsibility of the Securities Depository and transfer of principal, interest and any premium payments or notices to Beneficial Owners will be the responsibility of the Participants and Indirect Participants. No other party will be responsible or liable for such transfers of payments or notices or for maintaining, supervising or reviewing such records maintained by the Securities Depository, the Participants or the Indirect Participants. While the Securities Depository Nominee or the Securities Depository, as the case may be, is the registered owner of the Bonds, notwithstanding any other provisions set forth herein, payments of principal of, redemption premium, if any, and interest on the Bonds shall be made to the Securities Depository Nominee or the Securities Depository, as the case may be, by wire transfer in immediately available funds to the account of such Holder, without notice to or the consent of the Beneficial Owners, the Paying Agent, with the consent of the City, and the Securities Depository may agree in writing to make payments of principal and interest in a manner different from that set out herein. In such event, the Paying Agent shall make payments with respect to the Bonds in such manner as if set forth herein.

(c) The City may at any time elect (i) to provide for the replacement of any Securities Depository as the depository for the Bonds with another qualified Securities Depository, or (ii) to discontinue the maintenance of the Bonds under a Book-Entry System. In such event, and upon

# Minutes, City of Southaven, Southaven, Mississippi

being notified by the City of such election, the Paying Agent shall give 30 days' prior notice of such election to the Securities Depository (or such fewer number of days as shall be acceptable to such Securities Depository).

(d) Upon the discontinuance of the maintenance of the Bonds under a Book-Entry System, the City will cause Bonds to be issued directly to the Beneficial Owners of Bonds, or their designees, as further described below. In such event, the Paying Agent shall make provisions to notify Participants and the Beneficial Owners of the Bonds, by mailing an appropriate notice to the Securities Depository, or by other means deemed appropriate by the Paying Agent in its discretion, that Bonds will be directly issued to the Beneficial Owners of Bonds as of a date set forth in such notice, which shall be a date at least 10 days after the date of mailing of such notice (or such fewer number of days as shall be acceptable to the Securities Depository).

(e) In the event that Bonds are to be issued to the Beneficial Owners of the Bonds, or their designees, the City shall promptly have prepared Bonds in certificated form registered in the names of the Beneficial Owners of Bonds shown on the records of the Participants provided to the Paying Agent, as of the date set forth in the notice described above. Bonds issued to the Beneficial Owners, or their designees, shall be in fully registered form substantially in the form set forth in Section 8 hereof.

(f) If any Securities Depository is replaced as the depository for the Bonds with another qualified Securities Depository, the City will issue to the replacement Securities Depository Bonds substantially in the form set forth herein, registered in the name of such replacement Securities Depository.

(g) Each Securities Depository and the Participants, the Indirect Participants and the Beneficial Owners of the Bonds, by their acceptance of the Bonds, agree that the City and the Paying Agent shall have no liability for the failure of any Securities Depository to perform its obligation to any Participant, Indirect Participant or other nominee of any Beneficial Owner of any Bonds to perform any obligation that such Participant, Indirect Participant or other nominee may incur to any Beneficial Owner of the Bonds.

(h) Notwithstanding any other provision of this Bond Resolution, on or prior to the date of issuance of the Bonds, the Paying Agent shall have executed and delivered to the initial Securities Depository a Letter of Representations governing various matters relating to the Securities Depository and its activities pertaining to the Bonds. The terms and provisions of such Letter of Representations are incorporated herein by reference and in the event there shall exist any inconsistency between the substantive provisions of the said Letter of Representations and any provisions of this Bond Resolution, then, for as long as the initial Securities Depository shall serve with respect to the Bonds, the terms of the Letter of Representations shall govern.

(i) Notwithstanding any provision in this Bond Resolution to the contrary, at all times in which the Book-Entry System is in effect, any references to physical delivery of a Bond shall not be required.

# Minutes, City of Southaven, Southaven, Mississippi

**SECTION 3.** (a) The Series 2012 Bonds are hereby authorized and ordered to be prepared and issued in the principal amount of not to exceed Three Million Four Hundred Thousand Dollars (\$3,400,000) to raise money for the Series 2012 Project as authorized by the Act.

(b) The Series 2012A Bonds are hereby authorized and ordered to be prepared and issued in the principal amount of not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000) to raise money for the Series 2012A Project as authorized by the Act.

**SECTION 4.** (a) Payments of interest on the Bonds shall be made to the Record Date Registered Owner, and payments of principal shall be made upon presentation and surrender thereof at the principal office of the Paying Agent to the Record Date Registered Owner in lawful money of the United States of America.

(b) The Series 2012 Bonds shall be registered as to both principal and interest; shall be dated the date of delivery thereof; shall be issued in the principal denomination of \$5,000 each, or integral multiples thereof up to the amount of a single maturity; shall be numbered from one upward in the order of issuance; shall bear interest from the date thereof at the rate or rates specified by further order of the Governing Body, payable on June 1 and December 1 of each year (each an "Interest Payment Date") until maturity, such interest rate to be in compliance with the Act, commencing December 1, 2012, unless otherwise specified in the Bond Purchase Agreement; and shall mature and become due and payable on December 1 in the years and in the amounts as determined in the Bond Purchase Agreement, with the final maturity occurring not later than December 1, 2023 and with such completions, changes, insertions and modifications to the Bond Purchase Agreement as shall be approved by the officers executing and delivering the same (the execution thereof shall constitute conclusive evidence approval of any such completions, changes, insertions and modifications).

(c) The Series 2012 Bonds may be subject to optional or mandatory sinking fund redemption prior to their stated dates of maturity as set forth in the Bond Purchase Agreement (the execution thereof shall constitute conclusive evidence approval of any such completions, changes, insertions and modifications).

(d) The Series 2012A Bonds shall be registered as to both principal and interest; shall be dated the date of delivery thereof; shall be issued in the principal denomination of \$5,000 each, or integral multiples thereof up to the amount of a single maturity; shall be numbered from one upward in the order of issuance; shall bear interest from the date thereof at the rate or rates specified by further order of the Governing Body, payable on June 1 and December 1 of each year (each an "Interest Payment Date") until maturity, such interest rate to be in compliance with the Act, commencing December 1, 2012 unless otherwise specified in the Bond Purchase Agreement; and shall mature and become due and payable on December 1 in the years and in the amounts as determined in the Bond Purchase Agreement, with the final maturity occurring not later than December 1, 2024 and with such completions, changes, insertions and modifications to the Bond Purchase Agreement as shall be approved by the officers executing and delivering the same (the execution thereof shall constitute conclusive evidence approval of any such completions, changes, insertions and modifications)

# Minutes, City of Southaven, Southaven, Mississippi

(e) The Series 2012A Bonds may be subject to optional or mandatory sinking fund redemption prior to their stated dates of maturity as set forth in the Bond Purchase Agreement (the execution thereof shall constitute conclusive evidence approval of any such completions, changes, insertions and modifications).

(f) If notice of redemption is required in the Bond Purchase Agreement, notice of redemption identifying the numbers of Bonds or portions thereof to be redeemed shall be given to the Registered Owners thereof by first class mail at least thirty (30) days and not more than sixty (60) days prior to the date fixed for redemption. Failure to mail or receive any such notice, or any defect therein or in the mailing thereof, shall not affect the validity of any proceedings for the redemption of Bonds. Any notice mailed as provided herein shall be conclusively presumed to have been given, irrespective of whether received. If such written notice of redemption is made and if due provision for payment of the redemption price is made, all as provided above, the Bonds which are to be redeemed thereby automatically shall be deemed to have been redeemed prior to their scheduled maturities, and they shall not bear interest after the date fixed for redemption, and they shall not be regarded as being outstanding except for the right of the owner to receive the redemption price out of the funds provided for such payment. If at the time of mailing of any notice of redemption, there shall not be on deposit with the Paying Agent sufficient moneys to redeem all of the Bonds called for redemption, such notice shall state that it is subject to the deposit of moneys with the Paying Agent not later than on the redemption date and shall be of no effect unless such moneys are deposited.

(g) The Bonds, for which the payment of sufficient moneys or, to the extent permitted by the laws of the State of Mississippi, (a) direct obligations of, or obligations for the payment of the principal of and interest on which are unconditionally guaranteed by, the United States of America ("Government Obligations"), (b) certificates of deposit or municipal obligations fully secured by Government Obligations or (c) evidences of ownership of proportionate interests in future interest or principal payments on Government Obligations held by a bank or trust company as custodian, under which the owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor on the Government Obligations and which Government Obligations are not available to satisfy any claim of the custodian or any person claiming through the custodian or to whom the custodian may be obligated, (d) State and Local Government Series ("SLGS") Securities, or (e) municipal obligations, the payment of the principal of, interest and redemption premium, if any, on which are irrevocably secured by Government Obligations and which Government Obligations are not subject to redemption prior to the date on which the proceeds attributable to the principal of such obligations are to be used and have been deposited in an escrow account which is irrevocably pledged to the payment of the principal of and interest and redemption premium, if any, on such municipal obligations (all of which collectively, with Government Obligations, "Defeasance Securities"), shall have been deposited with an escrow agent appointed for such purpose, which may be the Paying and Transfer Agent, shall be deemed to have been paid, shall cease to be entitled to any lien, benefit or security under this Bond Resolution and shall no longer be deemed to be outstanding hereunder, and the Registered Owners shall have no rights in respect thereof except to receive payment of the principal of and interest on such Bonds from the funds held for that purpose. Defeasance Securities shall be considered sufficient under this Bond Resolution if said investments, with interest, mature and bear interest in such amounts and at such times as

# Minutes, City of Southaven, Southaven, Mississippi

will assure sufficient cash to pay currently maturing interest and to pay principal when due on such Bonds.

**SECTION 5.** (a) When the Bonds shall have been validated and executed as herein provided, they shall be registered as an obligation of the City in the office of the Clerk in a record maintained for that purpose, and the Clerk shall cause to be imprinted upon the reverse side of each of the Bonds, over her manual or facsimile signature and manual or facsimile seal, her certificate in substantially the form set out in **EXHIBIT A** and **EXHIBIT B**, respectively.

(b) The Bonds shall be executed by the manual or facsimile signature of the Mayor and countersigned by the manual or facsimile signature of the Clerk, with the seal of the City imprinted or affixed thereto; provided, however all signatures and seals appearing on the Bonds, other than the signature of an authorized officer of the Transfer Agent hereafter provided for, may be facsimile and shall have the same force and effect as if manually signed or impressed. In case any official of the City whose signature or a facsimile of whose signature shall appear on the Bonds shall cease to be such official before the delivery or reissuance thereof, such signature or such facsimile shall nevertheless be valid and sufficient for all purposes, the same as if such official had remained in office until delivery or reissuance.

(c) The Bonds shall be delivered to the Underwriter upon payment of the purchase price therefor in accordance with the terms and conditions of their sale and award, together with a complete certified transcript of the proceedings had and done in the matter of the authorization, issuance, sale and validation of the Bonds, and the final, unqualified approving opinion of Bond Counsel.

(d) Prior to or simultaneously with the delivery by the Transfer Agent of any of the Bonds, the City shall file with the Transfer Agent:

(i) a copy, certified by the Clerk, of the transcript of proceedings of the Governing Body in connection with the authorization, issuance, sale and validation of the Bonds; and

(ii) an authorization to the Transfer Agent, signed by the Mayor or Clerk, to authenticate and deliver the Bonds to the Underwriter.

(e) At delivery, the Transfer Agent shall authenticate the Bonds and deliver them to the Underwriter thereof upon payment of the purchase price of the Bonds to the City.

(f) Bonds, blank as to denomination, rate of interest, date of maturity and CUSIP number and sufficient in quantity in the judgment of the City to meet the reasonable transfer and reissuance needs on the Bonds, shall be printed and delivered to the Transfer Agent in generally-accepted format, and held by the Transfer Agent until needed for transfer or reissuance, whereupon the Transfer Agent shall imprint the appropriate information as to denomination, rate of interest, date of maturity and CUSIP number prior to the registration, authentication and delivery thereof to the transferee holder. The Transfer Agent is hereby authorized upon the approval of the Governing Body to have printed from time to time as necessary additional Bonds bearing the facsimile seal of the City and facsimile signatures of the persons who were the officials of the Governing Body as of the date of original issue of the Bonds.

# Minutes, City of Southaven, Southaven, Mississippi

**SECTION 6.** (a) The City hereby appoints the Paying and Transfer Agent for the Bonds. The Paying and Transfer Agent shall be a bank or trust company located within the State of Mississippi. The City specifically reserves the right to hereafter designate a separate Transfer Agent and/or Paying Agent in its discretion in the manner hereinafter provided.

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

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

(d) (i) An Agent may at any time resign and be discharged of the duties and obligations of either the function of the Paying Agent or Transfer Agent, or both, by giving at least sixty (60) days' written notice to the City, and may be removed from either or both of said functions at any time by resolution of the Governing Body delivered to the Agent. The resolution shall specify the date on which such removal shall take effect and the name and address of the successor Agent, and shall be transmitted to the Agent being removed within a reasonable time prior to the effective date thereof. Provided, however, that no resignation or removal of an Agent shall become effective until a successor Agent has been appointed pursuant to the Bond Resolution.

(ii) Upon receiving notice of the resignation of an Agent, the City shall promptly appoint a successor Agent by resolution of the Governing Body. Any appointment of a successor Agent shall become effective upon acceptance of appointment by the successor Agent. If no successor Agent shall have been so appointed and have accepted appointment within thirty (30) days after the notice of resignation, the resigning Agent may petition any court of competent jurisdiction for the appointment of a successor Agent, which court may thereupon, after such notice as it may deem appropriate, appoint a successor Agent.

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

# Minutes, City of Southaven, Southaven, Mississippi

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

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

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

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

(viii) All duties and obligations imposed hereby on an Agent or successor Agent shall terminate upon the accomplishment of all duties, obligations and responsibilities imposed by law or required to be performed by this Bond Resolution.

(e) Any corporation or association into which an Agent may be converted or merged, or with which it may be consolidated or to which it may sell or transfer its assets as a whole or substantially as a whole, or any corporation or association resulting from any such conversion, sale, merger, consolidation or transfer to which it is a party, shall be and become successor Agent hereunder and vested with all the powers, discretion, immunities, privileges and all other matters as was its predecessor, without the execution or filing of any instrument or any further act, deed or conveyance on the part of either the City or the successor Agent, anything herein to the contrary notwithstanding, provided only that such successor Agent shall be satisfactory to the City and eligible under the provisions of Section 7(d)(iv) hereof.

**SECTION 7.** The Bonds shall be in substantially the form attached hereto as **EXHIBIT A** and **EXHIBIT B** with such appropriate variations, omissions and insertions as are permitted or required by this Bond Resolution.

**SECTION 8.** In case any Bond shall become mutilated or be stolen, destroyed or lost, the City shall, if not then prohibited by law, cause to be authenticated and delivered a new Bond of like date, number, maturity and tenor in exchange and substitution for and upon cancellation of such mutilated Bond, or in lieu of and in substitution for such Bond stolen, destroyed or lost, upon the Registered Owner's paying the reasonable expenses and charges of the City in connection therewith, and in case of a Bond stolen, destroyed or lost, his filing with the City or Transfer Agent evidence satisfactory to them that such Bond was stolen, destroyed or lost, and of

# Minutes, City of Southaven, Southaven, Mississippi

his ownership thereof, and furnishing the City or Transfer Agent with such security or indemnity as may be required by law or by them to save each of them harmless from all risks, however remote. The provision of this Section 8 shall not apply if the Book-Entry System is in effect.

**SECTION 9.** (a) For the purpose of effectuating and providing for the payment of the principal of and interest on the Series 2012 Bonds as the same shall respectively mature and accrue, there shall be and is hereby levied a direct, continuing special tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Series 2012 Bonds; provided, however, that such tax levy for any year shall be abated pro tanto to the extent the City on or prior to September 1 of that year has transferred money to the 2012 Bond Fund of the Series 2012 Bonds, or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Series 2012 Bonds due during the ensuing fiscal year of the City, including the pledge of the net revenues of the System to be applied toward the payment of the principal of and interest on the Series 2012 Bonds due during the ensuing fiscal year of the City, in accordance with the provisions of the Bond Resolution. When necessary, said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to time, rate or amount. The avails of said tax are hereby irrevocably pledged for the payment of the principal of and interest on the Series 2012 Bonds as the same shall respectively mature and accrue. Should there be a failure in any year to comply with the requirements of this section, such failure shall not impair the right of the Registered Owners of any of the Series 2012 Bonds in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Series 2012 Bonds, both as to principal and interest.

(b) For the purpose of effectuating and providing for the payment of the principal of and interest on the Series 2012A Bonds as the same shall respectively mature and accrue, there shall be and is hereby levied a direct, continuing special tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Series 2012A Bonds, in accordance with the provisions of the Bond Resolution. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to time, rate or amount. The avails of said tax are hereby irrevocably pledged for the payment of the principal of and interest on the Series 2012A Bonds as the same shall respectively mature and accrue. Should there be a failure in any year to comply with the requirements of this section, such failure shall not impair the right of the Registered Owners of any of the Series 2012A Bonds in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Series 2012A Bonds, both as to principal and interest.

**SECTION 10.** Only such of the Bonds as shall have endorsed thereon a certificate of registration and authentication in substantially the form hereinabove set forth, duly executed by the Transfer Agent, shall be entitled to the rights, benefits and security of this Bond Resolution.

# Minutes, City of Southaven, Southaven, Mississippi

No Bond shall be valid or obligatory for any purpose unless and until such certificate of registration and authentication shall have been duly executed by the Transfer Agent, which executed certificate shall be conclusive evidence of registration, authentication and delivery under this Bond Resolution. The Transfer Agent's certificate of registration and authentication on any Bond shall be deemed to have been duly executed if signed by an authorized officer of the Transfer Agent, but it shall not be necessary that the same officer sign said certificate on all of the Bonds that may be issued hereunder at any one time.

**SECTION 11.** (a) In the event the Underwriter shall fail to designate the names, addresses and social security or tax identification numbers of the Registered Owners of the Bonds within thirty (30) days of the date of sale, or at such other later date as may be designated by the City, one Bond registered in the name of the Underwriter may be issued in the full amount for each maturity. Ownership of the Bonds shall be in the Underwriter until the initial Registered Owner has made timely payment and, upon request of the Underwriter within a reasonable time of the initial delivery of the Bonds, the Transfer Agent shall re-register any such Bond upon its records in the name of the Registered Owner to be designated by the Underwriter in the event timely payment has not been made by the initial Registered Owner.

(b) Except as hereinabove provided, the Person in whose name any Bond shall be registered in the records of the City maintained by the Transfer Agent may be deemed the absolute owner thereof for all purposes, and payment of or on account of the principal of or interest on any Bond shall be made only to or upon the order of the Registered Owner thereof, or his legal representative, but such registration may be changed as hereinafter provided. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

**SECTION 12.** (a) Each Bond shall be transferable only in the records of the City, upon surrender thereof at the office of the Transfer Agent, together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the Registered Owner or his attorney duly authorized in writing. Upon the transfer of any Bond, the City, acting through its Transfer Agent, shall issue in the name of the transferee a new Bond or Bonds of the same aggregate principal amount and maturity and rate of interest as the surrendered Bond or Bonds.

(b) In all cases in which the privilege of transferring Bonds is exercised, the Transfer Agent shall authenticate and deliver Bonds in accordance with the provisions of this Bond Resolution.

**SECTION 13.** (a) The City hereby establishes the 2012 Bond Fund which shall be maintained with a qualified depository in its name for the payment of the principal of and interest on the Series 2012 Bonds, and the payment of Agents' fees in connection therewith. There shall be deposited into the 2012 Bond Fund as and when received:

(i) The accrued interest, if any, received upon delivery of the Series 2012 Bonds;

(ii) The avails of any of the ad valorem taxes levied and collected pursuant to Section 9 hereof;

# Minutes, City of Southaven, Southaven, Mississippi

(iii) Any income received from investment of monies in the 2012 Bond Fund;  
and

(iv) Any other funds available to the City which may be lawfully used for payment of the principal of and interest on the Series 2012 Bonds, and which the Governing Body, in its discretion, may direct to be deposited into the 2012 Bond Fund.

(b) As long as any principal of and interest on the Series 2012 Bonds remains outstanding, the Clerk is hereby irrevocably authorized and directed to withdraw from the 2012 Bond Fund sufficient monies to make the payments herein provided for and to transfer same to the account of the Paying Agent in time to reach said Paying Agent at least five (5) days prior to the date on which said interest or principal and interest shall become due.

(c) The City hereby establishes the 2012A Bond Fund which shall be maintained with a qualified depository in its name for the payment of the principal of and interest on the Series 2012A Bonds, and the payment of Agents' fees in connection therewith. There shall be deposited into the 2012A Bond Fund as and when received:

(i) The accrued interest, if any, received upon delivery of the Series 2012A Bonds;

(ii) The avails of any of the ad valorem taxes levied and collected pursuant to Section 9 hereof;

(iii) Any income received from investment of monies in the 2012A Bond Fund; and

(iv) Any other funds available to the City which may be lawfully used for payment of the principal of and interest on the Series 2012A Bonds, and which the Governing Body, in its discretion, may direct to be deposited into the 2012A Bond Fund.

(d) As long as any principal of and interest on the Series 2012A Bonds remains outstanding, the Clerk is hereby irrevocably authorized and directed to withdraw from the 2012A Bond Fund sufficient monies to make the payments herein provided for and to transfer same to the account of the Paying Agent in time to reach said Paying Agent at least five (5) days prior to the date on which said interest or principal and interest shall become due.

**SECTION 14.** (a) The City hereby establishes the 2012 Costs of Issuance Fund which shall be held by the Paying Agent pursuant to this resolution. A certain portion of the proceeds received upon the sale of the Series 2012 Bonds shall be deposited in the 2012 Costs of Issuance Fund. Any income received from investment of monies in the 2012 Costs of Issuance Fund shall be deposited in the 2012 Costs of Issuance Fund. Funds in the 2012 Costs of Issuance Fund shall be used to pay the costs, fees and expenses incurred by the City in connection with the authorization, issuance, sale, validation and delivery of the Series 2012 Bonds. Any amounts which remain in the 2012 Costs of Issuance Fund after the payment of the costs of issuance for the Series 2012 Bonds shall be transferred by the Paying Agent to the City for deposit in the 2012 Bond Fund and used as permitted under State law.

# Minutes, City of Southaven, Southaven, Mississippi

(b) The City hereby establishes the 2012A Costs of Issuance Fund which shall be held by the Escrow Agent under the Escrow Agreement. A certain portion of the proceeds received upon the sale of the Series 2012A Bonds shall be deposited in the 2012A Costs of Issuance Fund. Any income received from investment of monies in the 2012 Costs of Issuance Fund shall be deposited in the 2012A Costs of Issuance Fund. Funds in the 2012A Costs of Issuance Fund shall be used to pay the costs, fees and expenses incurred by the City in connection with the authorization, issuance, sale, validation and delivery of the Series 2012A Bonds. Any amounts which remain in the 2012A Costs of Issuance Fund after the payment of the costs of issuance for the Series 2012A Bonds shall be transferred by the Escrow Agent to the City for deposit in the 2012A Bond Fund and used as permitted under State law

**SECTION 15.** Upon delivery of the Series 2012 Bonds and the Series 2012A Bonds, the City will remit or will direct the remittance of (a) a certain portion of the proceeds received upon the sale of the Series 2012 Bonds, together with Transferred Proceeds, directly to the 2003 Water and Sewer Paying Agent, which amount, will be sufficient to effectuate the current refunding of the Refunded Water and Sewer Bonds and the redemption price of the Callable Water and Sewer Bonds pursuant to the terms of the 2003 Bond Resolution; and (b) a certain portion of the proceeds received upon the sale of the Series 2012A Bonds, directly to the Escrow Agent under the Escrow Agreement for deposit in the Escrow Fund, which amount, together with investment income thereon, will be sufficient to effectuate the advanced refunding of the Refunded 2004 Bonds and the redemption price of the Callable 2004 Bonds, pursuant to the terms of the Escrow Agreement.

**SECTION 16.** (a) Payment of principal on the Bonds shall be made, upon presentation and surrender of the Bonds at the principal office of the Paying Agent, to the Record Date Registered Owner thereof who shall appear in the registration records of the City maintained by the Transfer Agent as of the Record Date.

(b) Payment of each installment of interest on the Bonds shall be made to the Record Date Registered Owner thereof whose name shall appear in the registration records of the City maintained by the Transfer Agent as of the Record Date. Interest shall be payable in the aforesaid manner irrespective of any transfer or exchange of such Bond subsequent to the Record Date and prior to the due date of the interest.

(c) Principal of and interest on the Bonds shall be paid by check or draft mailed on the Interest Payment Date to Registered Owners at the addresses appearing in the registration records of the Transfer Agent. Any such address may be changed by written notice from the Registered Owner to the Transfer Agent by certified mail, return receipt requested, or such other method as may be subsequently prescribed by the Transfer Agent, such notice to be received by the Transfer Agent not later than the 15th day of the calendar month preceding the applicable principal or Interest Payment Date to be effective as of such date.

**SECTION 17.** The Bonds may be submitted to validation as provided by Chapter 13, Title 31, Mississippi Code of 1972, and to that end, if requested, the Clerk is hereby directed to make up a transcript of all legal papers and proceedings relating to the Bonds and to certify and forward the same to the State's bond attorney for the institution of validation proceedings.

# Minutes, City of Southaven, Southaven, Mississippi

**SECTION 18.** The City hereby covenants that it will not make any use of the proceeds of the Bonds or do or suffer any other action that would cause: (i) the Bonds to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code"), and the Regulations promulgated thereunder; (ii) the interest on the Bonds to be included in the gross income of the Registered Owners thereof for federal income taxation purposes; or (iii) the interest on the Bonds to be treated as an item of tax preference under Section 57(a)(5) of the Code.

**SECTION 19.** The City hereby covenants as follows:

(a) it has not abandoned, sold or otherwise disposed of any facility, equipment or improvement financed or refinanced directly or indirectly with the proceeds of the Refunded Bonds;

(b) it does not intend to, during the term that any of the Bonds allocable to the Refunding Project are outstanding, abandon, sell or otherwise dispose of any facility, equipment or improvement financed or refinanced directly or indirectly with the proceeds of the Refunded Bonds;

(c) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Section 148(f) and 149(e) of the Code;

(d) it shall take no action that would cause the Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Code;

(e) it will not employ an abusive arbitrage device in connection with the issuance by it of the Bonds which will enable it to obtain a material financial advantage (based on arbitrage) apart from the savings that may be realized as a result of the lower interest rates on the Bonds than on the Refunded Bonds and overburden the tax-exempt bond market; and

(f) the amount of "excess gross proceeds", as such term is defined in Income Tax Regulation § 1.148-10(c)(2), of the Bonds allocable to the Refunding Project will not exceed one percent (1%) of the proceeds received from the sale thereof;

(g) it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Regulation § 1.148-0 through 1.148-11, 1.149(b)-1, 1.149(d)-1, 1.149(g)-1, 1.150-1, 1.150-2, as such regulations and statutory provisions may be modified insofar as they apply to the Bonds.

**SECTION 20.** The City hereby designates the Bonds as "qualified tax-exempt obligation" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the City hereby represents that:

(a) the City reasonably anticipates that the amount of tax-exempt obligations to be issued by it during the period from January 1, 2012 to December 31, 2012, and the amount of obligation designated as "qualified tax-exempt obligation" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Bonds; and

# Minutes, City of Southaven, Southaven, Mississippi

(b) for purposes of this Section 20, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the City: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

**SECTION 21.** The City hereby agrees for the benefit of the holders and beneficial owners of the Bonds for so long as it remains obligated to advance funds to pay the Bonds to provide certain updated financial information and operating data annually, and timely notice of specified material events, to the Municipal Securities Rulemaking Board ("MSRB") through MSRB's Electronic Municipal Market Access system at [www.emma.msrb.org](http://www.emma.msrb.org) ("EMMA"), in the electronic format then prescribed by the Securities and Exchange Commission (the "SEC") (the "Required Electronic Format") pursuant to Rule 15c2-12, as amended from time to time (the "Rule") of the SEC, together with any identifying information or other information then required to accompany the applicable filing (the "Accompanying Information"). This information will be available free to securities brokers and others through EMMA.

The City will provide certain updated financial information and operating data to the MSRB in the Required Electronic Format through EMMA, together with any Accompanying Information. The information to be updated includes all quantitative financial information and operating data with respect to the City of the general type included in the Official Statement in APPENDIX A under the headings "ECONOMIC AND DEMOGRAPHIC INFORMATION," "TAX INFORMATION" and "DEBT INFORMATION" and other financial information set forth in APPENDICES B and C of the Official Statement. The City will update and provide this information within six months after the end of each fiscal year of the City ending in or after 2012.

The City may provide updated information in full text or may incorporate by reference certain other publicly available documents, as permitted by the Rule. The updated information will include audited financial statements, if the City's audit is completed by the required time. If audited financial statements are not available by the required time, the City will provide unaudited financial statements by such time and audited financial statements when the audit report becomes available. Any such financial statements will be prepared in accordance with the accounting principles promulgated by the State of Mississippi or such other accounting principles as the City may be required to employ from time to time pursuant to law or regulation.

The City's current fiscal year end is September 30. Accordingly, it must provide updated information by March 31 in each year, unless the City changes its fiscal year. If the City changes its fiscal year, it will notify the MSRB in the Required Electronic Format through EMMA, together with any Accompanying Information.

Anyone requesting information under the continuing disclosure requirements of SEC Rule 15c2-12 should contact the City Clerk, City Hall, 8710 Northwest Drive, Southaven, Mississippi 38671 Telephone Number: (662) 280-2489.

# Minutes, City of Southaven, Southaven, Mississippi

The City will also provide notice to the MSRB in the Required Electronic Format through EMMA, together with any Accompanying Information, in a timely manner not in excess of ten business days after the occurrence of certain events. The City will provide notice of any of the following events with respect to the Bonds, in a timely manner not in excess of ten business days after the occurrence of such event: (1) principal and interest payment delinquencies; (2) unscheduled draws on debt service reserves, reflecting financial difficulties; (3) unscheduled draws on credit enhancements, reflecting financial difficulties; (4) substitution of credit or liquidity providers for the Bonds; or their failure to perform; (5) adverse tax opinions, IRS notices or events affecting the tax status of the Bonds; (6) defeasances; (7) rating changes; (8) tender offers; and (9) bankruptcy, insolvency receivership, or a similar proceeding by the obligated person. The City will provide to the MSRB in the Required Electronic Format through EMMA, together with any Accompanying Information, notice of an occurrence of the following events, if such event is material to a decision to purchase or sell Bonds, in a timely manner not in excess of ten business days after the occurrence of an event: (1) non-payment related defaults; (2) modifications to the rights of bond holders; (3) bond calls or redemption; (4) release, substitution, or sale of property securing repayment of the Bonds; (5) the consummation of a merger, consolidation, acquisition involving an obligated person, other than in the ordinary course of business, or the sale of all or substantially all the assets of an obligated person, other than in the ordinary course of business, or the entry into a definitive agreement to engage in such a transaction, or a termination of such an agreement, other than in accordance with its terms; and (6) appointment of a successor or additional Paying Agent, or the change in the name of the Paying Agent. In addition, the City will provide timely notice of any failure by the City to provide information, data, or financial statements in accordance with its agreement described above under paragraphs 2, 3 and 4 of this Section.

The City has agreed to update information and to provide notices of material events only as described in this Section. The City has not agreed to provide other information that may be relevant or material to a complete presentation of its financial results of operations, condition, or prospects or agreed to update any information that is provided, except as described herein. The City makes no representation or warranty concerning such information or concerning its usefulness to a decision to invest in or sell Bonds at any future date. The City disclaims any contractual or tort liability for damages resulting in whole or in part from any breach of its continuing disclosure agreement or from any statement made pursuant to its agreement, although Holders or Beneficial Owners of Bonds may seek a writ of mandamus to compel the City to comply with its agreement.

The City may amend its continuing disclosure agreement only if (1) the amendment is made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in identity, nature, or status of the City, (2) the agreement, as amended, would have complied with the Rule at the date of sale of the Bonds, taking into account any amendments or interpretations of the Rule as well as any change in circumstance, and (3) the City receives an opinion of nationally recognized bond counsel to the effect that the amendment does not materially impair the interests of the Holders and Beneficial Owners of the Bonds. If any such amendment is made, the City will include in its next annual update an explanation in narrative form of the reasons for the change and its impact on the type of operating data or financial information being provided.

# Minutes, City of Southaven, Southaven, Mississippi

**SECTION 22.** (a) The Paying Agent is hereby authorized to pay costs of issuance expenses on the closing date for the Series 2012 Bonds from the proceeds of the Series 2012 Bonds deposited with the Paying Agent pursuant to this resolution for the costs of issuance of said Series 2012 Bonds; provided, however, total costs of issuance for said Series 2012 Bonds shall not exceed 4% of the par amount of the Series 2012 Bonds (excluding Underwriter's discount and bond insurance premium, if any). The Mayor or Clerk or any other Authorized Officer are authorized to sign requisitions for the payment of costs of issuance for the Series 2012 Bonds; and (b) the Escrow Agent is hereby authorized to pay costs of issuance expenses on the closing date for the Series 2012A Bonds from the proceeds of the Series 2012A Bonds deposited with the Escrow Agent under the Escrow Agreement for the costs of issuance of said Series 2012A Bonds; provided, however, total costs of issuance for said Bonds shall not exceed 4% of the par amount of the Series 2012A Bonds (excluding Underwriter's discount and bond insurance premium, if any). The Mayor or Clerk or any other Authorized Officer are authorized to sign requisitions for the payment of costs of issuance for the Series 2012A Bonds.

**SECTION 23.** That the Governing Body of the City hereby approves, adopts and ratifies the Preliminary Official Statement for the sale of the Bonds in substantially the form attached hereto as **EXHIBIT C**. The City hereby deems the Preliminary Official Statement to be "final" as required by Rule 15c2-12(b)(1) of the Securities and Exchange Commission.

**SECTION 24.** That the distribution of copies of said Preliminary Official Statement to prospective purchasers of the Bonds is hereby authorized and ratified.

**SECTION 25.** That the Governing Body hereby authorizes the Mayor and Clerk to execute the Certificate of the City of Southaven, Mississippi, attached hereto as **EXHIBIT D**, in connection with the disclosure requirements regarding the distribution of the above referenced Preliminary Official Statement to prospective purchasers of the Bonds.

**SECTION 26.** That the Governing Body of the City hereby employs Bond Counsel and Financial Advisor and authorizes the negotiation of the sale of the Bonds to the Underwriter and authorizes the execution by the Mayor and Clerk of the City of the Bond Purchase Agreement in substantially the same form attached hereto as **EXHIBIT E** for and on behalf of the City, with such completions, changes, insertions and modifications as shall be approved by the officers executing and delivering the same (the execution thereof shall constitute conclusive evidence approval of any such completions, changes, insertions and modifications), based on the recommendation of Bond Counsel and Financial Advisor and provided that the following parameters are met: (1) the par amount of the Series 2012 Bonds will not exceed \$3,400,000; (2) the par amount of the Series 2012A Bonds will not exceed \$3,200,000; (3) the net interest cost of not more than eleven percent (11%) of the Series 2012 Bonds; (4) the net interest cost of not more than eleven percent (11%) of the Series 2012A Bonds; (5) the Series 2012 Bonds will mature no later than December 1, 2023; (6) the Series 2012 Bonds will mature no later than December 1, 2024; and (4) terms and provisions of the Bonds in compliance with the Act.

**SECTION 27.** Upon the execution of the Bond Purchase Agreement, the Mayor and Clerk are hereby authorized and directed to cause to be prepared and to execute a final Official Statement in connection with the Bonds in substantially the form of the Preliminary Official Statement, subject to minor amendments and supplement as approved by the Mayor and Clerk

# Minutes, City of Southaven, Southaven, Mississippi

executing same (the execution thereof shall constitute approval of any such completions, changes, insertions and modifications).

**SECTION 28.** Each of the following constitutes an event of default under this Bond Resolution:

- (a) failure by the City to pay any installment of principal of or interest on any Bond at the time required;
- (b) failure by the City to perform or observe any other covenant, agreement or condition on its part contained in this Bond Resolution or in the Bonds, and the continuance thereof for a period of thirty (30) days after written notice thereof to the City by the Registered Owners of not less than ten percent (10%) in principal amount of the then outstanding Bonds; or
- (c) an Act of Bankruptcy occurs.

**SECTION 29.** The Mayor and Clerk and any other Authorized Officer of the Governing Body are authorized to execute and deliver such resolutions, certificates and other documents as are required for the sale, issuance and delivery of the Bonds.

**SECTION 30.** This resolution shall serve as notice to the 2003 Water and Sewer Paying Agent and the 2004 Paying Agent of the City's desire to provide for the Series 2012 Refunding Project and the Series 2012A Refunding Project, as applicable.

**SECTION 31.** The form of and the execution by the Mayor or Clerk of the 2003 Water and Sewer Bonds Notice of Refunding/Redemption and the 2004 Notice of Refunding/Redemption, attached hereto as **EXHIBIT F** and **EXHIBIT G** is hereby approved.

**SECTION 32.** That the Governing Body hereby approves the form of the Escrow Agreement attached hereto as **EXHIBIT H** for and on behalf of said Governing Body and authorizes the execution by the Governing Body of the Escrow Agreement in substantially the same form for and on behalf of said Governing Body.

**SECTION 33.** That the Governing Body hereby approves the appointment of the Escrow Agent under the terms and provisions of the Escrow Agreement.

**SECTION 34.** The Governing Body hereby authorizes the Escrow Agent and/or Bond Counsel in making the initial application with the Department of the Treasury, Bureau of Public Debt, Division of Special Investments, Parkersburg, West Virginia for United States Treasury Securities - State and Local Government Series (the "SLGS"), if such application is deemed necessary in connection with completing the Project.

**SECTION 35.** The Governing Body authorizes the preparation and submission of the final application for SLGS by the Escrow Agent, if such application is deemed necessary in connection with completing the Project.

**SECTION 36.** The Governing Body recognizes and acknowledges that due to uncertain conditions in the municipal bond marketplace from time to time, that it may or may not be

# Minutes, City of Southaven, Southaven, Mississippi

determined to be advisable to refund any, all or a portion of the Refunded Bonds at any given time. Therefore the Governing Body does hereby grant authority to the Mayor, upon advice from the Financial Advisor, to provide for the final selection and approval of the obligations, amounts, and maturities of the Refunded Bonds to be refunded with the Bonds.

**SECTION 37.** If the Escrow Agreement is not deemed necessary due to certain market conditions at the point in time when the Bonds are subject to pricing, the Governing Body hereby approves (b) the remittance of a certain portion of the proceeds received upon the sale of the Series 2012A Bonds directly to the 2004 Paying Agent to effectuate the advanced refunding of the Refunded 2004 Bonds; and (c) the remittance of a portion of the proceeds received upon the sale of the Series 2012A Bonds to the Paying Agent to pay costs of issuance, including costs, fees and expenses incurred by the City in connection with the authorization, issuance, sale validation and delivery of the Bonds and authorizes the Paying Agent to pay costs of issuance expenses on the closing date; provided, however costs of issuance for said Bonds shall not exceed 4% of the par amount of the Bonds (excluding Underwriter's discount and bond insurance premium, if any).

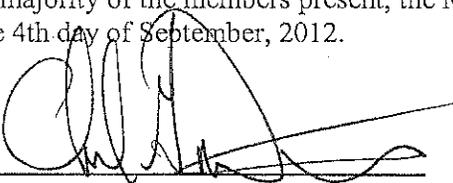
**SECTION 38.** All orders, resolutions or proceedings of the Governing Body in conflict with any provision hereof shall be, and the same are hereby repealed, rescinded and set aside, but only to the extent of such conflict. For cause, this Bond Resolution shall become effective upon the adoption hereof.

# Minutes, City of Southaven, Southaven, Mississippi

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

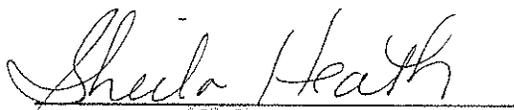
Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobs	YEA
Alderman Dr. Randy Huling	YEA

The motion having received the affirmative vote of a majority of the members present, the Mayor declared the motion carried and the resolution adopted this the 4th day of September, 2012.



MAYOR

ATTEST:

  
CITY CLERK

(SEAL)



# Minutes, City of Southaven, Southaven, Mississippi

## **RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI ADOPTING ADDITIONAL COURT COST PURSUANT TO SECTION 21-23-7(11) OF THE MISSISSIPPI CODE ANNOTATED (1972)**

**WHEREAS**, on June 19, 2012, during a regular meeting of the Mayor And Board of Aldermen of the City of Southaven, Mississippi, this Board unanimously approved Municipal Court Judge B. G. Perry's recommendation to set fines and assessments for the Southaven Municipal Court as set forth in that Memorandum dated June 18, 2012;

**WHEREAS**, the new assessments were passed by the Mississippi Legislature, signed into law by Governor Bryant and became effective on July 1, 2012;

**WHEREAS**, Section 21-23-7(11) of the Mississippi Code Annotated (1972) authorizes municipal courts to impose reasonable costs of court;

**WHEREAS**, the costs of court authorized by Section 21-23-7(11) of the Mississippi Code Annotated (1972) are separate and apart from fines and assessments imposed by municipal courts;

**WHEREAS**, Section 21-23-7(11) of the Mississippi Code Annotated (1972) specifically authorizes municipal courts to impose a cost of court of \$10.00 to defray the cost of compensating the city prosecutor and/or city public defender if the city prosecutor and/or city public defender participated in the case;

**WHEREAS**, authorizing the collection of the additional \$10.00 cost of court for each case in which the city prosecutor and /or city public defender participates will financially benefit the Southaven Municipal Court and the City of Southaven, Mississippi.

# Minutes, City of Southaven, Southaven, Mississippi

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Mayor and Board of Alderman of the City of Southaven, Mississippi, that the Municipal Court for the City of Southaven, Mississippi, shall be and it is hereby authorized to impose and collect the aforementioned additional \$10.00 cost of court in accordance with Section 21-23-7(11) of the Mississippi Code Annotated (1972).

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

ALDERMEN	VOTED
ALDERMAN GUY	NAY
ALDERMAN HALE	NAY
ALDERMAN PAYNE	NAY
ALDERMAN HULING	YEA
ALDERMAN CADY	NAY
ALDERMAN BROOKS	NAY
ALDERMAN JOBES	NAY

WHEREUPON, the foregoing Resolution was declared FAILED at the regular meeting of the Mayor and Board of Alderman of the City of Southaven, Mississippi, on this, the 4<sup>th</sup> day of September, 2012 with a 6-1 vote.

# Minutes, City of Southaven, Southaven, Mississippi

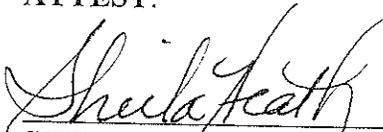
CITY OF SOUTHAVEN, MISSISSIPPI

BY: \_\_\_\_\_



CHARLES G. DAVIS  
MAYOR

ATTEST:



SHEILA HEATH  
CITY CLERK

(SEAL)



# Minutes, City of Southaven, Southaven, Mississippi

## RESOLUTION GRANTING AUTHORITY TO CLEAN PRIVATE PROPERTY

**WHEREAS**, the governing authorities of the City of Southaven, Mississippi, have received numerous complaints regarding the parcel of land located at the following address, to-wit: **1410 Ashley Cove, 4044 Courtyard Drive, 1374 Gaston Drive, 1351 Houston Loop South, 1354 Tyler Way, 3841 Houston Loop North, 4084 Hearthstone Cove, 5115 Pepperchase Drive, Parcel ID# 2081010000000213, Parcel ID# 2081011100001500, Parcel ID# 2081011100002600, Parcel ID# 2081011100002700, 7616 Millbridge Drive, 575 Kackybrook Cove, 803 Stowewood Drive, 1527 Bennington Cove, 7395 Bridle Cove, 2324 Carrolton Drive**, to the effect that the said parcel of land has been neglected whereby **the grass height is in violation and there exist other unsafe conditions** and that the parcel of land in the present condition is deemed to be a menace to the public health and safety of the community.

**WHEREAS**, pursuant to Section 21-19-11 of the Mississippi Code Annotated (1972), the governing authorities of the City of Southaven, Mississippi, provided the owners of the above described parcel of land with notice of the condition of their respective parcel of land and further provided them with notice of a hearing before the Mayor and Board of Aldermen on **Tuesday, September 4, 2012**, by United States mail and by posting said notice, to determine whether or not the said parcel of land were in such a state of uncleanliness as to be a menace to the public health and safety of the community.

# Minutes, City of Southaven, Southaven, Mississippi

**WHEREAS**, none of the owners of the above described parcel of land appeared at the meeting of the Mayor and Board of Aldermen on **Tuesday, September 4, 2012**, to voice objection or to offer a defense.

**NOW, THEREFORE, BE IT HEREBY RESOLVED**, by the Mayor and Board of Alderman of the City of Southaven, Mississippi, that the above described parcel of land located at: **1410 Ashley Cove, 4044 Courtyard Drive, 1374 Gaston Drive, 1351 Houston Loop South, 1354 Tyler Way, 3841 Houston Loop North, 4084 Hearthstone Cove, 5115 Pepperchase Drive, Parcel ID# 208101000000213, Parcel ID# 2081011100001500, Parcel ID# 2081011100002600, Parcel ID# 2081011100002700, 7616 Millbridge Drive, 575 Kackybrook Cove, 803 Stowewood Drive, 1527 Bennington Cove, 7395 Bridle Cove, 2324 Carrolton Drive** is deemed in the existing condition to be a menace to the public health and safety of the community.

**BE IT FURTHER RESOLVED** that the City of Southaven shall, if the owners of the above described parcel of land do not do so themselves, immediately proceed to clean the respective parcel of land, by the use of municipal employees or by contract, by cutting weeds and grass and removing rubbish and other debris.

Following the reading of this Resolution, it was introduced by Alderman Hale and seconded by Alderman Huling. The Resolution was then put to a roll call vote and the results were as follows, to-wit:

<b>ALDERMAN</b>	<b>VOTED</b>
Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA

# Minutes, City of Southaven, Southaven, Mississippi

Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobs	YEA
Alderman Randall T. Huling, Jr.	YEA

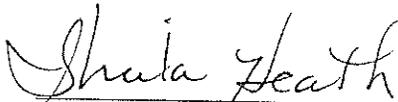
The Resolution, having received a majority vote of all Aldermen present, was declared adopted on this, the 4th day of September, 2012.

CITY OF SOUTHAVEN, MISSISSIPPI

BY:

  
\_\_\_\_\_  
CHARLES G. DAVIS  
MAYOR

ATTEST:



\_\_\_\_\_  
SHEILA HEATH  
CITY CLERK



# Minutes, City of Southaven, Southaven, Mississippi

## RESOLUTION OF THE CITY OF SOUTHAVEN APPROVING LEASE PURCHASING FINANCING FOR THE ACQUISITION OF CERTAIN FINANCING; APPROVING MASTER PURCHASE LEASE AGREEMENT, LEASING SCHEDULE, ESCROW AGREEMENT AND RELATED DOCUMENTS, AND AUTHORIZING THE EXECUTION OF THE SAME

WHEREAS, the Board of Alderman for the City of Southaven (the "Governing Body") of the **City of Southaven, Mississippi** ("Lessee") has reviewed and determined its anticipated equipment requirements.

WHEREAS, the Governing Body for Lessee has determined that it is in Lessee's best interest to acquire the equipment (the "Equipment") described in a Performance Contracting Agreement (the "Energy Savings Contract") by and between Lessee and Siemens Industry, Inc., Building Technologies Division, a copy of which document is attached hereto as **Exhibit A**, and to finance such acquisition under Leasing Schedule #280-0002380-001 (the "Lease"), which incorporates the terms and conditions of the Master Lease Purchase Agreement (the "Agreement"), between Lessee and Siemens Public, Inc., copies of which documents are attached hereto as **Exhibit B**; and

WHEREAS, in connection with the execution and delivery of the Lease, it will be necessary for Lessee to enter into an Escrow Agreement Relating to Equipment Subject to Leasing Schedule #280-0002380-001 (the "Escrow Agreement") among Lessee, Siemens Public, Inc. and the escrow agent named therein, a copy of which document is attached hereto as **Exhibit C**; and

THEREFORE, BE IT RESOLVED UPON THE MOTION OF ALDERMAN BROOKS BY THE GOVERNING BODY THAT:

1. Lessee shall acquire the Equipment.
2. The Energy Savings Contract, the Lease, as incorporating the terms and conditions of the Agreement, and the Escrow Agreement are hereby approved, and Lessee's Mayor or any other representative of the Lessee designated by any of them in writing is hereby authorized to execute (i) the Energy Savings Contract; (ii) the Lease, as incorporating the terms and conditions of the Agreement, and (iii) the Escrow Agreement, all substantially in the forms attached hereto with such changes or amendments (substantial or otherwise) as are approved by the officer of Lessee executing those documents, such approval to be conclusively evidenced by that officer's execution of those documents, and (iv) all other documents, instruments, certificates and agreements related to the Energy Services Agreement, the Escrow Agreement and the Lease.

# Minutes, City of Southaven, Southaven, Mississippi

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

Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobs	YEA
Alderman Randall Huling	YEA

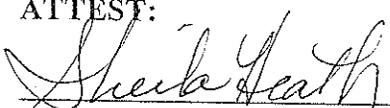
Having received a majority of affirmative votes, the Mayor declared that the Resolution was carried and adopted as set forth above on this the 21<sup>st</sup> day of September, 2012.

CITY OF SOUTHAVEN, MISSISSIPPI

BY:

  
CHARLES G. DAVIS, MAYOR

ATTEST:

  
SHEILA HEATH, CITY CLERK



# Minutes, City of Southaven, Southaven, Mississippi

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO AMEND  
THE CITY OF SOUTHAVEN CODE OF ORDINANCES,  
TITLE V, CHAPTER 1, SECTION 5-3, "PERMIT FEES" AND  
SECTION 5-4, "PENALTIES"**

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 V, CHAPTER 1, SECTION 5-3, "PERMIT FEES" AND SECTION 5-4, "PENALTIES" ("Ordinances")

Thereupon Alderman Payne 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 V, CHAPTER 1, SECTION 5-3, "PERMIT FEES" AND  
SECTION 5-4, "PENALTIES"**

**WHEREAS**, pursuant to Miss. Code 21-17-5 the City is vested with authority over the finances of the city, and may do all things, consistent with the laws of the state, which they deem necessary to the care of the finances or to the best interest of the inhabitants; and

**WHEREAS**, the City may charge permit fees that are calculated to cover the administrative costs of the city department charged with overseeing and administering the activities associated with the permit; and

**WHEREAS**, the City currently adheres and enforces ordinances that allow for the receipt of permit fees and penalties; and

**WHEREAS**, the City desires to amend the Ordinances to provide specific guidance for permit fees and penalties; and

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

# Minutes, City of Southaven, Southaven, Mississippi

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 CODE OF ORDINANCES, TITLE V, CHAPTER 1, SECTION 5-3, "PERMIT FEES" AND SECTION 5-4, "PENALTIES" BE AMENDED CONSISTENT WITH THE SCHEDULE OF FEES AND PENALTIES AS SET FORTH IN EXHIBIT "A."

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

Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobs	YEA
Alderman Randall Huling	YEA

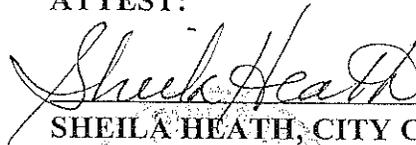
Having received a majority of affirmative votes, the Mayor declared that the Resolution was carried and adopted as set forth above on this the 4<sup>th</sup> day of September, 2012.

CITY OF SOUTHAVEN, MISSISSIPPI

BY: \_\_\_\_\_

CHARLES G. DAVIS, MAYOR

ATTEST:

  
SHEILA HEATH, CITY CLERK



# Minutes, City of Southaven, Southaven, Mississippi

## Fire Prevention Permit Fees

<b>Operational Permit Fee</b>	
This permit allows the applicant to conduct an operation or business as listed below. The permit is applicable for a prescribed period or until renewed or revoked.	
	Permit Fee
Amusement Buildings	\$ 150.00
Aviation Facilities	\$ 50.00
Battery Systems	\$ 50.00
Burn Permits	\$ 150.00
Carnivals and Fairs (see special events)	see special events
Cellulose Nitrate Film	\$ 50.00
Combustible Dust Producing Operations	\$ 50.00
Combustible Fibers	\$ 50.00
Covered Mall Buildings	\$ 150.00
Cutting and Welding	\$ 50.00
Dry Cleaning Plants	\$ 50.00
Fire Hydrants and Valves	No Fee
Floor Finishing	\$ 50.00
Fruit and Crop Ripening	\$ 50.00
Fumigation and Thermal Insecticidal Fogging	\$ 50.00
<b>Hazardous Materials</b>	
Aerosol Products, Compressed Gases, Cryogenic Fluids, Explosives, Flammable & Combustible Liquids, LP Gas, Magnesium, Flammable Spraying or Dipping, Hazardous Waste Handling	\$ 300.00
HPM Facilities	\$ 300.00
High Piled Storage	\$ 50.00
Hot Work Operations	\$ 50.00
Industrial Ovens	\$ 50.00
Liquid or Gas Fueled Vehicle or Equipment in Assembly Bldg	\$ 300.00
Lumber Yards and Woodworking Plants	\$ 50.00
Miscellaneous Combustible Storage	\$ 50.00
Motor Fuel Dispensing Facility	\$ 300.00
Open Flames, Torches, and Candles	\$ 50.00
Places of Assembly	\$ 50.00
Private Fire Hydrants	No Fee
Pyrotechnique Special Effects Material	\$ 400.00
Pyroxylin Plastics	\$ 50.00
Refrigeration Equipment	\$ 50.00
Repair Garage	\$ 50.00
Rooftop Heliports	\$ 50.00
Special Events * see below	see below
*Minor Special Event - Block party, parade, fundraising event, etc., which requires road closure or restricts general use of a public road.	No Fee
*Major Special Event - expected attendance of 1,000 to 4,999 persons daily which may include Flea Markets, Trade Shows, Expos, and large temporary structures for major sales events.	150.00 per day

# Minutes, City of Southaven, Southaven, Mississippi

## Fire Prevention Permit Fees

*Mega Special Event - expected attendance of 5,000 + infrequently occurring event outside the normal use of the facility, building, or grounds, such as, Carnivals, Fairs, Amusement, or Entertainment.	1 up to 99 occupied spaces - \$1500.00 per operational day. ..... 100 or more occupied spaces - \$3000.00 per operational day.
Storage of Scrap Tires and Tire Byproducts	\$ 150.00
Temporary Tents and Canopies (100 sq ft and greater)	\$ 100.00
Tire Rebuilding Plants	\$ 150.00
Waste Handling	\$ 300.00
Wood Products	\$ 50.00
NOTE : All City sponsored events are exempt from Permit Fees	No Fee
<b>Construction Permit Fee</b>	
For alteration to or addition of the following	Permit Fee
Automatic Fire Extinguishing Systems	\$ 150.00
Fire Alarm Detection Systems and Related Equipment	\$ 150.00
Fire Pumps and Related Equipment	\$ 150.00
Hazardous Materials Aerosol Products, Compressed Gases, Cryogenic Fluids, Explosives, Flammable and Combustible Liquids, LP Gas, Magnesium, Flammable Spraying or Dipping, Hazardous Waste Handling	\$ 300.00
Industrial Ovens	\$ 50.00
Private Fire Hydrants	No Fee
Temporary Tents and Canopies (100 sq ft and greater)	\$ 100.00
<b>Inspection Penalty Fees for Failure to Comply</b>	
These fees shall begin upon completion of a 30 day follow-up inspection where identified violations have not been corrected. Additional fees shall be assessed for every 7 day period until violations are corrected.	Penalty Fee
Assembly Occupancy less than 100 occupants	\$ 250.00
Assembly Occupancy more than 100 occupants	\$ 750.00
Business Occupancy	\$ 100.00
Educational Occupancy	\$ 250.00
Factory & Industrial Occupancy	\$ 500.00
High Hazard Occupancy	\$ 1,000.00
Institutional Occupancy	\$ 1,000.00
Mercantile Occupancy	\$ 250.00
Residential R1, R2, R3, R4 Occupancy	\$ 500.00
Storage Occupancy	\$ 100.00
Utility & Miscellaneous Occupancy	\$ 100.00

# Minutes, City of Southaven, Southaven, Mississippi

## RESOLUTION FIXING THE AD VALOREM TAX LEVY ON REAL AND PERSONAL PROPERTY FOR TAXES FOR THE CITY OF SOUTHAVEN, MISSISSIPPI

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI

*SECTION 1.* That for the Fiscal Year beginning October 1, 2012, there shall be and there is hereby levied on all taxable property, Real and Personal, within the corporate limits of the City of Southaven, Mississippi for Ad Valorem taxes for municipal purposes as indicated, the following levies to be collected upon each dollar of assessed value as shown upon the Real and Personal Ad Valorem assessment rolls of the City of Southaven as to such property within the city limits, to-wit:

*FOR GENERAL REVENUE PURPOSES:*

TWENT-THREE POINT ONE TWO (23.12) MILLS  
SECTION 27-39-307 AND 83-3-37 PARAGRAPH 5 OF THE MISSISSIPPI CODE OF 1972

*FOR DEBT RETIREMENT OF GENERAL OBLIGATION BONDS:*

FOURTEEN POINT SIX ONE (14.61) MILLS  
SECTION 21-33-45 OF THE MISSISSIPPI CODE OF 1972

*FOR SANITATION:*

SIX POINT ZERO (6.0) MILLS  
SECTION 27-39-321 OF THE MISSISSIPPI CODE OF 1972

*TOTAL FOR SAID MUNICIPAL PURPOSES:*

FORTY-THREE POINT SEVENTY THREE (43.73) MILLS

*FOR PARKS AND LIBRARY DEBT MILLAGE APPLIED TO EXEMPT BUSINESS AS PER AD VALOREM TAX ABATEMENT PURPOSES:*

TWENTY-THREE POINT SIX NINE (23.69) MILLS  
SECTION 27-39-329 OF THE MISSISSIPPI CODE OF 1972

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI, THAT THE AD VALOREM TAX LEVY ON REAL AND PERSONAL PROPERTY FOR THE CITY OF SOUTHAVEN FOR THE 2012-2013 FISCAL YEAR SHALL BE ESTABLISHED IN ACCORDANCE WITH THIS RESOLUTION.

*SECTION 1.* The Motion to adopt the budget and establish the millage rate as presented being made by Alderman Guy with a second by Alderman Cady with the following aldermen being present and voting thereon as follows:

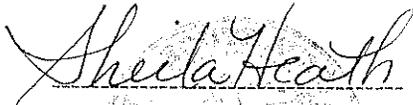
Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA

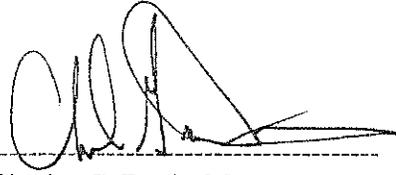
# Minutes, City of Southaven, Southaven, Mississippi

Alderman William Brooks  
Alderman Ricky Jobs  
Alderman Randall Huling

YEA  
YEA  
YEA

RESOLVED THIS 4<sup>th</sup> DAY OF SEPTEMBER 2012

  
Sheila Heath, City Clerk



Charles G. Davis, Mayor

# Minutes, City of Southaven, Southaven, Mississippi

## RESOLUTION FIXING THE AD VALOREM TAX LEVY ON REAL AND PERSONAL PROPERTY FOR TAXES AND ESTABLISHING THE BUDGET

Appropriations and Expenditures for the Fiscal Year 2012-2013  
FOR THE CITY OF SOUTHAVEN, MISSISSIPPI

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI

**SECTION 1.** That for the Fiscal Year beginning October 1, 2012, there shall be and there is hereby levied on all taxable property, Real and Personal, within the corporate limits of the City of Southaven, Mississippi for Ad Valorem taxes for municipal purposes as indicated, the following levies to be collected upon each dollar of assessed value as shown upon the Real and Personal Ad Valorem assessment rolls of the City of Southaven as to such property within the city limits, to-wit:

**FOR GENERAL REVENUE PURPOSES:**  
TWENTY-THREE POINT ONE TWO (23.12) MILLS  
SECTION 27-39-307 AND 83-3-37 PARAGRAPH 5 OF THE MISSISSIPPI CODE OF 1972

**FOR DEBT RETIREMENT OF GENERAL OBLIGATION BONDS:**  
FOURTEEN POINT SIX ONE (14.61) MILLS  
SECTION 21-33-45 OF THE MISSISSIPPI CODE OF 1972

**FOR SANITATION:**  
SIX POINT ZERO (6.0) MILLS  
SECTION 27-39-321 OF THE MISSISSIPPI CODE OF 1972

**TOTAL FOR SAID MUNICIPAL PURPOSES:**  
FORTY-THREE POINT SEVENTY THREE (43.73) MILLS

**FOR PARKS AND LIBRARY DEBT MILLAGE APPLIED TO EXEMPT BUSINESS AS PER AD VALOREM TAX ABATEMENT PURPOSES:**  
TWENTY-THREE POINT SIX NINE (23.69) MILLS  
SECTION 27-39-329 OF THE MISSISSIPPI CODE OF 1972

WHEREAS, the Mayor and the Board of Aldermen of the City of Southaven, Mississippi, wish to prepare and publish a summarized budget of the municipal revenues and expense estimated for the fiscal year 2012-2013; and

WHEREAS, the budget herein shall be for the period beginning from October 1, 2012 and ending September 30, 2013; and

WHEREAS, the "Municipal Budget Law" of the State of Mississippi provides that said budget shall be adopted and approved as finally determined by governing authorities being the Mayor and Board of Aldermen of the City of Southaven, Mississippi; now therefore,

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI, AS FOLLOWS:

Fund Description	Budget for FYE 9/30/2013
------------------	--------------------------------

# Minutes, City of Southaven, Southaven, Mississippi

## GENERAL FUND

### REVENUE

	\$
GENERAL PROPERTY TAXES	(12,822,000)
LICENSES & PERMITS	(353,500)
INTERGOVERNMENTAL	(12,727,000)
CHARGES FOR SERVICES	(3,154,500)
FINES	(3,215,000)
FRANCHISE TAXES	(1,730,000)
GRANTS	(1,900,000)
OTHER	<u>(1,412,000)</u>
	\$
TOTAL REVENUE	(37,314,000)
TRANSFERS FROM SANITATION	(200,000)
TRANSFERS FROM UTILITY	<u>(200,000)</u>
TOTAL AVAILABLE TAX	(37,714,000)

### EXPENDITURES

#### GENERAL GOVERNMENT

PERSONNEL SERVICES	2,992,037
SUPPLIES	125,000
OTHER SERVICES & CHARGES	<u>5,441,300</u>
TOTAL GENERAL GOVERNMENT	8,558,337

#### PUBLIC SAFETY

##### POLICE

# Minutes, City of Southaven, Southaven, Mississippi

PERSONNEL SERVICES	8,457,565
SUPPLIES	594,500
OTHER SERVICES & CHARGES	<u>893,500</u>
TOTAL PUBLIC SAFETY	9,945,565
<b>FIRE</b>	
PERSONNEL SERVICES	8,131,393
SUPPLIES	333,500
OTHER SERVICES & CHARGES	<u>924,500</u>
TOTAL PUBLIC SAFETY	9,389,393
<b>PUBLIC WORKS</b>	
PERSONNEL SERVICES	512,913
SUPPLIES	111,000
OTHER SERVICES & CHARGES	<u>719,000</u>
TOTAL PUBLIC WORKS	1,342,913
<b>CULTURE &amp; RECREATION</b>	
PERSONNEL SERVICES	2,115,172
SUPPLIES	480,000
OTHER SERVICES & CHARGES	<u>1,667,000</u>
TOTAL CULTURE & RECREATION	4,262,172
<b>HEALTH &amp; WELFARE</b>	
PERSONNEL SERVICES	315,882
SUPPLIES	25,750
OTHER SERVICES & CHARGES	<u>30,000</u>
TOTAL HEALTH & WELFARE	

# Minutes, City of Southaven, Southaven, Mississippi

	371,632
CAPITAL OUTLAY	3,824,500
RESERVE	19,488
TOTAL EXPENDITURES	37,716,636
TOTAL EXP & YEAR END BALANCE	-

## TOURISM FUND

### REVENUE

INTERGOVERNMENTAL	(750,000)
OTHER	<u>(235,000)</u>

TOTAL REVENUES (985,000)

### EXPENDITURES

PARK IMPROVEMENTS	500,000
OTHER	<u>485,000</u>

TOTAL EXPENDITURES 985,000

TOTAL EXP & YEAR END BAL -

## DEBT SERVICE FUND

### REVENUE

GENERAL PROPERTY TAX	(7,580,000)
RENT	<u>(90,000)</u>

# Minutes, City of Southaven, Southaven, Mississippi

TOTAL REVENUE	(7,670,000)
EXPENDITURES	
DEBT SERVICE	7,527,805
RESERVE	142,195
TOTAL EXP & YEAR END BAL	-
<b>UTILITY FUND</b>	
<hr/>	
REVENUES	
CHARGES FOR SERVICES	(9,275,000)
OTHER	<u>(201,000)</u>
TOTAL REVENUES	(9,476,000)
EXPENDITURES	
PERSONNEL SERVICES	1,108,188
SUPPLIES	1,558,000
CAPITAL OUTLAY	975,000
DEBT SERVICE	3,136,370
OTHER SERVICES & CHARGES	<u>1,908,500</u>
TOTAL EXPENDITURES	8,686,058
TRANSFER TO GENERAL FUND	200,000
RESERVE	<u>589,942</u>
TOTAL EXPENDITURES & TRANSFERS	9,476,000
TOTAL EXP & YEAR END BAL	-

# Minutes, City of Southaven, Southaven, Mississippi

## SANITATION FUND

### REVENUES

GENERAL PROPERTY TAX (3,100,000)

CHARGES FOR SERVICES (585,000)

TOTAL REVENUES (3,685,000)

### EXPENDITURES

PERSONNEL SERVICES 148,591

SUPPLIES 27,500

PROFESSIONAL SERVICES 2,800,000

CAPITAL OUTLAY 85,000

OTHER 30,000

TOTAL EXPENDITURES 3,091,091

TRANSFER TO GENERAL FUND 200,000

RESERVE 393,909

TOTAL EXPENDITURES & TRANSFERS 3,685,000

TOTAL EXP & YEAR END BAL -

**SECTION 2.** It is hereby authorized by the Mayor and Board of Aldermen the funds as herein provided shall be appropriated for the provision of municipal services in the City of Southaven, DeSoto County, Mississippi, for the fiscal period 2012-2013:

**SECTION 3.** The above funds are set forth herein in the budget summary concerning both appropriations and expenditures.

**SECTION 4.** The Utility Rates for the City of Southaven shall be:

Residential

# Minutes, City of Southaven, Southaven, Mississippi

Water: \$1.85/100 cubic feet  
Sewer: \$1.15/100 cubic feet  
Interceptor Sewer: \$1.21/100 cubic feet  
System Improvement: \$0.45/100 cubic feet  
¾" Tap Fee: \$525  
1" Tap Fee: \$630  
2" Tap Fee: \$1,315  
Irrigation Tee: \$250  
Cut-Off Fee: \$75.00  
During Hours Turn-on Fee: \$25.00  
After Hours Turn-On Fee: \$35.00

## Commercial

Water: \$2.30/100 cubic feet  
Sewer: \$1.75/100 cubic feet  
Interceptor Sewer: \$1.75/100 cubic feet  
System Improvement: \$0.75/100 cubic feet  
DCRUA Sewer Fee: \$2.50/100 cubic feet  
¾" Tap Fee: \$850.00  
1" Tap Fee: \$850.00  
2" Tap Fee: \$1,700.00  
3" Tap Fee: \$1,900.00  
4" Tap Fee: \$3,400.00  
6" Tap Fee: \$5,000.00  
Irrigation Tee: \$300.00  
Cut-Off Fee: \$100.00  
During Hours Turn-on Fee: \$50.00  
After Hours Turn-On Fee: \$100.00

## Sewer Tap Fees

Inside Basin: \$1,400.00  
Outside Basin: \$2,050.00

These rates are to be effective October 1, 2012 and shall only be amended by the Southaven Board of Alderman or by an agreement entered into by the Mayor, the Southaven Utility Committee Chairman and the Southaven Utility Division Director.

**SECTION 5.** The Municipal Budget for the City of Southaven, DeSoto County, Mississippi, presented and reviewed at this public meeting for the fiscal year 2012-2013 shall be published according to law and be in full force and effect after passage.

**SECTION 6.** The Motion to adopt the budget and establish the millage rate as presented being made by Alderman Huling with a second by Alderman Guy with the following aldermen being present and voting thereon as follows:

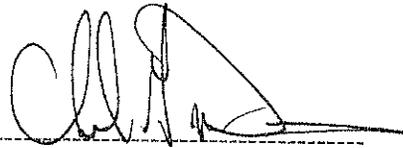
Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA

# Minutes, City of Southaven, Southaven, Mississippi

Alderman George Payne  
Alderman William Brooks  
Alderman Ricky Jobs  
Alderman Randall Huling

YEA  
YEA  
YEA  
YEA

RESOLVED THIS 5<sup>th</sup> DAY OF SEPTEMBER 2012



Charles G. Davis, Mayor



Sheila Heath, City Clerk



# Minutes, City of Southaven, Southaven, Mississippi

## **ORDER ADOPTING REAPPORTIONMENT OF CITY WARDS OF THE CITY OF SOUTHAVEN, MISSISSIPPI, SUBJECT TO SECTION 5 OF THE VOTING RIGHTS ACT OF 1965, AS AMENDED, 42 U.S.C. §1973C**

WHEREAS, under applicable Mississippi law, Miss. Code Ann. § 21-8-7, the Board of Aldermen of the City of Southaven, Mississippi, is authorized to fix and alter the ward boundaries of the City of Southaven, Mississippi;

WHEREAS, the data from the 2010 Census as provided to the City of Southaven, Mississippi, indicated that the variances among the wards of the City of Southaven, Mississippi, were not within the acceptable norm of the one-man, one-vote doctrine of the Equal Protection Clause of the Fourteenth Amendment to the United States Constitution;

WHEREAS, the Board of Aldermen of the City of Southaven, Mississippi, has utilized the services of consultants to assist in the redistricting process;

WHEREAS, the Board of Aldermen of the City of Southaven, Mississippi, has worked to develop a plan for the redistricting of the city wards;

WHEREAS, the Board of Aldermen of the City of Southaven, Mississippi, held a public hearing on August 21, 2012 to afford the members of the public an opportunity to provide input into the redistricting process;

WHEREAS, on September 4, 2012, the Board of Alderman of the City of Southaven, Mississippi, considered the proposed draft plans;

WHEREAS, the Board of Aldermen of the City of Southaven, Mississippi, determines that the redistricting plan designated "Proposed Plan Alternative 2" as described at the August 21, 2012 public hearing satisfies the redistricting criteria and should be adopted.

# Minutes, City of Southaven, Southaven, Mississippi

IT IS, THEREFORE, ORDERED by the Board of Aldermen of the City of Southaven, Mississippi, as follows:

1. That, subject to the provisions stated below, the Board of Aldermen of the City of Southaven, Mississippi, is hereby divided into six wards with the boundaries of the wards set forth in a map which accurately depicts the wards boundaries, attached hereto and incorporated herein by reference as Exhibit "A".

2. That the pertinent 2010 Census population variance and population of the wards described in the above-referenced map are contained in the table attached hereto as Exhibit "B" and incorporated herein by reference;

3. That in the event of a conflict between the legal descriptions which are exhibits to this Board Order and the map which is an exhibit to this Board Order, the map shall control;

4. That in the event this Order shall take effect and be in force upon the satisfaction of the condition subsequent specified below, this Order shall be subject to the following provision: All incumbent Aldermen/Alderwomen shall continue to serve until their present terms of office have expired and their successors have been duly qualified, elected, and take office;

5. That in the event this Order shall take effect and be in force upon the satisfaction of the condition subsequent specified below, the authorized officials shall proceed to revise the registration books and poll books of the City of Southaven, Mississippi, in such a manner as is necessary to change the registration books of the voting precincts affected thereby to be so changed as to conform to the change of wards and precincts and to contain only the names of qualified electors in the voting precincts as made by the change of boundaries and to reassign those registered voters whose wards

# Minutes, City of Southaven, Southaven, Mississippi

are changed by this Order and to notify such persons by United States Mail, postage pre-paid, of their reassignment as soon as practicable when accomplished;

6. That in the event this Order shall take effect and be in force upon the satisfaction of the condition subsequent specified below, this Order shall supersede any prior orders of the Board of Aldermen of the City of Southaven, Mississippi, regulating the boundaries of wards;

7. That this Order shall take effect and be in force only when it is finally effectuated under Section 5 of the Voting Rights Act of 1965, as amended, 42 U.S.C. §1973c;

8. That the consultant for the City of Southaven, Mississippi, is hereby authorized and directed to seek and obtain Section 5 preclearance of this Order; and

9. That, pursuant to Miss. Code Ann. § 21-13-11, as amended, upon preclearance, the city clerk is hereby authorized and directed to publish this Order and all its exhibits once each week for three (3) consecutive weeks in *The Desoto Times*, a newspaper having a general circulation in Southaven, Mississippi.

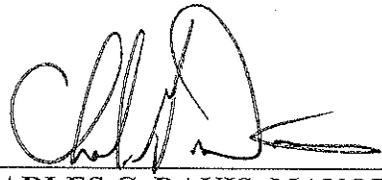
SO ORDERED, this the 4<sup>th</sup> day of September 2012, upon motion of Huling, seconded by Cady, and the following roll call vote:

Alderman Greg Guy	YEA
Alderman Lorine Cady	YEA
Alderman Ronnie Hale	YEA
Alderman George Payne	YEA
Alderman William Brooks	YEA
Alderman Ricky Jobes	YEA
Alderman Randall Huling	YEA

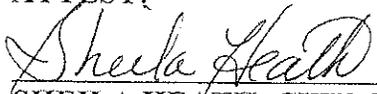
# Minutes, City of Southaven, Southaven, Mississippi

Having received a majority of affirmative votes, the Mayor declared that the Resolution was carried and adopted as set forth above on this the 4<sup>th</sup> day of September, 2012.

CITY OF SOUTHAVEN, MISSISSIPPI

BY:   
CHARLES G. DAVIS, MAYOR

ATTEST:

  
SHEILA HEATH, CITY CLERK



# Minutes, City of Southaven, Southaven, Mississippi



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

City of Southaven City Hall  
Executive Board Room  
8710 Northwest Drive

<b>Date of Hearing:</b>	<b>August 27, 2012</b>
<b>Public Hearing Body:</b>	<b>Planning Commission</b>
<b>Applicant:</b>	<b>Rasco Hills Development LLC c/o Ben Smith 891 Rasco Road East 662-393-3347</b>
<b>Total Acreage:</b>	<b>2.31 acres</b>
<b>Existing Zone:</b>	<b>Rasco Hills Planned Unit Development</b>
<b>Location of Subdivision application:</b>	<b>South of Stateline Road, east of Horn Lake Road.</b>
<b>Comprehensive Plan Designation:</b>	<b>Residential</b>
<b>Staff Comments:</b>	<p>The applicant is requesting to revise the approved Rasco Hills Subdivision Sec. "E" on the south side of Stateline Road, east of Horn Lake Road. This particular phase consists of 2.31 acres with 10 lots having a minimum of 7,322 sq. ft., which meets the minimum lot size per the approved PUD text. The revision will include a decrease of width in lot 89 from 61' to 60' and an increase in width in lot 90 from 59' to 60' which is due south of lot 89.</p>
<b>Staff Recommendations:</b>	

# Minutes, City of Southaven, Southaven, Mississippi

The applicant is in compliance with conceptual design and minimum lot sizes for the overall PUD, with that in mind, staff has no comments and recommends approval.

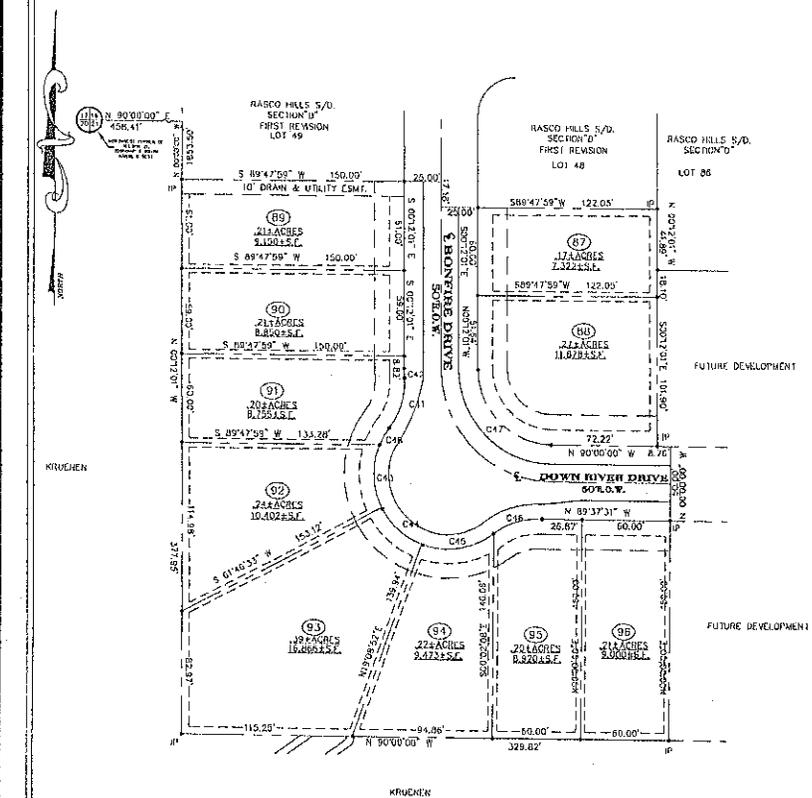
**Planning Commission  
Recommendation:**

**Motion made by:  
Seconded by:**

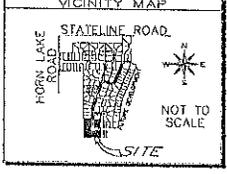
# Minutes, City of Southaven, Southaven, Mississippi

SFS

SFS



- NOTES:**
1. MINIMUM SETBACKS ARE AS FOLLOWS:  
 A. 20' FRONT YARD  
 B. 3' SIDE YARD WITH A SUM OF 8'  
 C. 20' REAR YARD
  2. A 10 FOOT WIDE UTILITY EASEMENT IS REQUIRED ON ALL STREET FRONTAGE. A 3' WIDE UTILITY EASEMENT IS REQUIRED ALONG EACH SIDE OF EACH LOT LINE. A 6' WIDE UTILITY EASEMENT IS REQUIRED ALONG ALL REAR LOT LINES UNLESS OTHERWISE NOTED.
  3. WATER AND SEWER SERVICE WILL BE PROVIDED BY THE CITY OF SOUTHAVEN.
  4. THIS PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA ACCORDING TO FIRM MAP NUMBER 280330006 G, DATED JUNE 4, 2007.
  5. 1/2" STEEL PIPS BE SET ON ALL REAR PROPERTY CORNERS AND WHERE NOTED (P), CHISEL MARKS ARE MADE ON THE CURB AT THE EXTENDED PROPERTY LINE AND ARE FOR REFERENCE ONLY.

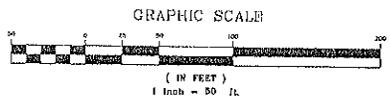


**CURVE TABLE**

CURVE	LENGTH	RADIUS	C.O.	CHORD
C41	36.14	98.88	N85°51'31"E	32.36
C42	6.29	108.00	S68°00'04"E	6.28
C43	49.30	88.00	S91°59'48"E	41.96
C44	27.24	36.00	S49°06'23"E	26.99
C45	31.10	36.00	N88°51'00"E	19.50
C46	38.46	36.00	S73°02'40"E	34.75
C47	78.07	36.00	S43°06'01"E	70.07
C48	18.21	36.00	S29°12'32"E	12.00

- NOTE:**
1. THE PLATTED PROPERTY IS SUBJECT TO THOSE COVENANTS, RESTRICTIONS, AND EASEMENTS AS SET FORTH IN DOCUMENT FILED OF RECORD IN BOOK 549, PAGE 329, IN THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI, TO WHICH DOCUMENT REFERENCE IS HEREBY MADE. ANY PROPERTY OWNER SHALL BE BOUND BY THE TERMS OF SAID DOCUMENTS.

THE PURPOSE OF THIS REVISION IS TO REDUCE THE WIDTH OF LOT 90 TO 59.00 FEET AND INCREASE THE WIDTH OF LOT 89 TO 61 FEET.



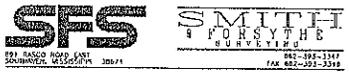
**FINAL PLAT OF  
 FIRST REVISION  
 SECTION "E"  
 RASCO HILLS  
 SUBDIVISION**

SECTION 21, TOWNSHIP 1 S, RANGE 8 W  
 CITY OF SOUTHAVEN

SCALE: 1" = 50'  
 JULY, 2012

ZONING: P.U.D.  
 TOTAL ACRE: 2.31 ACRES  
 TOTAL LOTS: 10

OWNER/DEVELOPER:  
 RASCO HILLS DEVELOPMENT LLC  
 5627 BETWELL ROAD  
 SOUTHAVEN, MS



1 OF 1

SFS

Approved by the Mayor and Board of Aldermen of the City of Southaven, DeSoto County, Mississippi, on this the \_\_\_\_\_ day of \_\_\_\_\_, 2012.  
 Minute Book: \_\_\_\_\_ Page: \_\_\_\_\_  
 Mayor's Signature: \_\_\_\_\_  
 Alistair City Clerk for the Mayor/Board of Aldermen

**Corporate Certificate**  
 I, Rasco Hills Development LLC, owner or authorized representative of the owner of the property hereby adopt this as my plan of subdivision and dedicate the right of way for the roads and utility easements as shown on the plat of the subdivision to the City of Southaven, Mississippi. I certify that I am the owner in fee simple of the property and that no taxes have become due and payable.  
 This on \_\_\_\_\_ day of \_\_\_\_\_, 2012.

Title: \_\_\_\_\_  
 Signature: \_\_\_\_\_  
 Name of Corporate Entity: Rasco Hills Development LLC

**Notary's Certificate**  
 State of \_\_\_\_\_ County of \_\_\_\_\_  
 I, \_\_\_\_\_ Notary Public for the State of Mississippi, do hereby certify that \_\_\_\_\_ of Rasco Hills Development LLC, incorporated in the State of Mississippi, County of DeSoto, personally appeared before me, the undersigned authority in and the said County and State on this \_\_\_\_\_ day of \_\_\_\_\_, 2012, with my authentication, the which person, \_\_\_\_\_, for Rasco Hills Development LLC, and that for and on behalf of said Rasco Hills Development LLC, executed the above and foregoing instrument, after first having been duly authorized by said limited liability company to do so. Given my hand and seal of office this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

Signature of Notary Public: \_\_\_\_\_  
 My Commission Expires: \_\_\_\_\_

**Certificate of Surveyor**  
 This is to certify that someone under my supervision has drawn the subdivision shown herein and the plat of same is accurately drawn from a ground survey by me or someone under my direct supervision.  
 Ron W. Smith MS PL381709 Date: \_\_\_\_\_  
 City of DeSoto, State of Mississippi  
 Chancery Clerk  
 I hereby certify that the subdivision plan shown herein was filed for record in my office on \_\_\_\_\_ block \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, and was immediately returned upon the proper indexes and duly recorded in plat book \_\_\_\_\_ page \_\_\_\_\_.

**Mortgage's Certificate**  
 \_\_\_\_\_ Mortgagee of the property herein, hereby adopt this as my plan of subdivision and dedicate the right of way for the roads as shown on the plat of the subdivision to the City of Southaven, Mississippi, and reserve for the public utility easements as shown on the plat. I certify that I am the mortgagee in fee simple of the property and that no taxes have become due and payable.  
 This on \_\_\_\_\_ day of \_\_\_\_\_, 2012.

Signature of Mortgagee: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Street Name: \_\_\_\_\_

**Southaven Planning Commission**  
 Approved by the Southaven, DeSoto County, Mississippi, Planning Commission on this the \_\_\_\_\_ day of \_\_\_\_\_, 2012.  
 Signature - Chairman of Planning Commission: \_\_\_\_\_  
 Signature - Secretary: \_\_\_\_\_

**Notary's Certificate**  
 Personally appeared before me, the undersigned authority in and for the said County and State, on this \_\_\_\_\_ day of \_\_\_\_\_, 2012, \_\_\_\_\_, who acknowledged that he/she is a \_\_\_\_\_ and that he/she is the owner in fee simple of the property and that no taxes have become due and payable by said land in fee simple.  
 Signature of Notary Public: \_\_\_\_\_  
 My Commission Expires: \_\_\_\_\_

# Minutes, City of Southaven, Southaven, Mississippi



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

City of Southaven City Hall  
Executive Board Room  
8710 Northwest Drive

<b>Date of Hearing:</b>	<b>August 27, 2012</b>
<b>Public Hearing Body:</b>	<b>Planning Commission</b>
<b>Applicant:</b>	<b>Mohammed Aqraa 8143 Delta Lake Blvd Walls, MS 38680 901-598-6554</b>
<b>Total Acreage:</b>	<b>1.49 acres</b>
<b>Existing Zone:</b>	<b>Cherry Tree Planned Unit Development</b>
<b>Location of Subdivision application:</b>	<b>Northwest corner of Starlanding Road and Getwell Road</b>
<b>Comprehensive Plan Designation:</b>	<b>Mixed Use/Commercial</b>
<b>Staff Comments:</b> The applicant is requesting subdivision approval of a one lot subdivision on the northwest corner of Starlanding Road and Getwell Road. The lot consists of 1.49 acres with 284 feet of width along Starlanding and 230 feet of width along Getwell Road. Right of way dedication is being shown on both roadways allowing 53' from the centerline. All setbacks have been identified on the plat.	
<b>Staff Recommendations:</b> The applicant is in compliance with conceptual minimum standards associated with the	

# Minutes, City of Southaven, Southaven, Mississippi

overall PUD, with that in mind, staff has no comments and recommends approval.

**Planning Commission  
Recommendation:**

**Motion made by:  
Seconded by:**



# Minutes, City of Southaven, Southaven, Mississippi

## CITY OF SOUTHAVEN

*Top of Mississippi*  
Office of the Mayor

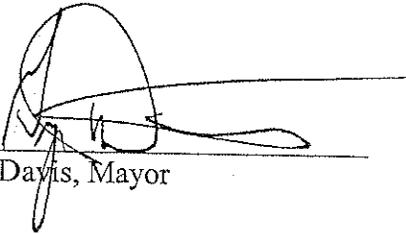
GREG DAVIS  
MAYOR



8710 Northwest Drive  
Southaven, MS 38671  
Phone: 662.393.6939  
Fax: 662.393.7294  
mayor@southaven.com

TO: BOARD OF ALDERMEN  
FROM: MAYOR GREG DAVIS  
DATE: AUGUST 5, 2012  
RE: EMERGENCY PURCHASE

Pursuant to MS State Code 21-35-19 concerning emergency purchases, I am authorizing the emergency purchase of extracting rainwater and sewage, replacing flooring and minor sheet rock repairs to two homes located in Autumn Woods Subdivision that were flooded to be completed by Servpro of DeSoto for \$10,743.81 and Builders Carpets for \$6,565.00.

  
\_\_\_\_\_  
Greg Davis, Mayor



# Minutes, City of Southaven, Southaven, Mississippi



## Quotation

1657 Shermer Road  
 Northbrook IL 60062-5362  
 Ph : (800) 323-0620  
 Fax: (800) 722-3291

**Customer Information**  
 CITY OF SOUTHAVEN UTILITY  
 5813 PEPPERCHASE DR  
 SOUTHAVEN MS 38671-7408

**Billing Information**  
 CITY OF SOUTHAVEN UTILITY  
 5813 PEPPERCHASE DR  
 SOUTHAVEN MS 38671-7408

**Shipping Information**  
 CITY OF SOUTHAVEN UTILITY  
 5813 PEPPERCHASE DR  
 SOUTHAVEN MS 38671-7408

**Information**

Grainger Quote Number	2016651297
Validity Start Date	09/04/2012
Validity End Date	10/04/2012
Creation Date	09/04/2012
Grainger EIN Number	36-1150280
PO #	RAY HUMPHREY
PO Create Date	
PO Release #	
Customer Number	865761431
Department Number	
Project/Job Number	
Requisitioner Name	
Attention	
Caller	RAY HUMPHREY
Telephone Number	6627962490
Page	1 / 2

**Freight Forwarder**

We will deliver according to the following terms and conditions:

Incoterms® 2010:      FOB ORIGIN  
 Freight Terms:        Prepaid  
 Carrier:  
 Payment Terms:        Net 30 days after invoice date

Special Instructions:

Item PO-Line	Material	Description	Quantity	Unit	Price	Total in USD
10	2ZRR2	Portable Diesel Generator,5KW	1.00	EA	4,495.00	4,495.00
20	16X043	Gas Pressure Washer,Cold Water,3000 PSI	1.00	EA	714.00	714.00
30	1VFN93	Compressor,Air,6.5 HP	1.00	EA	971.00	971.00
40	3P582	Pump,Self Prime,8 HP	1.00	EA	1,825.00	1,825.00
50	6EDX7	Portable Generator,8000 Rated Watts	1.00	EA	1,549.00	1,549.00

# Minutes, City of Southaven, Southaven, Mississippi



## Quotation

1657 Shermer Road  
Northbrook IL 60062-5362  
Ph : (800) 323-0620  
Fax: (800) 722-3291

Information	
Grainger Quote Number	2016651297
Creation Date	09/04/2012
Customer Number	865761431
Page	2 / 2

Item	Material	Description	Quantity	Unit	Price	Total in USD
PO-Line						
					Sub Total	9,554.00
					Total USD	\$ 9,554.00

Please reference our Grainger Quote Number, your Grainger Customer Number, and method of payment when remitting payment.

These items are sold for domestic consumption in the United States. If exported, purchaser assumes full responsibility for compliance with US export controls.

This transaction is subject to W.W. Grainger, Inc. sales terms and conditions. For a copy, please visit the website at [www.grainger.com](http://www.grainger.com) or refer to the current catalog.

Thank you for the opportunity to provide this quotation. Please note that all the prices are based on products and quantities quoted. Any changes to the products and/or quantities may result in different pricing. The non-catalog freight policy applies unless freight amount is listed above. Please contact the Grainger office shown above if you have further questions or need to submit a new request.

# Minutes, City of Southaven, Southaven, Mississippi

## Personnel Docket 9/4/2012

### Payroll Additions

Name	Position	Department	Date of Hire	Rate of Pay
Mark Patton	Crossing Guard	Police - 211	8/27/2012	\$9.00
Matthew Smith	Police Officer I	Police - 211	9/17/2012	\$15.76
Andrew White	Police Officer I	Police - 211	9/17/2012	\$15.76
Ian Sammons	Police Officer I	Police - 211	9/17/2012	\$15.76
Curtis Hale	Police Officer I	Police - 211	9/17/2012	\$15.76
Eric Sammis	Police Officer II	Police - 211	9/17/2012	\$18.21
Jeremy Delaney	Police Officer II	Police - 211	9/17/2012	\$18.21
Monte Norwood	Police Officer II	Police - 211	9/17/2012	\$18.21

### Payroll Deletions

Name	Position	Department	Date of Termination	Rate of Pay
Memory Rhoda	Meter Reader	Utility Maintenance - 825	8/24/2012 - terminated	\$12.09
David Hodge	Meter Reader	Utility Maintenance - 825	8/24/2012 - terminated	\$12.09

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO PURCHASE  
PROPERTY LOCATED AT 7980 SWINNEA ROAD**

The Mayor and Board of Aldermen of the City of Southaven, Mississippi (the "City"), considered the matter of purchasing a certain tract of real estate known as 7980 Swinnea Road, Southaven, DeSoto County, Mississippi, together with all improvements, fixtures, equipment and structures thereon (the "Property").

Thereupon Alderman\_\_\_\_\_ offered and moved the adoption of the following resolution:

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO PURCHASE  
PROPERTY LOCATED AT 7980 SWINNEA ROAD**

**WHEREAS**, P.I.T., LLC, a Mississippi limited liability company, ("Seller") currently owns the Property; and

**WHEREAS**, pursuant to a Lease Agreement dated August 1, 2009 (the "Lease"), an approximately 11,000 square feet fire station facility which has been constructed for, leased to, and is currently occupied by the City; and

**WHEREAS**, the Lease gave City the option to purchase the Property after the initial thirteen (13) months of the Lease term; and

**WHEREAS**, Seller desires to sell the Property to the City in accordance with the applicable Mississippi Statutes and Lease Agreement dated August 1, 2009; and

**WHEREAS**, the City, pursuant to Mississippi Code 43-37-3, has obtained an appraisal for the Property in the amount of Three Million, Two Hundred Thousand Dollars and 00/100 (\$3,200,000.00); and

**WHEREAS**, the City, under its powers set forth in Mississippi Code 21-17-1, desires to purchase the Property for the appraised amount of \$3,200,000.00.

**NOW, THEREFORE, BE IT RESOLVED**, that the City approves the purchase of the Property in the amount of \$3,200,000.00; and

**BE IT FURTHER RESOLVED**, that the Mayor of the City and City Clerk are hereby authorized, in accordance with this Resolution, to enter into and execute any and all appropriate documents or contracts, and to undertake and perform any and all other necessary or appropriate action to implement this Resolution.

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

Alderman Greg Guy	voted:
Alderman Lorine Cady	voted:
Alderman Ronnie Hale	voted:
Alderman George Payne	voted:
Alderman William Brooks	voted:
Alderman Ricky Jobs	voted:
Alderman Randall Huling	voted:

Having received a majority of affirmative votes, the Mayor declared that the Resolution was carried and adopted as set forth above on this the 2nd day of October, 2012.

**CITY OF SOUTHAVEN, MISSISSIPPI**

**BY:** \_\_\_\_\_  
**CHARLES G. DAVIS, MAYOR**

**ATTEST:**

\_\_\_\_\_  
**SHEILA HEATH, CITY CLERK**

## CONTRACT FOR THE SALE OF REAL ESTATE

THIS CONTRACT, entered into by and between **P.I.T., LLC**, a Mississippi limited liability company, hereinafter referred to as "Seller", and the **CITY OF SOUTHAVEN** and or Assigns, hereinafter referred to as "Purchaser", effective as of the \_\_\_\_ day of October, 2012, for the purposes hereinafter stated;

### W I T N E S S E T H :

**WHEREAS**, Seller owns a certain tract of real estate known as 7980 Swinnea Road, Southaven, DeSoto County, Mississippi, together with all improvements, fixtures, equipment and structures thereon (the "Property");

**WHEREAS**, pursuant to a Lease Agreement date as of August 1, 2009 (the "Lease"), an approximately 11,000 square feet fire station facility which has been constructed for, leased to, and is currently occupied by Purchaser;

**WHEREAS**, the Lease gave Purchaser the option to purchase the Property after the initial thirteen (13) months of the Lease term;

**WHEREAS**, Seller desires to sell the Property and Purchaser wishes to buy the Property upon the terms and conditions hereinafter set forth;

**NOW, THEREFORE**, for and in consideration of the mutual covenants and agreements herein contained, Seller covenants and agrees to sell the Property with any improvements thereon, or cause it to be conveyed, by good and sufficient warranty deed, to Purchaser or to such person or persons as Purchaser may designate; Purchaser, however, shall not be released from any of Purchaser's agreements and undertakings as set forth herein, unless otherwise stated, and Purchaser covenants and agrees that Purchaser or Purchaser's assignee shall purchase and accept the Property for the purchase price provided in Paragraph 2 below and upon the following terms and conditions:

1. **Deposit.** Purchaser has previously deposited a security deposit in the amount of Five Hundred Thousand and No/100 Dollars (\$500,000.00) with Seller under the terms of the Lease (the "Deposit") which sum is being held in a certificate of deposit with Bancorp South Bank. If the purchase and sale of the Property as contemplated hereunder is consummated, the Deposit shall be applied as a credit on the purchase price due from Purchaser at closing. If the purchase and sale of the Property as contemplated hereunder is not consummated because of a default under this Agreement by either party, including failure of title to the Property to be in the condition required by Paragraph 10, the Deposit shall continue to serve as a Security Deposit under the Lease.

2. **Purchase Price.** The purchase price for the Property shall be THREE MILLION TWO HUNDRED THOUSAND and NO/100 DOLLARS (\$3,200,000.00). The purchase price for the Property (on which the Deposit shall be a credit) shall be paid in cash at closing by cashier's check or wire transfer.

3. **Warranties.** (a) Seller warrants as an inducement to purchase of the Property by Purchaser that:

- (i) Seller has full power and authority to enter into this Contract and to perform all of its obligations hereunder. The execution and delivery of this Contract and the performance by Seller of its obligations hereunder have been duly authorized by all requisite action and no further action or approval is required in order to constitute this Contract as a binding and enforceable obligation of Seller;
- (ii) Seller has no knowledge of any pending or threatened condemnation or taking with respect to the Property;
- (iii) Seller represents that Seller has good and merchantable title to the Property and full right to sell and convey the same to Purchaser in this transaction; and
- (iv) Seller is not a "foreign person" as defined by the Foreign Investment in Real Property Tax Act of 1980.

(b) Purchaser warrants as an inducement to sell the Property by Seller that:

- (i) Purchaser has full power and authority to enter into this Contract and to perform all of its obligations hereunder. The execution and delivery of this Contract and the performance by Purchaser of its obligations hereunder have been duly authorized by all requisite action and no further action or approval is required in order to constitute this Contract as a binding and enforceable obligation of Purchaser; and
- (ii) As of the date hereof, (i) the Lease is in full force and effect, (ii) there are no defaults or events that with the passage of time or notice would constitute a default by Seller or Purchaser under the Lease and (iii) to the best knowledge of Purchaser, Seller is in full compliance with all of the terms, conditions and covenants of the Lease.
- (iii) Purchaser shall make all necessary applications and filings to obtain general obligation bonds for funding this project on or before 45 days after the effective date of this contract. Obtaining approval or validation of the bonds shall be a condition precedent to closing.

4. **Seller's Warranties with Respect to Environmental Laws.** Seller hereby represents to Purchaser that Seller has no actual knowledge or information that the Property is the subject of any judicial or administrative notice or action relating to hazardous waste or environmental contamination or cleanup and that Seller has received no notice of any claim, violation of any law or regulation having to do with environmental protection. Seller further

represents, except as disclosed to Purchaser prior to this contract or arising from Purchaser's use and operation of the Property, that Seller has no knowledge or information that hazardous or toxic substances have been stored, processed or disposed of on or released or discharged from or onto the Property. Seller shall furnish to Purchaser all environmental reports with respect to the Property in Seller's possession or accessible to Seller within five (5) days of acceptance of this contract by Seller. Purchaser shall pay for any environmental reports ordered by Purchaser.

5. **Notices.** Any notices required or permitted to be given hereunder shall be in writing and shall be effective upon actual delivery or upon deposit in the U.S. mail, postage prepaid, registered or certified mail, and delivered, or in the case of mailing, addressed to the respective parties at the following addresses:

**If to Seller:**  
P.I.T, LLC  
P.O. Box 492  
Southaven, MS 38671

**If to Purchaser:**  
City of Southaven  
8710 Northeast Drive  
Southaven, MS 38671

6. **Closing.** If this contract has not been earlier terminated pursuant to its terms, closing shall be held on or before 15 days after the issuance of the general obligation bonds or 60 days from the effective date, whichever is earlier. Closing shall be held at a place as mutually agreed upon.

Purchaser or its agents shall have the right to enter upon the Property prior to closing for purposes of making soil tests, doing engineering and survey work. In the event this contract is canceled or fails to close due to default of Purchaser, Purchaser agrees to return the property to its condition prior to inspections.

Rents are to be prorated as of 12:01 a.m. on the date of closing. If closing shall occur other than on the final day of a calendar month, Purchaser shall be entitled to a credit of any remaining rent allocated to the period from the closing date through the end of that calendar month. All prior unpaid taxes or liens arising during the term of the Lease are to be paid by Purchaser. Purchaser is the current tenant of the Property and responsible for payment of real estate taxes on the Property under the terms of the Lease. Therefore there shall be no proration of real estate taxes at Closing.

Title is to be conveyed subject to such restrictions, easements and covenants of record not objected to as provided in Paragraph 9 hereof and subject to zoning ordinances or laws of any governmental authority.

Settlement and payment of the purchase price shall be made upon presentation of a good and valid warranty deed with the usual covenants of seizin, title, quiet possession and against encumbrances, and conveying a good and merchantable title. The deed or other conveyance

documents shall convey all of Seller's rights, privileges and easements appurtenant to the Property. At closing, the Lease shall be deemed terminated with neither party having any rights, duties or obligations under the Lease.

Seller agrees to deliver the portions of the Property set out in Section 7(b) of the Lease (Landlord's Obligations) in good condition as of the closing date. Under the terms of Section 7(d) of the Lease (Maintenance Obligations), Purchaser is responsible for repairs and maintenance of the Property as more particularly set out therein. Purchaser acknowledges that Seller is conveying the portion of the improvements other than those described in Section 7(b) in "as is" condition.

7. **Conditions to Obligations.**

(a) It shall be a condition to Purchaser's obligations hereunder that:

- (i) all of the representations and warranties of Seller contained herein shall be true as of the closing date, and Seller shall furnish a certificate to such effect at closing; and
- (ii) title to the Property shall be in the condition required in Paragraph 9 below.

(b) It shall be a condition to Seller's obligations hereunder that:

all of the representations and warranties of Purchaser contained herein shall be true as of the closing date, and Purchaser shall furnish a certificate to such effect at closing.

8. **Purchaser's Inspection.** Purchaser shall have until thirty (30) days from the date this contract is fully executed to complete Purchaser's inspection of the Property (the "Inspection Period") and to determine, whether to purchase the Property pursuant to the terms hereof. During the Inspection Period, Purchaser shall have the right, at all reasonable times, to enter upon the Property for the purpose of making such studies tests and inspections that Purchaser deems necessary, including, without limitation, engineering, testing and inspection, environmental testing, soil testing, boring, survey and appraisal.

If on or before the date of expiration of the Inspection Period, Purchaser gives written notice to Seller that it has determined that the Property is not suitable for Purchaser's intended purpose and that it elects not to purchase the Property in accordance with the terms of this contract, then this contract shall be held to be null and void and the parties shall affirm and ratify the terms of the Lease.

9. **Seller's Reports.** Seller shall deliver to Purchaser within fifteen (15) days from the execution date of this contract a copy of all inspection reports, surveys, title reports, title

insurance policies, geo-technical reports, or any other reports, plans and specifications, and appraisal of the premises in its possession as it relates to the property subject hereto.

10. **Title Commitment.** Title to the Property shall be good, merchantable, fee simple and unencumbered. Within ten (10) days after execution of this contract, Purchaser shall obtain a commitment for an owner's title insurance policy on the Property from a title insurance company authorized to do business in the State of Mississippi, and shall be designated by Purchaser's attorney in the amount of the purchase price and shall have ten (10) days from receipt of such commitment to examine title and notify Seller of any defects therein. Seller shall have ten (10) days from receipt of such notice of any defects in which to cure the same. It is understood and agreed that if title is not good and has not or cannot be made good by Seller within ten (10) days after written notice has been given by Purchaser to Seller that title is defective, specifically pointing out the defects, then Purchaser may, at its option, either (a) elect to purchase the Property subject to such defect in title or (b) elect not to purchase the Property, in which event the Lease shall continue in full force and effect, and the Deposit shall serve as the Security Deposit under the Lease and neither party shall have any further claim against the other under this contract. If this contract fails to close pursuant to the terms hereof, the Deposit shall held by Seller as the original escrow deposit (security deposit) under that Lease dated August 1, 2009. The terms and obligations of said lease shall be continued thereafter. In the event that this closing takes place the lease and the obligations thereof shall terminate thereon. The prevailing party in any action to enforce this Contract shall be entitled to collect reasonable attorneys' fees and expenses.

11. **Expenses.** Purchaser is to pay for recording of the warranty deed, the premium for the owner's title insurance policy to be obtained by Purchaser, the cost of any survey and costs associated with any financing obtained by Purchaser. Seller is to pay for title search. Each party shall pay the fees and expenses of the attorney engaged to represent it except as above provided.

12. **Brokerage.** The parties acknowledge that neither party has used the services of a real estate broker in the sale contemplated herein. Seller agrees to hold Purchaser harmless against all claims for broker's commissions or finder's fees in connection with this sale made by persons claiming to have been engaged by Seller. Purchaser shall hold Seller harmless as against any persons claiming a broker's commission or finder's fee by virtue of Purchaser's actions.

13. **Offer/Acceptance.** This writing when signed by Seller shall constitute an offer which shall expire of its own terms if not accepted by Purchaser prior to 5:00 P.M. Central time on October \_\_\_\_, 2012.

14. **Governing Law.** This Contract shall be governed by, and construed and enforced in accordance with, the laws of the State of Mississippi.

15. **Counterpart Originals.** This agreement may be signed in counterparts which, taken together, shall constitute one original binding agreement.

16 **Miscellaneous.**

(a) Wherever used, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

(b) This writing includes the entire agreement between the parties with respect to the transactions covered hereby. No modification or amendment hereto shall be effective unless in writing and signed by both parties.

17. **Conditions Precedent To Closing**

(a) This closing is subject to Purchaser receiving an appraisal for the sale price hereto from a commercially designated appraiser, with a MIA commercial designation for properties of this type.

(b) Approval of survey, inspection reports, title reports, title insurance policies, geo technical reports, or any other reports, plans and specifications as provided by seller pursuant to Paragraph 8.

(c) Issuance and approval of a commitment for owner's title insurance policy in the amount of the purchase price with the Schedule B exceptions as pursuant to Addendum A hereto.

(INTENTIONALLY LEFT BLANK)

WITNESS the signature of all parties the day and year above written.

**SELLER:**

P.I.T., LLC,  
a Mississippi limited liability company

By: \_\_\_\_\_

Title: \_\_\_\_\_

**PURCHASER:**

CITY OF SOUTHAVEN

By: \_\_\_\_\_

Title: \_\_\_\_\_

## **RESOLUTION GRANTING AUTHORITY TO CLEAN PRIVATE PROPERTY**

**WHEREAS**, the governing authorities of the City of Southaven, Mississippi, have received numerous complaints regarding the parcel of land located at the following address, to-wit: **2668 Olivia Lane, 2109 Cresthill Drive, 3298 Forest Bend Drive, 1839 Roy Drive, 8140 Martin Drive, 7701 Chesterfield Drive South, 7710 Chesterfield Drive South, 2749 Greycliff Drive, 2645 Markston Cove**, to the effect that the said parcel of land has been neglected whereby **the grass height is in violation and there exist other unsafe conditions** and that the parcel of land in the present condition is deemed to be a menace to the public health and safety of the community.

**WHEREAS**, pursuant to Section 21-19-11 of the Mississippi Code Annotated (1972), the governing authorities of the City of Southaven, Mississippi, provided the owners of the above described parcel of land with notice of the condition of their respective parcel of land and further provided them with notice of a hearing before the Mayor and Board of Aldermen on **Tuesday, October 2, 2012**, by United States mail and by posting said notice, to determine whether or not the said parcel of land were in such a state of uncleanness as to be a menace to the public health and safety of the community.

**WHEREAS**, none of the owners of the above described parcel of land appeared at the meeting of the Mayor and Board of Aldermen on **Tuesday, October 2, 2012**, to voice objection or to offer a defense.

**NOW, THEREFORE, BE IT HEREBY RESOLVED**, by the Mayor and Board of Alderman of the City of Southaven, Mississippi, that the above described parcel of land located at: **2668 Olivia Lane, 2109 Cresthill Drive, 3298 Forest Bend Drive, 1839 Roy Drive, 8140 Martin Drive, 7701 Chesterfield Drive South, 7710 Chesterfield Drive South, 2749 Greencliff Drive, 2645 Markston Cove** is deemed in the existing condition to be a menace to the public health and safety of the community.

**BE IT FURTHER RESOLVED** that the City of Southaven shall, if the owners of the above described parcel of land do not do so themselves, immediately proceed to clean the respective parcel of land, by the use of municipal employees or by contract, by cutting weeds and grass and removing rubbish and other debris.

Following the reading of this Resolution, it was introduced by Alderman \_\_\_\_\_ and seconded by Alderman \_\_\_\_\_. The Resolution was then put to a roll call vote and the results were as follows, to-wit:

**ALDERMAN**

**VOTED**

Alderman Greg Guy

Alderman Lorine Cady

Alderman Ronnie Hale

Alderman George Payne

Alderman William Brooks

Alderman Ricky Jobs

Alderman Randall T. Huling, Jr.

The Resolution, having received a majority vote of all Aldermen present, was declared adopted on this, the **2nd day of October, 2012.**

**CITY OF SOUTHAVEN, MISSISSIPPI**

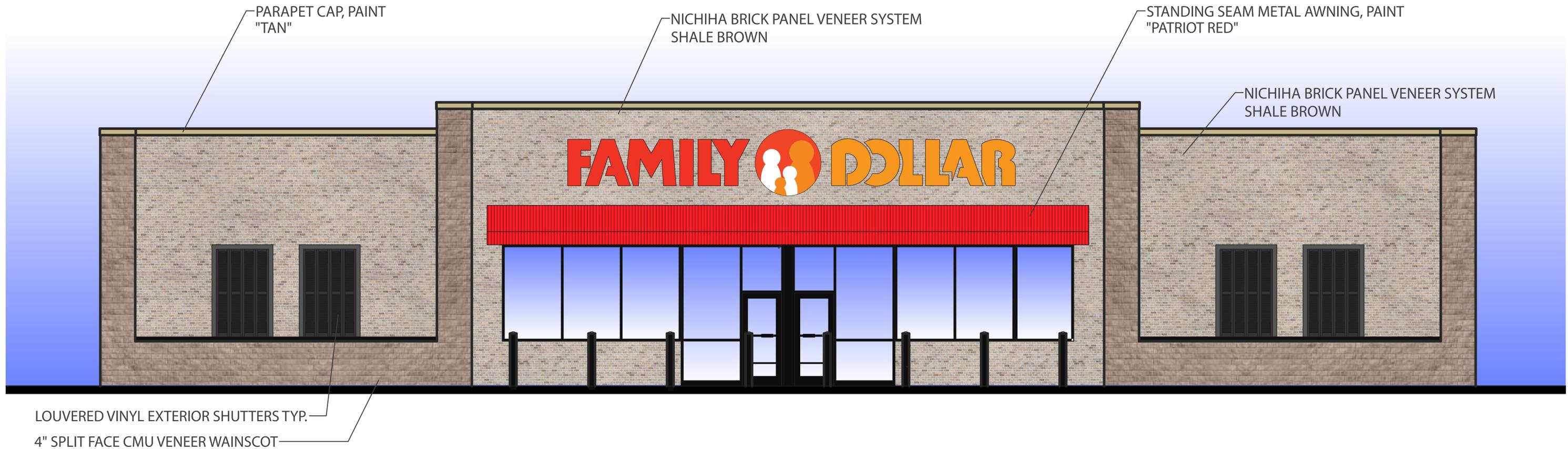
**BY:** \_\_\_\_\_  
**CHARLES G. DAVIS**  
**MAYOR**

**ATTEST:**

\_\_\_\_\_  
**SHEILA HEATH**  
**CITY CLERK**

**(S E A L)**

EXTERIOR FINISH SCHEDULE (REF SHEET A-1.1 FOR INTERIOR FINISH SCHEDULE)					
NO:	DESCRIPTION	MATERIAL TYPE	COATS	COLOR INFORMATION	
# (EXTERIOR FINISH SYMBOL)					
BUILDING EXTERIOR	1	NICHIHA BRICK PANEL	CANYON BRICK	N/A	SHALE BROWN
	2	METAL CANOPY ROOF FASCIA ACCENT BAND: 10'-8" TO 11'-8" (REF EXT ELEVATIONS)	VP-PANEL RIB NUCOR-CLASSIC WALL FLAT FACIA MATERIAL	PRE-FINISHED	MATCH VP COLOR "PATRIOT RED" OR SHERWIN WILLIAMS SW 4081 "SAFETY RED"
	3	METAL WALL PANELS	VP-VEE RIB PANEL NUCOR-ACCENT PANEL	PRE-FINISHED	VP PANEL - "EGYPTIAN WHITE" NUCOR - LIGHTSTONE SHERWIN WILLIAMS MATCHING COLOR SW 6148 "WOOL SKEIN"
	3A	SOFFIT PANELS	VP-PANEL RIB NUCOR-CLASSIC WALL	PRE-FINISHED	VP PANEL - "ARCTIC WHITE" NUCOR - POLAR WHITE SHERWIN WILLIAMS MATCHING COLOR SW 6148 "WOOL SKEIN"
	4	HM DOORS (EXT FACE), GUTTERS, METAL TRIM, PARAPET CAP	METAL BUILDING MANUFACTURE	PRE-FINISHED	VP PANEL - "TAN" NUCOR - SAGEBRUSH TAN SHERWIN WILLIAMS MATCHING COLOR SW 6122 "CAMELBACK"
	5	SPLIT FACE CMU VENEER	N/A	2	PAINT SW 6066 "SAND TRAP"
	6	STEEL PIPE BOLLARDS	EXTERIOR LATEX	2	SHERWIN WILLIAMS MATCHING COLOR SW 6993 "BLACK OF NIGHT"
7	METAL ROOF	TO BE DETERMINED	PRE-FINISHED	GALVALUME	





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

City of Southaven City Hall  
Executive Board Room  
8710 Northwest Drive

<b>Date of Hearing:</b>	<b>September 24, 2012</b>
<b>Public Hearing Body:</b>	<b>Planning Commission</b>
<b>Applicant:</b>	<b>Tonya Beason c/o Ben Smith 891 Rasco Road E. 662-393-3347</b>
<b>Total Acreage:</b>	<b>7.32 acres</b>
<b>Existing Zone:</b>	<b>Agricultural</b>
<b>Location of Subdivision application:</b>	<b>West of Swinnea Road, between Church Road and Star Landing Road.</b>
<b>Comprehensive Plan Designation:</b>	<b>Low Density Residential</b>
<b>Staff Comments:</b>	The applicant is requesting to revise the existing Sawyer Estates Subdivision, west of Swinnea Road, between Church Road and Star Landing. The applicant is purchasing lots 2 and 3 of the existing recorded subdivision, which both encompass 1.00 acres. The applicant is requesting to merge the two lots into one 2.00 acre lot.
<b>Staff Recommendations:</b>	Staff has no problems with the proposed revision as the request still keeps the lots in compliance with low density residential. Staff will remind the applicant that they will

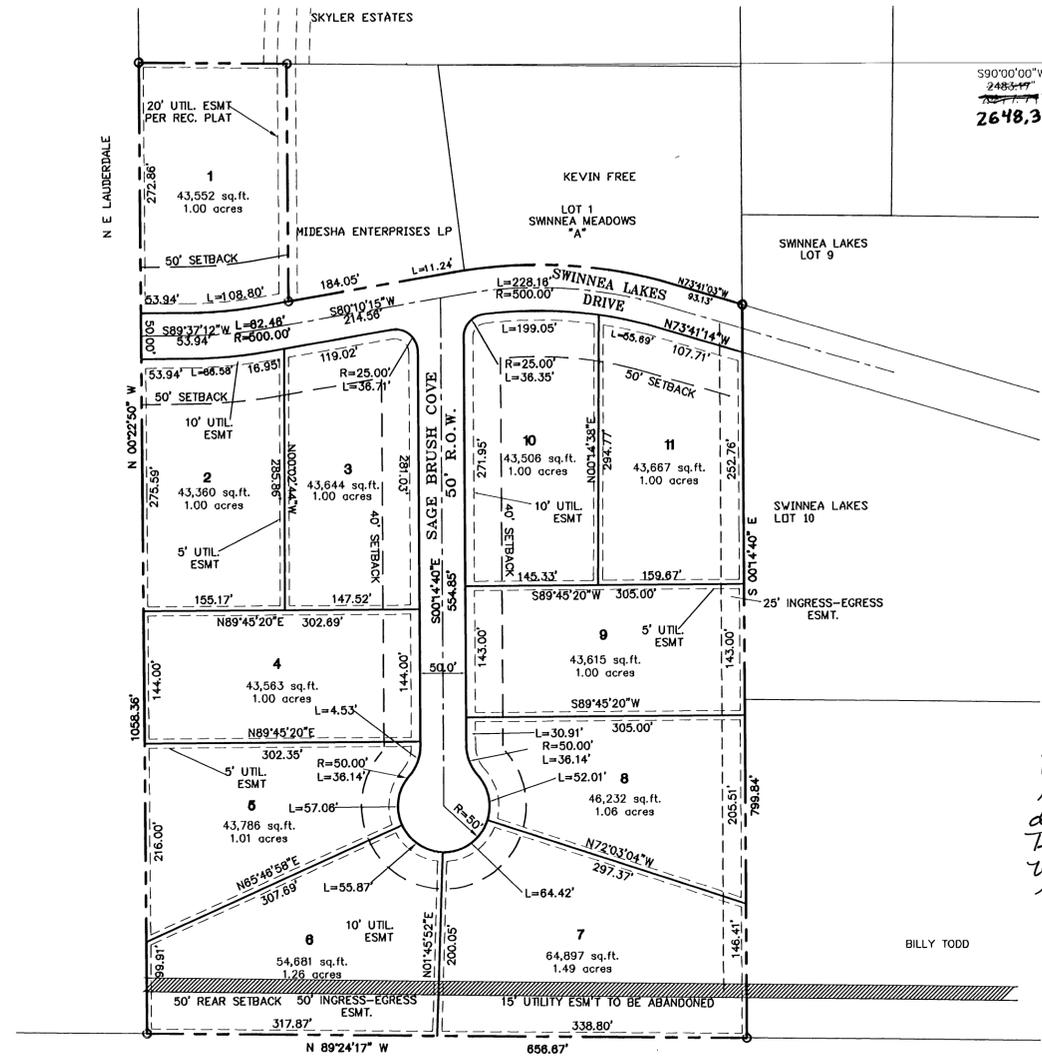
need to vacate the easements between the lots and also get signatures for the revision to the plats from the abutting property owners and those across the street as well. Otherwise, staff has no comments and recommends approval.

**Planning Commission  
Recommendation:**

**Motion made by:  
Seconded by:**

NORTHEAST CORNER OF SECTION 18,  
TOWNSHIP 2 SOUTH, RANGE 7 WEST

7 8  
1817



SCALE BREAK  
S90°00'00"W  
2483.17'  
2648.34'

**OWNER'S CERTIFICATE**  
I, **DESOTO CENTRAL PROPERTIES, LLC**, OWNER OR AUTHORIZED REPRESENTATIVE OF THE OWNER OF THE PROPERTY, HEREBY ADOPT THIS AS MY PLAN OF SUBDIVISION AND DEDICATE THE RIGHT-OF-WAY FOR THE ROADS AS SHOWN ON THE PLAT OF THE SUBDIVISION TO THE PUBLIC USE FOREVER AND RESERVE FOR THE PUBLIC UTILITIES THE UTILITY EASEMENTS AS SHOWN ON THE PLAT. I CERTIFY THAT I AM THE OWNER IN FEE SIMPLE OF THE PROPERTY AND THAT NO TAXES HAVE BECOME DUE AND PAYABLE. THIS THE 22 DAY OF APRIL, 2004.

**NOTARY'S CERTIFICATE**  
STATE OF MISSISSIPPI, COUNTY OF DESOTO  
PERSONALLY APPEARED BEFORE ME THE UNDERSIGNED AUTHORITY IN AND FOR THE SAID COUNTY AND STATE, ON THE 22 DAY OF April, 2004 WITHIN MY JURISDICTION, THE WITHIN NAMED Desoto Central Properties, LLC WHO ACKNOWLEDGED THAT HE/SHE IS owner.  
I, Lance Smith, DESOTO CENTRAL PROPERTIES, LLC  
OWNER OR AUTHORIZED REPRESENTATIVE  
MISSISSIPPI STATEWIDE NOTARY PUBLIC  
MY COMMISSION EXPIRES JULY 19, 2004  
SOUTHAVEN PLANNING COMMISSION  
APPROVED BY THE SOUTHAVEN PLANNING COMMISSION ON THIS THE 24 DAY OF SEPTEMBER, 2003.  
David H. Rice  
CHAIRMAN

**SOUTHAVEN MAYOR & BOARD OF ALDERMEN**  
APPROVED BY THE SOUTHAVEN MAYOR AND BOARD OF ALDERMAN ON THIS THE 14 DAY OF NOVEMBER, 2003.  
Charles G. Davis, Mayor  
CITY CLERK  
STATE OF MISSISSIPPI  
COUNTY OF DESOTO  
I HEREBY CERTIFY THAT THE SUBDIVISION PLAT SHOWN HEREON WAS FILED FOR RECORD IN MY OFFICE AT 12 O'CLOCK P.M., ON THE 22 DAY OF APRIL, 2004, AND WAS IMMEDIATELY ENTERED UPON THE PROPER INDEXES AND DULY RECORDED IN PLAT BOOK 86, PAGE 37.

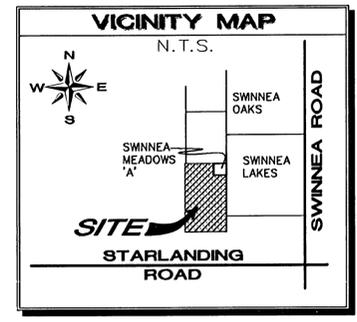
**CERTIFICATE OF SURVEYOR**  
I HEREBY CERTIFY THAT ALL DIMENSIONS, ANGLES, BEARINGS, AREAS SHOWN ON THIS PLAT ARE CORRECT, AND THAT EXTERIOR BOUNDARIES AND INTERIOR LOT DIMENSIONS COMPLY WITH MINIMUM STATE STANDARDS OF ACCURACY FOR SURVEYING.  
W. E. Davis, Chancery Clerk

**MORTGAGEE'S CERTIFICATE**  
UNION PLANTERS BANK  
I HEREBY ADOPT THIS AS OUR PLAN OF SUBDIVISION AND DEDICATE THE RIGHT-OF-WAY FOR THE ROADS AS SHOWN ON THE PLAT OF THE SUBDIVISION TO THE PUBLIC USE FOREVER AND RESERVE FOR THE PUBLIC UTILITIES THE UTILITY EASEMENTS AS SHOWN ON THE PLAT. I CERTIFY THAT I AM THE MORTGAGEE IN FEE SIMPLE OF THE PROPERTY AND THAT NO TAXES HAVE BECOME DUE AND PAYABLE. THIS THE 22 DAY OF APRIL, 2004.

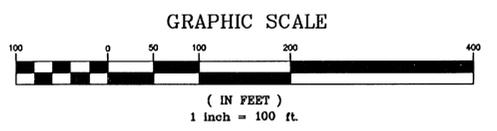
**NOTARY'S CERTIFICATE**  
STATE OF MISSISSIPPI, COUNTY OF DESOTO  
PERSONALLY APPEARED BEFORE ME, THE UNDERSIGNED AUTHORITY IN AND FOR THE SAID COUNTY AND STATE, ON THE 22 DAY OF April, 2004 WITHIN MY JURISDICTION, THE WITHIN NAMED Bill Freeman, WHO ACKNOWLEDGED THAT HE/SHE IS VP OF Union Planters Bank, AND THAT FOR AND ON BEHALF OF THE SAID BANK, AND AS ITS ACT AND DEED HE/SHE EXECUTED THE ABOVE AND FOREGOING INSTRUMENT, AFTER FIRST HAVING BEEN DULY AUTHORIZED BY SAID BANK SO TO DO.  
My Commission Expires Jan. 9, 2005  
NOTARY PUBLIC

*Restrictive Covenant recorded in warranty deed to 471 pg 62. This the 30th day of Oct, 2004. W. E. Davis, Chancery Clerk by B. Cleveland DC*

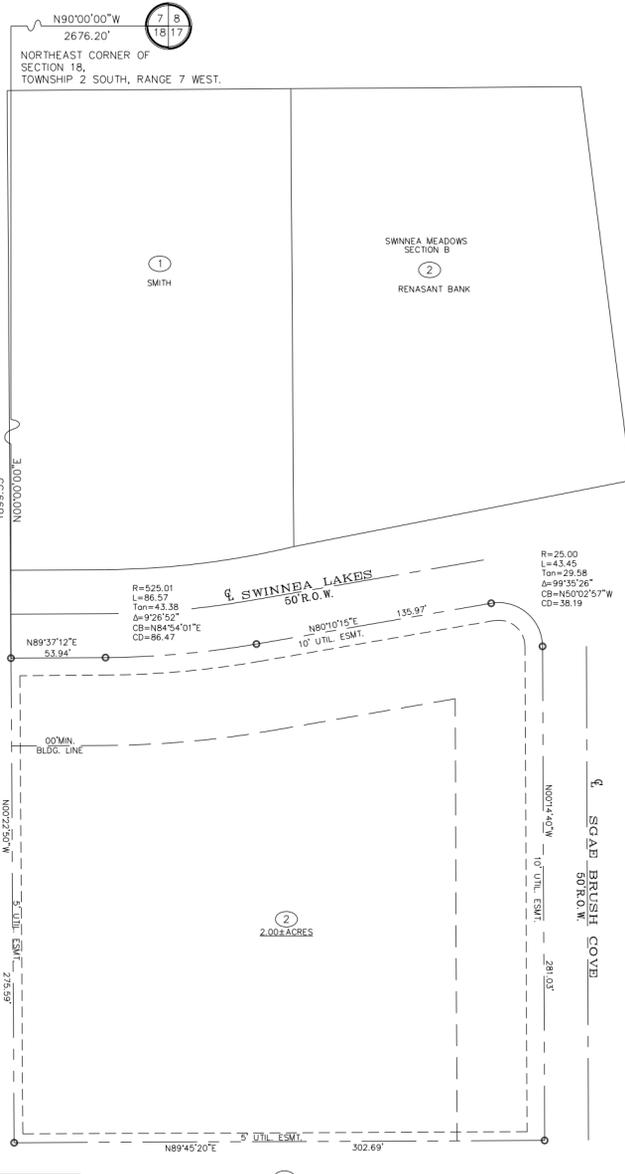
- NOTES:**
- MINIMUM SETBACKS ARE AS FOLLOWS:  
A. 50' FRONT YARD UNLESS NOTED OTHERWISE  
B. 15' SIDE YARD  
C. 50' REAR YARD
  - A 10 FEET WIDE UTILITY EASEMENT IS REQUIRED ON ALL STREET FRONTAGE. A 5 FEET WIDE UTILITY EASEMENT IS REQUIRED ALONG EACH SIDE OF EACH LOT LINE AND ALONG ALL REAR LOT LINES.
  - WATER AND SEWER SERVICE WILL BE PROVIDED THE CITY OF SOUTHAVEN.
  - THIS PROPERTY IS NOT LOCATED IN HUD IDENTIFIED SPECIAL FLOOD HAZARD AREA ACCORDING TO FEMA MAP NO. 28033C0110 D DATED MAY 3, 1990.
  - 1/2" ELECTRICAL CONDUIT PIPE IS SET ON ALL REAR PROPERTY CORNERS AND WHERE NOTED (IP).



**NOTE:**  
THE PLATTED PROPERTY IS ALSO SUBJECT TO THOSE COVENANTS, RESTRICTIONS, AND EASEMENTS AS SET FORTH IN DOCUMENT FILED OF RECORD IN BOOK \_\_\_\_\_ PAGE \_\_\_\_\_ AND AS MAY OTHERWISE BE AMENDED FROM TIME TO TIME, IN THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI, TO WHICH DOCUMENT REFERENCE IS HEREBY MADE. ANY PROPERTY OWNER SHALL BE BOUND BY THE TERMS OF SAID DOCUMENT.



**FINAL PLAT**  
**SECTION 'A'**  
**SAWYER**  
**ESTATES**  
SECTION 18, TOWNSHIP 2 S, RANGE 7 W  
CITY OF SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI  
SCALE: 1" = 100'  
APRIL 2004  
ZONING: AR  
TOTAL AREA: 13.32± ACRES  
TOTAL LOTS: 11  
DEVELOPER  
DESOTO CENTRAL PROPERTIES  
891 RASCO ROAD EAST  
SOUTHAVEN, MISSISSIPPI  
**SES SMITH ENGINEERING FIRM**  
891 RASCO ROAD EAST SOUTHAVEN, MISSISSIPPI 38871 (662) 393-3348 FAX (662) 393-0714  
1 OF 1



**OWNER'S CERTIFICATE**

I, \_\_\_\_\_ OWNER OR AUTHORIZED REPRESENTATIVE OF THE OWNER OF THE PROPERTY, HEREBY ADOPT THIS AS MY PLAN OF SUBDIVISION AND DEDICATE THE RIGHT-OF-WAY FOR THE ROADS AS SHOWN ON THE PLAT OF THE SUBDIVISION TO THE PUBLIC USE FOREVER AND RESERVE FOR THE PUBLIC UTILITIES THE UTILITY EASEMENTS AS SHOWN ON THE PLAT. I CERTIFY THAT I AM THE OWNER IN FEE SIMPLE OF THE PROPERTY AND THAT NO TAXES HAVE BECOME DUE AND PAYABLE. THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_.

**NOTARY'S CERTIFICATE**

STATE OF MISSISSIPPI, COUNTY OF DESOTO  
I, \_\_\_\_\_ NOTARY PUBLIC, PERSONALLY APPEARED BEFORE ME, THE UNDERSIGNED AUTHORITY IN AND FOR THE SAID COUNTY AND STATE, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_, WITHIN MY JURISDICTION, THE WITHIN NAMED \_\_\_\_\_, ACKNOWLEDGED THAT HE/SHE EXECUTED THE ABOVE AND FOREGOING INSTRUMENT.

MY COMMISSION EXPIRES: \_\_\_\_\_ NOTARY PUBLIC \_\_\_\_\_

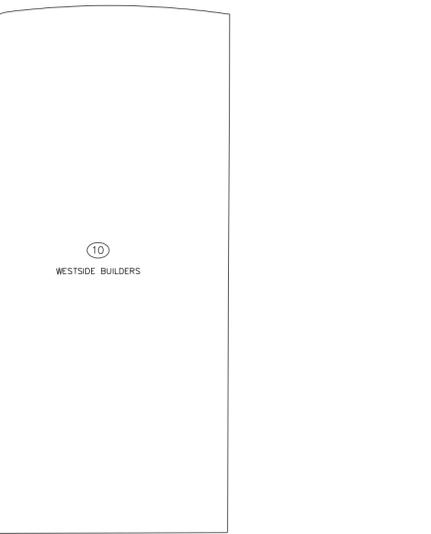
**OWNER'S CERTIFICATE**

I, \_\_\_\_\_ OWNER OR AUTHORIZED REPRESENTATIVE OF THE OWNER OF THE PROPERTY, HEREBY ADOPT THIS AS MY PLAN OF SUBDIVISION AND DEDICATE THE RIGHT-OF-WAY FOR THE ROADS AS SHOWN ON THE PLAT OF THE SUBDIVISION TO THE PUBLIC USE FOREVER AND RESERVE FOR THE PUBLIC UTILITIES THE UTILITY EASEMENTS AS SHOWN ON THE PLAT. I CERTIFY THAT I AM THE OWNER IN FEE SIMPLE OF THE PROPERTY AND THAT NO TAXES HAVE BECOME DUE AND PAYABLE. THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_.

**NOTARY'S CERTIFICATE**

STATE OF MISSISSIPPI, COUNTY OF DESOTO  
I, \_\_\_\_\_ NOTARY PUBLIC, PERSONALLY APPEARED BEFORE ME, THE UNDERSIGNED AUTHORITY IN AND FOR THE SAID COUNTY AND STATE, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_, WITHIN MY JURISDICTION, THE WITHIN NAMED \_\_\_\_\_, ACKNOWLEDGED THAT HE/SHE EXECUTED THE ABOVE AND FOREGOING INSTRUMENT.

MY COMMISSION EXPIRES: \_\_\_\_\_ NOTARY PUBLIC \_\_\_\_\_



**OWNER'S CERTIFICATE**

I, \_\_\_\_\_ OWNER OR AUTHORIZED REPRESENTATIVE OF THE OWNER OF THE PROPERTY, HEREBY ADOPT THIS AS MY PLAN OF SUBDIVISION AND DEDICATE THE RIGHT-OF-WAY FOR THE ROADS AS SHOWN ON THE PLAT OF THE SUBDIVISION TO THE PUBLIC USE FOREVER AND RESERVE FOR THE PUBLIC UTILITIES THE UTILITY EASEMENTS AS SHOWN ON THE PLAT. I CERTIFY THAT I AM THE OWNER IN FEE SIMPLE OF THE PROPERTY AND THAT NO TAXES HAVE BECOME DUE AND PAYABLE. THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_.

**NOTARY'S CERTIFICATE**

STATE OF MISSISSIPPI, COUNTY OF DESOTO  
I, \_\_\_\_\_ NOTARY PUBLIC, PERSONALLY APPEARED BEFORE ME, THE UNDERSIGNED AUTHORITY IN AND FOR THE SAID COUNTY AND STATE, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_, WITHIN MY JURISDICTION, THE WITHIN NAMED \_\_\_\_\_, ACKNOWLEDGED THAT HE/SHE EXECUTED THE ABOVE AND FOREGOING INSTRUMENT.

MY COMMISSION EXPIRES: \_\_\_\_\_ NOTARY PUBLIC \_\_\_\_\_

**SOUTHAVEN PLANNING COMMISSION**

APPROVED BY THE SOUTHAVEN PLANNING COMMISSION ON THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_

ATTEST: \_\_\_\_\_ CHAIRMAN

SECRETARY \_\_\_\_\_

**SOUTHAVEN MAYOR & BOARD OF ALDERMEN**

APPROVED BY THE SOUTHAVEN MAYOR AND BOARD OF ALDERMAN ON THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_

CITY CLERK \_\_\_\_\_ CHARLES G. DAVIS, MAYOR

STATE OF MISSISSIPPI  
COUNTY OF DESOTO

I HEREBY CERTIFY THAT THE SUBDIVISION PLAT SHOWN HEREON WAS FILED FOR RECORD IN MY OFFICE AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M., ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_, AND WAS IMMEDIATELY ENTERED UPON THE PROPER INDEXES AND DULY RECORDED IN PLAT BOOK \_\_\_\_\_, PAGE \_\_\_\_\_.

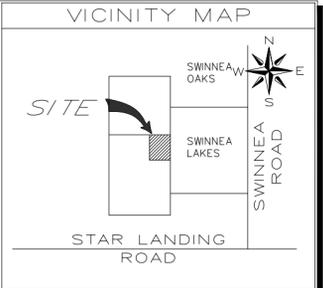
**CERTIFICATE OF SURVEYOR**

CHANCERY COURT

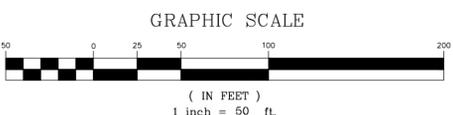
I HEREBY CERTIFY THAT ALL DIMENSIONS, ANGLES, BEARINGS, AND AREAS SHOWN ON THIS PLAT ARE CORRECT, AND THAT EXTERIOR BOUNDARIES AND INTERNAL LOT DIMENSIONS COMPLY WITH MINIMUM STATE STANDARDS OF ACCURACY FOR SURVEYING.

BEN W. SMITH - MS NO. 1909

LAUDERDALE ESTATES FIRST REVISION (66) LIBERTY BANK



- NOTES:**
1. MINIMUM SETBACKS ARE AS FOLLOWS:  
A. 50' FRONT YARD  
B. 15' SIDE YARD  
C. 50' REAR YARD
  2. A 10 FEET WIDE UTILITY EASEMENT IS REQUIRED ON ALL STREET FRONTAGE. A 5 FEET WIDE UTILITY EASEMENT IS REQUIRED ALONG EACH SIDE OF EACH LOT LINE AND ALONG ALL REAR LOT LINES.
  3. WATER AND SEWER SERVICE WILL BE PROVIDED BY THE CITY OF SOUTHAVEN.
  4. THIS PROPERTY IS NOT LOCATED IN HUD IDENTIFIED SPECIAL FLOOD HAZARD AREA ACCORDING TO FEMA MAP NO.
  5. 1/2" ELECTRICAL CONDUIT PIPE IS SET ON ALL PROPERTY CORNERS AND WHERE NOTED (IP).
  6. THIS REVISION COMBINES LOT 2 AND 3 INTO ONE LOT 2 AND ELIMINATES THE UTILITIES EASEMENTS BETWEEN THE TWO LOTS.



**FINAL PLAT OF FIRST REVISION SECTION "A" SAWYER ESTATES**

SECTION 18, TOWNSHIP 2 S, RANGE 7 W  
CITY OF SOUTHAVEN, DESOTO COUNTY, MS.  
SCALE: 1" = 50'

ZONING: AR  
TOTAL AREA: 2.00 ACRES  
TOTAL LOTS: 2  
OWNER/DEVELOPER:

**SFS** **SMITH & FORSYTH SURVEYING**

801 HAZEL HERSHETT AVE. SOUTHAVEN, MISSISSIPPI 38671 662-383-3347 FAX 662-383-3346



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

City of Southaven City Hall  
Executive Board Room  
8710 Northwest Drive

<b>Date of Hearing:</b>	September 24, 2012
<b>Public Hearing Body:</b>	Planning Commission
<b>Applicant:</b>	WFC, LLC c/o Mike Bailey PO. Box 867 New Albany, MS 38652 901-488-9803
<b>Total Acreage:</b>	10.38
<b>Existing Zoning:</b>	Agricultural (AG)
<b>Proposed Zoning:</b>	Planned Commercial (C-4)
<b>Location of Subdivision application:</b>	North side of Goodman Road, east of Tchulahoma Road.
<b>Comprehensive Plan Designation:</b>	Commercial

**Staff Comments:**

The applicant is requesting to rezone 10.38 acres of property on the north side of Goodman Road, east of Tchulahoma Road from Agricultural (AG) to Planned Commercial (C-4). This request takes in two separate pieces of property: The first parcel encompasses 7.32 acres along Goodman Road with 730 ± feet of frontage along a major arterial road and 438' of depth. The second piece of property is located just to the east of the hard corner on the northeast side of Goodman and Tchulahoma Road and wraps around to the north of the hard corner. This parcel encompasses 3.06 acres, which is now a vacant lot where Carlisle Nursery was once located. The access point to Goodman

Road is still being utilized and will be incorporated into the design of cross access for future development. The property abutting the east property line was rezoned to C-4 in 2003 by the same applicant. Beyond that point, the subdivision Country Oaks has its first access point into the residential subdivision. The homes at this particular entrance face toward the residential road and not to Goodman Road. The property to the west of this site is already zoned for commercial use and has a multi tenant retail building on site. On the south side of Goodman Road, across from this area, there is an approved PUD-Snowden Farms which incorporates mixed use of commercial and office districts.

**Staff Recommendations**

Per the adopted Comprehensive Plan, this area is designated for Commercial use with a stopping point at Country Oaks Subdivision. This application is in compliance with the Plan. Staff does have concerns with the properties to the north; however, staff will ensure proper buffering between the Agricultural large lots to the north and the commercial properties in this application. That being said, staff recommends approval to rezone the entire 10.38 acres from Agricultural to Planned Commercial.

**Planning Commission  
Recommendation:**

**Motion made by:  
Seconded by:**

STATE OF MISSISSIPPI  
COUNTY OF DESOTO

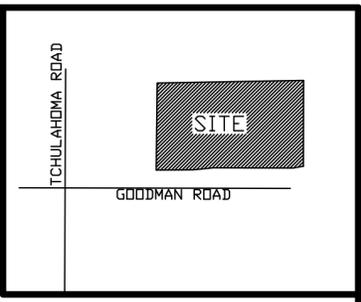
I HEREBY CERTIFY THAT THE SUBDIVISION PLAT SHOWN HEREON  
WAS FILED FOR RECORD IN MY OFFICE AT \_\_\_\_\_ O'CLOCK \_\_\_\_M.  
ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012 AND WAS  
IMMEDIATELY ENTERED UPN THE PROPER INDEXES AND DULY  
RECORDED IN PLAT BOOK \_\_\_\_\_, PAGE \_\_\_\_\_.

CHANCERY COURT  
CERTIFICATE OF SURVEYOR

I HEREBY CERTIFY THAT THIS IS A CLASS A SURVEY FOR THE OUTSIDE BOUNDARY  
ONLY AND THE THE RATIO OF UNADJUSTED SURVEY IS 1:10000 OR GREATER.

EDWARD T. DAVIS, P.S.

NOTES:  
1. NO TITLE SEARCH WAS PROVIDED FOR THIS PROPERTY.  
2. ADDITIONAL EASEMENTS OR DOCUMENTS MAY BE RECORDED UPON THIS  
PROPERTY.  
3. THERE ARE EXISTING VISIBLE AND NON-VISIBLE UTILITIES THAT  
ARE LOCATED ON THIS PROPERTY. UNDER GROUND UTILITIES THAT ARE  
SHOWN ARE BASED ON ONE CALL PAINT MARKINGS AND OTHER UTILITIES  
MAY BE ENCOUNTERED.

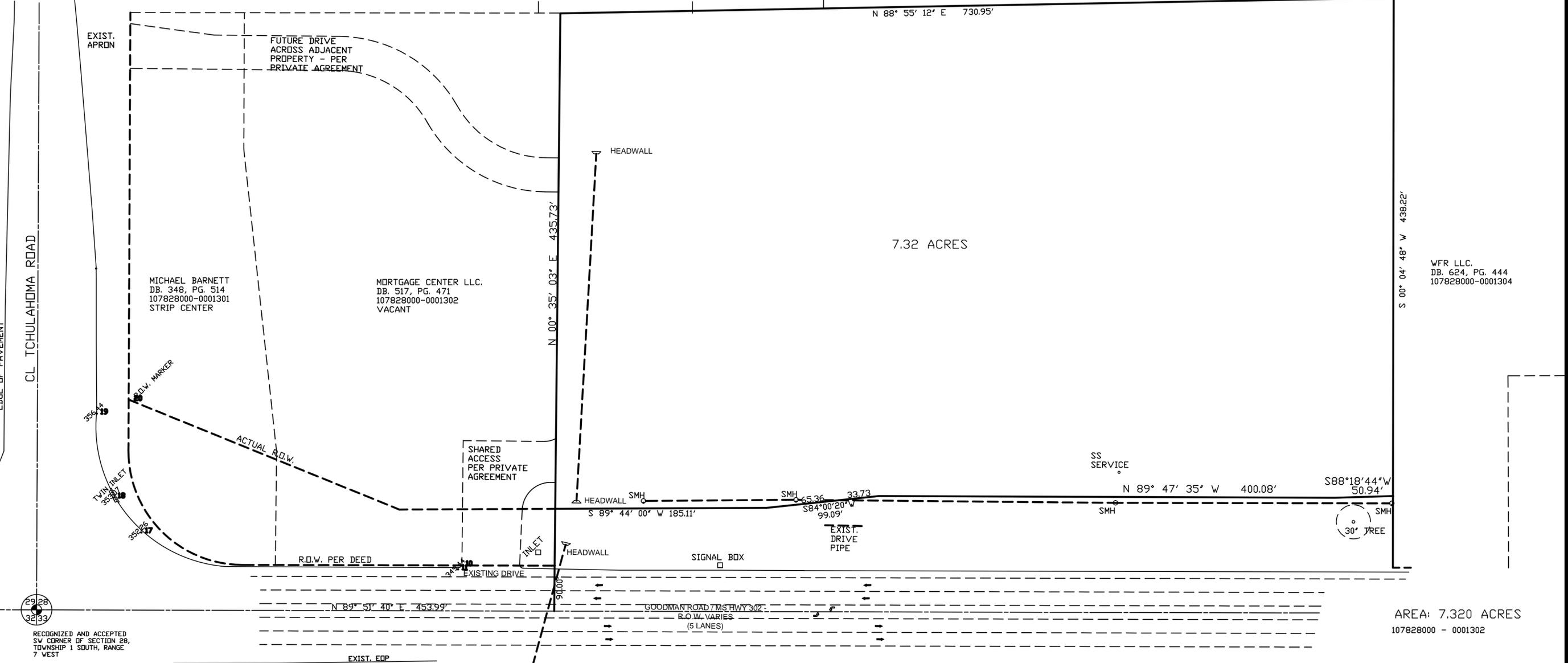


BRIAN ABBOTT  
DB. 611, PG. 501  
107828000-0001307

MALCOLM EVDN MANNING  
DB. 317, PG. 360  
107828000-0001310

BILLIE JEAN DODSON  
DB. 488, PG. 145  
107828000-0001300

5' UTILITY  
EASEMENT



AREA: 7.320 ACRES  
107828000 - 0001302

PROPERTY LINE DESCRIPTION OF THE WFR, LLC. PROPERTY  
AS RECORDED DK T BK 3,401, PG. 242 IN THE REGISTER'S OFFICE OF  
DESOTO COUNTY, MISSISSIPPI, SAID PROPERTY BEING PART OF THE SW 1/4 OF  
SECTION 28, TOWNSHIP 1 S, RANGE 7 W IN SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI.

COMMENCING AT THE ACCEPTED SW CORNER OF SAID SECTION 28; THENCE  
S89° 51' 40" E ALONG THE CENTERLINE OF GOODMAN ROAD (MISSISSIPPI STATE  
HIGHWAY NO. 302) A DISTANCE OF 453.99' TO A POINT; THENCE N 00° 35' 03" E  
A DISTANCE OF 90.00' TO A SET IRON PIN, SAID IRON PIN BEING THE POINT  
OF BEGINNING OF THE FOLLOWING DESCRIBED REAL ESTATE; THENCE  
N 00° 35' 03" E ALONG THE LINE DIVIDING SAID WFR PROPERTY AND THE  
MORTGAGE CENTER LLC. PROPERTY (D.B. 517, PG. 471) A DISTANCE OF 435.73' TO  
A SET IRON PIN IN THE SOUTH LINE OF THE ABBOTT PROPERTY (D.B. 611, PG. 501)  
AND THE NORTH LINE OF SAID WFR PROPERTY; THENCE N 88° 55' 12" E ALONG  
SAID NORTH AND SOUTH LINES AND CONTINUING THE SOUTH LINES OF THE MANNING  
PROPERTY (D.B. 317, PG. 360 AND THE DODSON PROPERTY (D.B. 488, PG. 145) A  
DISTANCE OF 730.95' TO A SET IRON PIN IN THE LINE DIVIDING SAID WFR  
PROPERTY A WFR, LLC. PROPERTY (D.B. 624, PG. 444); THENCE S 00° 04' 48" W  
ALONG SAID DIVISIONAL LINE A DISTANCE OF 438.22' TO A SET IRON PIN IN  
THE NORTH R.O.W. OF GOODMAN ROAD; THENCE S 88° 18' 44" W ALONG SAID NORTH  
R.O.W. A DISTANCE OF 50.94' TO A SET IRON PIN; THENCE N 89° 47' 35" W ALONG  
SAID NORTH R.O.W. A DISTANCE OF 400.08' TO A SET IRON PIN; THENCE S 84° 00' 20" W  
ALONG SAID NORTH R.O.W. A DISTANCE OF 99.09' TO A SET IRON PIN; THENCE  
S 89° 44' 00" W ALDN SAID NORTH R.O.W. A DISTANCE OF 185.11' TO THE POINT OF  
BEGINNING AND CONTAINING 7.320 ACRES OF LAND.

THE ABOVE DESCRIBED PROPERTY IS VACANT.  
THE ABOVE REFERENCED DESCRIPTION (DK T BK 3401, PG. 242) HAS AN ERROR IN  
CLOSURE OF S 03° 02' 04" E, 25.82'.

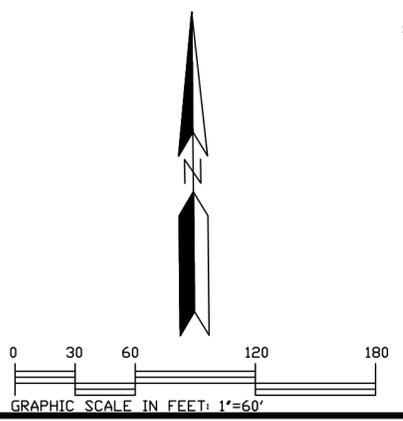
BOB WHITE LAND LLC.  
DB. 569, PG. 754  
107833000-0000100

THIS PROPERTY DOES NOT LIE WITHIN THE 100 YEAR  
FLOOD PER FEMA MAP PANEL # 28033C0079G.  
DATED: JUNE 4, 2007  
FLOOD ELEVATION = 339

**PROPERTY LINE SURVEY  
OF THE  
WFR, LLC. PROPERTY  
AS RECORDED  
DK T BK 3,401 PG. 242  
IN THE REGISTER'S OFFICE  
OF DESOTO COUNTY, MS  
SAID PROPERTY BEING PART OF  
THE SW 1/4 OF  
SECTION 28, TOWNSHIP 1S, RANGE 7W  
IN SOUTHAVEN, DESOTO COUNTY, MS  
AREA = 7.320 ACRES**

PREPARED FOR:  
SWP CONSTRUCTION SERVICES  
ATTN: SCOTT POLZIN  
605 CHURCHILL DOWNS LOOP  
MOSCOW, TN 38057

PREPARED BY:  
EDWARD T. DAVIS & ASSOCIATES  
7124 KERR ST.  
OLIVE BRANCH, MS 38654  
(662) 893-4041  
(662) 893-4975





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

City of Southaven City Hall  
Executive Board Room  
8710 Northwest Drive

<b>Date of Hearing:</b>	<b>September 24, 2012</b>
<b>Public Hearing Body:</b>	<b>Planning Commission</b>
<b>Applicant:</b>	<b>Erb/Walker 871 Ridgeway Loop, #107 Memphis, TN 38120 901-766-1855</b>
<b>Total Acreage:</b>	<b>7.32 acres</b>
<b>Existing Zone:</b>	<b>Planned Commercial (C-4) Rezoning proposed from AG to C4</b>
<b>Location of Subdivision application:</b>	<b>North side of Goodman Road, east of Tchulahoma Road.</b>
<b>Comprehensive Plan Designation:</b>	<b>Commercial</b>
<b>Staff Comments:</b> The applicant is requesting subdivision approval for a two lot subdivision on the north side of Goodman Road, east of Tchulahoma Road. Lot 1 is shown at 2.506 acres and lot 2 is shown with 4.814 acres. The standard easements are shown along the boundaries of the lots with a twenty (20) foot drainage easement from the southwest corner at Goodman Road carrying north just past the proposed future drive.	
<b>Staff Recommendations:</b>	

Staff has no problems with the proposed subdivision; however, there is a question on the access drive to Tchulahoma Road. It is shown as a private drive across the abutting property to the west and then stops at lot 1. When staff reviewed the site plan submittal for lot 1, it appears that this drive will allow access to not only lot 1 but it is stubbed out as future access to lot 2. Staff is requesting clarification if this drive is going to be a public ingress/egress for access to these lots; if that is the case, it would be suggested that the drive be documented at least across lot 1 since this lot is under development. It would not be advisable to carry it into lot 2 since a site layout for this area is not available at this point. Otherwise, staff has no problems and recommends approval.

**Planning Commission  
Recommendation:**

**Motion made by:  
Seconded by:**

CERTIFICATE OF SURVEYOR

I HEREBY CERTIFY THAT THIS IS A CLASS A SURVEY FOR THE OUTSIDE BOUNDARY ONLY AND THE THE RATIO OF UNADJUSTED SURVEY IS 1:10000 OR GREATER.

EDWARD T. DAVIS, P.S.

CERTIFICATE OF ENGINEER

THIS IS TO CERTIFY THAT I HAVE DRAWN THIS SUBDIVISION SHOWN HEREON AND THE PLAT OF SAME IS ACCURATELY DRAWN FROM INFORMATION FROM A GROUND SURVEY BY EDWARD T. DAVIS AND ASSOCIATES

SCOTT POLZIN, P.E.

OWNERS CERTIFICATE

WE, WFR LLC., OWNERS OR AUTHORIZED REPRESENTATIVE OF THE OWNER OF THE PROPERTY, HEREBY ADOPT THIS AS OUR PLAN OF SUBDIVISION AND RESERVE FOR THE PUBLIC UTILITIES THE UTILITY EASEMENTS AS SHOWN ON THE PLAT. WE CERTIFY THAT WE ARE THE OWNERS IN FEE SIMPLE OF THE PROPERTY AND THAT NO TAXES HAVE BECOME DUE AND PAYABLE. THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.

WFR, LLC.

NOTARY'S CERTIFICATE

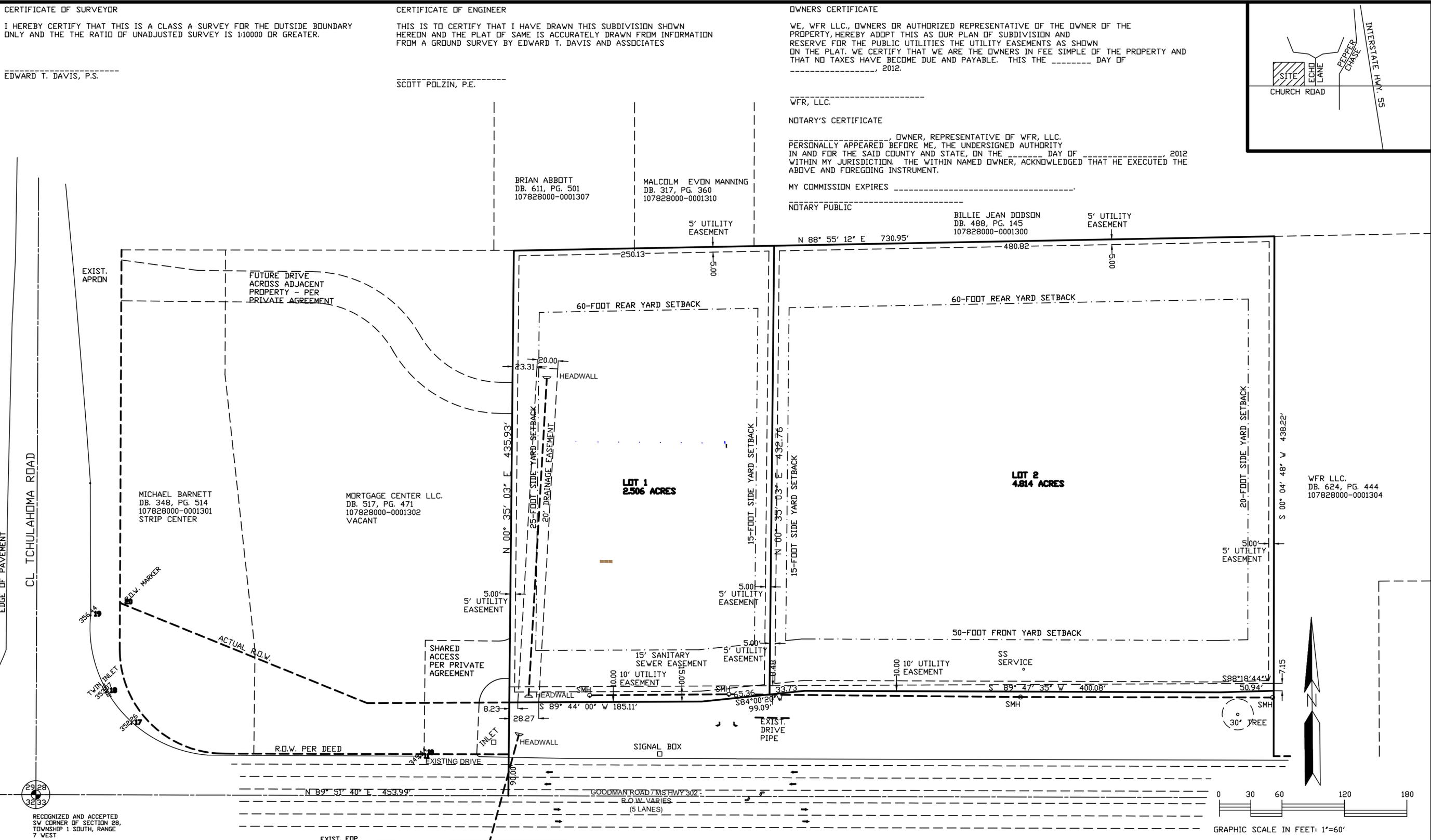
\_\_\_\_\_, OWNER, REPRESENTATIVE OF WFR, LLC. PERSONALLY APPEARED BEFORE ME, THE UNDERSIGNED AUTHORITY IN AND FOR THE SAID COUNTY AND STATE, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012 WITHIN MY JURISDICTION. THE WITHIN NAMED OWNER, ACKNOWLEDGED THAT HE EXECUTED THE ABOVE AND FOREGOING INSTRUMENT.

MY COMMISSION EXPIRES \_\_\_\_\_

NOTARY PUBLIC

BILLIE JEAN DODSON  
DB. 488, PG. 145  
107828000-0001300

5' UTILITY EASEMENT



29/28  
32/33  
RECOGNIZED AND ACCEPTED SW CORNER OF SECTION 28, TOWNSHIP 1 SOUTH, RANGE 7 WEST

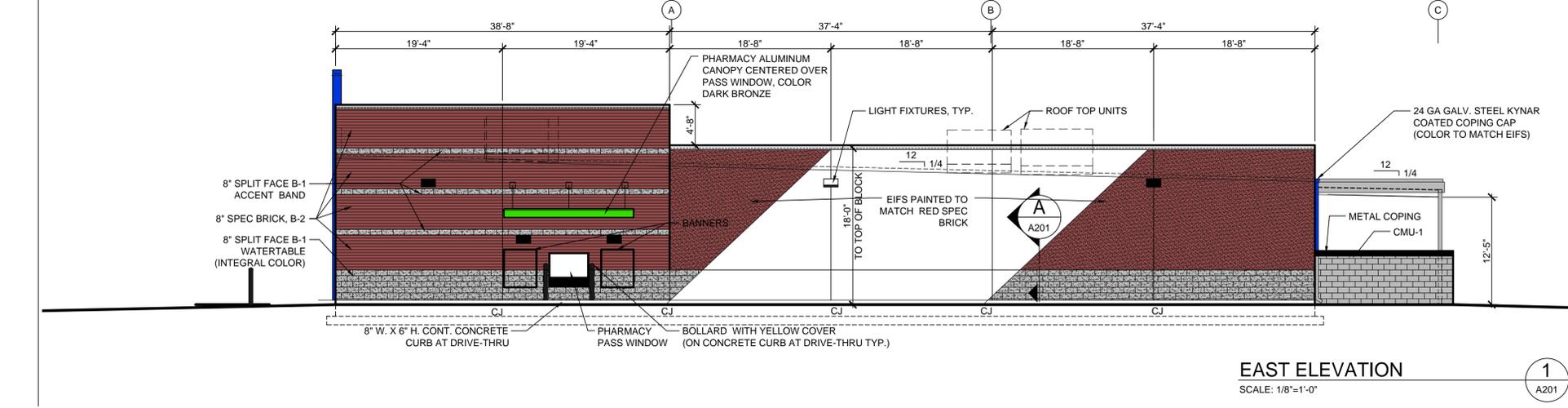
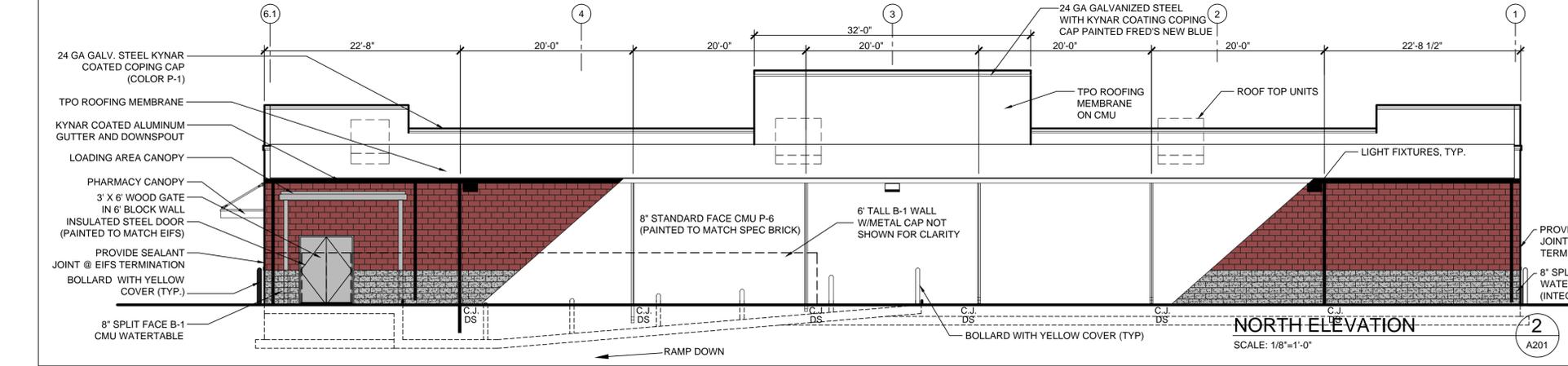
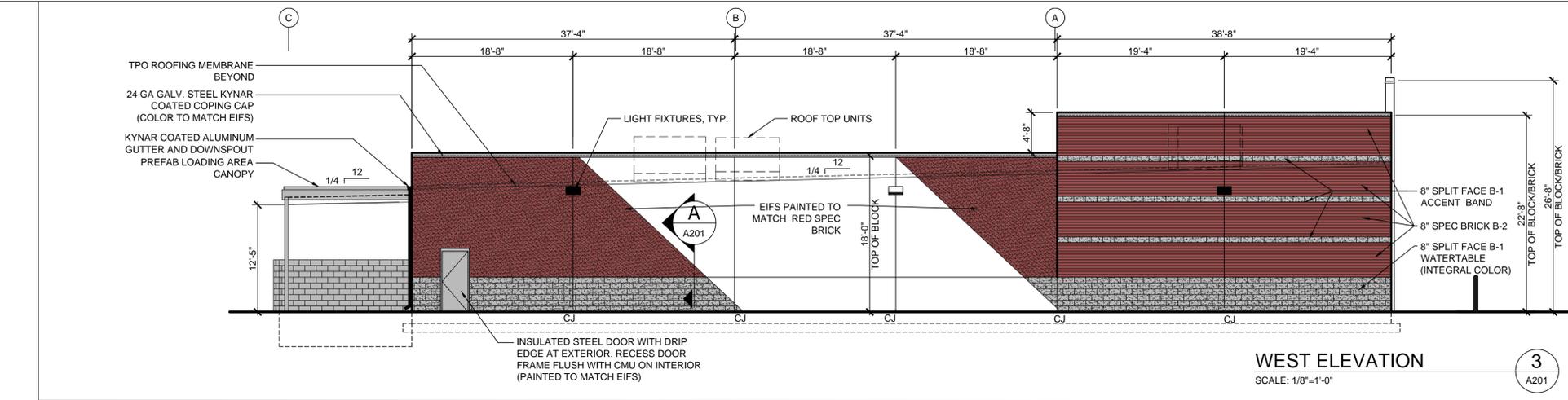
CITY OF SOUTHAVEN, MAYOR AND BOARD OF ALDERMAN  
APPROVED BY THE CITY OF SOUTHAVEN MADR AND BOARD OF ALDERMAN, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.  
CITY CLERK \_\_\_\_\_ MAYOR \_\_\_\_\_  
CITY OF SOUTHAVEN PLANNING COMMISSION  
APPROVED BY THE CITY OF SOUTHAVEN PLANNING COMMISSION ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.  
SECRETARY \_\_\_\_\_ CHAIRPERSON \_\_\_\_\_

STATE OF MISSISSIPPI  
COUNTY OF DESOTO  
I HEREBY CERTIFY THAT THE SUBDIVISION PLAT SHOWN HEREON WAS FILED FOR RECORD IN MY OFFICE AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M. ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012 AND WAS IMMEDIATELY ENTERED UPN THE PROPER INDEXES AND DULY RECORDED IN PLAT BOOK \_\_\_\_\_ PAGE \_\_\_\_\_  
CHANCERY COURT

BOB WHITE LAND LLC.  
DB. 569, PG. 754  
107833000-0000100

- NOTES:
1. MINIMUM SETBACK SHALL BE PER C-4 ZONING DISTRICT.
  2. A 10 FOOT WIDE UTILITES EASEMENT IS REQUIRED ALONG ALL STREET FRONTAGE. A 5 FOOT WIDE UTILITY EASEMENT IS REQUIRED ALONG EACH SIDE OF EACH LOT LINE AND ALONG ALL REAR LOT LINES.
  3. WATER SERVICE WILL BE PROVIDED FOR EACH LOT.
  4. MAXIMUM IMPERVIOUS SURFACE RATIO - 85%.
  5. INDIVIDUAL LOTS REQUIRE SITE PLAN APPROVAL, LANDSCAPING TO BE ADDRESSED AT THAT TIME.

FINAL PLAT		
FRED'S GOODMAN ROAD SUBDIVISION		
DEED BK. 624, PAGE 446		
ZONED: A (APP TO C-4)	SECTION 28, TOWNSHIP 1 SOUTH, RANGE 7 WEST	
SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI		
LOTS: 2	AREA: 7.320 ACRES	107828000 - 0001302
OWNER: WFR LLC. PO BOX 867 NEW ALBANY, MS 38652	ENGINEER: SWP CONSTRUCTION SERVICES 605 CHURCHILL DOWNS LP. MOSCOW, TN 38057 (901) 877-7998	
THIS PROPERTY DOES NOT LIE WITHIN THE 100 YEAR FLOOD. ELEV. 339	FEMA MAP PANEL NUMBER: 28033C0079G	FEMA MAP DATE: JUNE 4, 2007
DATE: SEPTEMBER 4, 2011	SCALE: 1" = 60'	SHEET 1 OF 1



COLOR SCHEDULE		
LABEL/LOCATION	COLOR/ FINISH	REMARKS
B - 1	WOODSTOVE BLACK	4"x8"x16" SPEC BRICK, SPLIT FACE
B - 2	COLOR A3	4"x8"x16" SPEC BRICK, SMOOTH COPING TO MATCH
P - 2	FRED'S NEW BLUE	
P - 5	PAINT TO MATCH WOODSTOVE BLACK	
P - 6	PAINT TO MATCH COLOR A3	AS REQUIRED
M - 1	PREFINISHED DARK BRONZE	-
ENTRY CANOPY	FRED'S GREEN	-
PHARMACY CANOPY	FRED'S GREEN	-
GUTTERS & DOWNSPOUTS	PREFINISHED DARK BRONZE	-
STOREFRONT	DARK BRONZE	-
ROOFING	WHITE TPO	-

- NOTES:
- BRICK CLEANER - PROSOCO CUSTOM MASONRY CLEANER .
  - BRICK SEALER - 2 COATS PROSOCO CUSTOM MASONRY SEALER.
  - COLOR MORTAR TO BE SELECTED.
  - PROVIDE DRY BLOCK IN MORTAR.

**SWP**  
 Design-Build  
 605 Churchill Downs Loop  
 Moscow, Tennessee 38057  
 Phone: 901-877-7995  
 Fax: 901-877-7998

SEAL  
 NOT FOR CONSTRUCTION

**fred's**  
 4300 New Getwell Road  
 Memphis, Tennessee 38118

NEW RETAIL STORE AND PHARMACY GOODMAN ROAD SOUTHAVEN, MISSISSIPPI		EXTERIOR ELEVATIONS	1/8" = 1'-0"
PROJECT	DRAWING	SCALE	
DATE	2012 SEPTEMBER 18		
REVISIONS			
SHEET NO	A201		



**City of Southaven**  
**Office of Planning and Development**  
**Amendment to Planned Unit Development**

City of Southaven City Hall  
Executive Board Room  
8710 Northwest Drive

<b>Date of Hearing:</b>	September 24, 2012
<b>Public Hearing Body:</b>	Planning Commission
<b>Applicant</b>	Desoto Pointe Development, LLC #50 Hwy. 196 South Piperton, TN 38017 901-854-7849
<b>Location</b>	North side of Church Road, between I-55 and Airways Blvd.
<b>Total Acreage</b>	340 acres
<b>Existing Zoning:</b>	Plum Point Planned Unit Development
<b>Type of amendment being requested:</b>	Amendment to PUD text ONLY
<b>Comprehensive Plan Designation:</b>	Mixed Use

**Staff Comments:**

The applicant is requesting to amend the existing Plum Point Planned Unit Development on the north side of Church Road on both the east side and west side of I-55. For the purposes of the amendment, the applicant is requesting a text revision for Areas B, H and I on the overall site. According to the original master plan submitted and approved Area B was designated for light manufacture, the applicant is requesting to soften these uses to a C-4 or Planned Commercial district. The text provided by the applicant takes the permitted uses of the C-4 district and adds or modifies to propose the following:

**AREA B**

ATM and other financial service kiosks and walk up facilities	Cell towers
Conference centers	Cultural facilities including clinics and emergency medical facilities (except east of Airways)
Salon, gymnasiums and other facilities	Indoor gun and/or archery practice ranges
Instructional service providers and training centers	Lounges, taverns, pubs, bars, microbreweries and similar establishments including outdoor seating (exclude adult entertainment)
Movie theaters, live theaters, and indoor/outdoor entertainment and recreational venues which may include but not be limited to music and comedy clubs, bowling, billiards, video games, and other arcade type games	Multi-family residential units
Offices and other related service providers	Outdoor amusement center, carnivals, fairs, and trade shows
Parking, automobile parking lot or garage	Photography studio
Public service facility	Print shop including printing and publishing establishments
Processing and manufacture incidental to retail establishment	Radio/television station (recording and broadcasting)
Recording studio	Recreation center, commercial/indoor
Restaurants with carry out or indoor seating and outdoor seating including sale of alcoholic beverages	Skating rink
Small assembly or manufacturing uses, including a fabrication or machine shop with no noise, glare, heat, vibration, smoke, dust, and other noxious influence detectable at the property line.	Telephone service or switching center
Wholesale merchandising and storage warehouse with accessory retail sales	

According to the original master plan submitted and approved Area H and I were designated for General Commercial (C-3), the applicant is requesting to revise these uses to a C-4 or Planned Commercial district. The text provided by the applicant takes the permitted uses of the C-4 district and adds or modifies to propose the following:

**AREA H & I**

Photo studio	ATM and other financial services kiosks and walk up facilities
Cell towers	Hospitals (except east of Airways Blvd)
Conference centers	Cultural facilities including art galleries, auditoriums, libraries, and museums
Pre-schools (delete "see note 10 of zoning ord	Financial services, banks, savings and loans

#28)	associations with or without drive up services
Flower or plant store	Furniture store
Deletion of “to a convenience store” in regards to gas pumps	Spa, salon, gymnasiums and other health facilities
Home improvement center with plant material available, including outside sales	Indoor gun and/or archery practice range
Instructional service providers and training centers	Pubs, microbreweries, including outdoor seating and the deletion of it requiring a conditional use permit
Live theaters, and indoor/outdoor entertainment and recreational venues which may include but not limited to music and comedy clubs, bowling, billiards, video games and other arcade type games	Multi-family residential units
Offices and other related service providers	Carnivals, fairs and trade shows (except east of Airways Blvd.)
Deletion of “see note 22 of zoning ordinance #28” in regard to processing and manufacturing incidental to retail establishment	Restaurants as carry out/indoor seating/outdoor seating including the sale of alcoholic beverages
Retail shops, other retail service providers including retail food stores and farmers markets	Deletion of “not employing more than ten (10) persons; can be detected; and (in Area I only) from small assembly or manufacturing uses, including a fabrication or machine shop with no noise, glare, heat, vibration, smoke, dust or other noxious influence
Used goods, indoor only	User associated with licensing and permitting or weapons
Deletion of “see note 23 of zoning ordinance #28) from wholesale merchandising and storage warehouse with accessory retail.	

In addition to the modified use charts above, the applicant is also requesting to reduce the standard parking stall dimensions from 10’x20’ to the prior standard of 9’x18’ for Areas B and H. This request further identifies the compliance with all ADA regulatory controls.

Finally, the applicant is requesting flexibility in sign control for Area B and H from the strict standards of the C-4 district. Signs shall be in conformance with the appropriate district regulations, *“with the exception of Areas B & H which shall be allowed to have one (1) main, signatory pylon sign with a maximum height of eighty (80) feet as measured from its base to top. Flexibility shall be granted to the Owner in terms of the number and size of signs to be allowed on site and on the buildings, subject to Design Review Commission approval.”*

**Staff Recommendation:**

Staff has some concerns with some of the proposed additions/modifications to the uses permitted in Areas B, H & I. Staff is recommending to remove motel or motel lodge, multi-family residential units, small assembly or manufacturing uses, including a fabrication or machine shop with no noise, glare, heat, vibration, smoke, dust and other noxious influence detectable at the property line, and used goods (indoor only).

-Motels and motel lodges are separated out from hotels in city zoning and as such this

amendment should do the same. It is staff's opinion that with a specialized corridor such as Church Road and plans of an upscale outlet mall in the pipeline, hotels would be a more suitable match for the surrounding areas.

-Staff has major concerns with multi-family residential being requested in the text. This type of use is not considered commercial in nature and is not allowed in any commercial zone of the city. Therefore, staff does not see allowing multi-family residential in these commercial zones as being an asset for the overall area.

-Staff is unclear as to the desire to have assembly and manufacturing/machine shop added to the area. Although it seems minor by definition compared to other light industrial uses, it is still an industrial type use which has no reason to be included in a commercial area. Staff has recommended keeping in the text the "processing and manufacture incidental to retail establishments since it correlates to the retail development of the area.

-The city has strict guidelines regarding the sale of used goods, which allows these types of establishments in certain areas of the city with a conditional use permit and under the 1/2 mile radius rule. Staff recommends deletion of this use to aid in compliance of the newly adopted resolution for the overall city.

-Additionally, staff would like further clarification on the proposed- user associated with the licensing and permitting of weapons. There are some retail facilities such as Sportsman's Warehouse that have an area which sells guns, ammo, and other licensed weapons. Staff is agreeable to these types of establishments; however, establishments which serve only for weapon sales and ammunition create concerns for staff and would be recommended as a removed use from these areas as they are part of the Church Road special corridor.

Staff has no problems with the request for a decrease in the parking stall dimensions. At the time this PUD was originally adopted, the zoning ordinance stipulated 9' x 18' which is what the applicant is requesting.

Additionally, the City's signage restrictions are very limiting to developments such as the outlet sight. Staff understands the need for visibility on I-55 as well as Church and Airways; therefore, staff has no problem approving flexibility for the sight. Staff would ask that the applicant revise the signage statements last sentence to say "Flexibility shall be granted to the Owner in terms of the number and size of signs to be allowed on site and on the buildings, subject to Planning Department and Mayor's Office administrative approval."

Pending these revisions can be complied with; staff recommends approval with the above stated comments.

**Planning Commission  
Recommendation:**

**Motion made by:  
Seconded by:**

Plum Point Villages P.U.D.

Current Conditions With Proposed Additions, Deletions and other modifications in blue.

1. Uses Permitted:

A. Area A: Any use permitted in the R-6 Single Family Residential District and all dwelling units shall as a minimum meet the requirements of Section II Bulk Regulations. Churches shall also be a permitted use if located as indicated on the Preliminary Site Plan; otherwise they shall be conditional uses. Other uses permitted as conditional uses in the R-6 district shall also be permitted as conditional uses.

B. Area B: The following uses are permitted in the Planned Commercial District.

1. Art or photo studio
2. ATM and other financial service kiosks and walk up facilities
3. Bakery, retail
4. Barber or beauty shop
5. Book Store
6. Cell towers
7. Churches
8. Conference centers
9. Convenience Store
10. Cultural facilities including art galleries, auditoriums, libraries and museums
11. Dry Cleaning pickup station
12. Day care center or pre-school
13. Department Store
14. Doctor or dentist offices, including clinics and emergency medical facilities and hospitals (except east of Airways Boulevard)
15. Drug store
16. Farm or Feed Store
17. Financial services, banks, savings and loan associations
18. Flower or plant store
19. Furniture store
20. Gas pumps as an accessory use
21. Greenhouse or nursery
22. Grocery store
23. Health Club, Spa, Salon, Gymnasiums and other facilities
24. Home improvement center with plant material available, including outside sales
25. Hotel, motel, or motor lodge
26. Indoor gun and/or archery practice range
27. Instructional service providers and training centers
28. Liquor Stores, lounges, taverns, pubs, bars, microbreweries and similar establishment, including outdoor seating (excluding adult entertainment)

29. Movie theaters, live theatres, and indoor and outdoor entertainment and recreational venues which may include but not be limited to music and comedy clubs, bowling, billiards, video games, and other arcade type games
30. Multi-family residential units
31. Music or dancing academy
32. Nursery school
33. Offices and other related service providers
34. Outdoor amusement center, carnivals, fairs, and trade shows
35. Parking, automobile parking lot or garage
36. Pet Grooming without kennel or boarding
37. Photo finishing pick up station
38. Photographic processing or blueprinting
39. Photography studio
40. Post office or postal facility
41. Public service facility
42. Print shop including printing and publishing establishments
43. Processing and manufacture incidental to retail establishment
44. Radio/television station (recording and broadcasting)
45. Recording studio
46. Recreation facilities for employees
47. Recreational center, commercial/indoor
48. Repair and service shops for repair and servicing of bicycles, radio, television, electrical appliances, keys and similar articles
49. Restaurant with indoor seating, and ~~carry out~~ outdoor seating, including sale of alcoholic beverages
50. Restaurant with carry out, drive in and drive through, including sale of alcoholic beverages
51. Retail shops, other retail service providers, including retail food stores and farmers markets
52. Schools, public or private
53. Skating rink
54. Small assembly or manufacturing uses, including a fabrication or machine shop with no noise, glare, heat, vibration, smoke, dust, and other noxious influence detectable at the property line
55. Telephone service or switching center
56. Used Goods, indoors only
57. User associated with the licensing and permitting of weapons
58. Veterinary clinic without open kennels
59. Wholesale merchandising and storage warehouse with accessory retail sales

C. Area C-36: Any use permitted in the RM-6 Multiple Family Residential District, and conditional uses permitted in the R-6 District shall be permitted.

D. Area C-37: Any use permitted in RM-6 Multi-Family Residential District and conditional uses permitted in the R-6 District shall be permitted.

E. Areas E and F are O-Office and Commercial Districts and have the following uses:

1. Churches
2. Gas pumps as an accessory use to a convenience store
3. Photo finishing
4. Clinics and emergency medical facilities
5. Health clubs/gymnasium
6. Repair and service shops for servicing of bicycles, electrical, radio, television, small appliances, keys and similar articles no outside storage
7. Music recording studio
8. Music/dance academy
9. Office
10. Pet grooming shop without open kennel
11. Photo finishing pickup station
12. Photography studio
13. Print shop
14. Radio/TV studio (recording only)
15. Recreation facilities for employees
16. Restaurants with indoor seating and without drive-in or drive-through facilities
17. Retail shop, sale and service up to 20,000 square feet
18. Public service facility
19. Accessory dwelling unit
20. Day Care Centers (see note 35 of Zoning Ordinance #28)
21. Neighborhood park, playground, recreational and community facilities and buildings of a noncommercial nature (public)
22. Nursing home
23. Park/forest preserve
24. Post office or postal facility
25. Religious, philanthropic or educational institution
26. School, public or private
27. Veterinary clinic (see not 10 of Zoning Ordinance #28) no outside kennel
28. Art studio
29. Bakery, retail
30. Bank, financial services, savings and loan association
31. Beauty/barber shop
32. Book store
33. Convenience food store
34. Doctor's office
35. Drug store or pharmacy
36. Florist
37. Grocery store

38. Emergency medical facility (C)
39. Gymnasium or sports complex (C)
40. Health club, health space, reducing salon and similar uses (C)
41. Laboratories (C)
42. Motor Vehicle services and minor repair, no outdoor storage of vehicles or supplies (C), such as Express Lube or auto lube
43. Car wash as an accessory to convenience store (C)
44. Hospital (C)
45. Restaurants, carry-out, drive-in, or with drive thru facilities (C)

\* C is conditional

F. Areas H and I – Commercial District and have the following additional uses:

1. Accessory dwelling unit
2. Agricultural services
3. Amusement, commercial indoor
4. Art or photo studio
5. ATM and other financial service kiosks and walk-up facilities
6. Auditorium/lecture hall
7. Bakery, retail
8. Bank, financial service, savings and loan association
9. Beauty/barber shop
10. Book store
11. Bowling alley
12. Carwash as an accessory to convenience store
13. Cell Towers
14. Churches
15. Clinics, emergency medical facilities and hospitals (except east of Airways Boulevard)
16. Club or lodge, private
17. Conference centers
18. Convenience ~~food~~ store
19. Country club (C)
20. Cultural facilities including art galleries, auditoriums, libraries, and museums
21. Day care centers or pre-schools (~~see note 10 of Zoning Ordinance #28~~)
22. Department or discount store
23. Doctor's or dentist offices
24. Drug store or pharmacy
25. Dry cleaning/laundry establishment, pick-up/delivery only
26. Emergency medical facility (C)
27. Farm or feed store
28. Financial services, banks, savings, and loan associations with or without drive up services
29. Florist, flower or plant store

30. Furniture store
31. Gas pumps as an accessory use ~~to a convenience store~~
32. Greenhouse/nursery
33. Grocery store
34. Health club, ~~spa, salon, gymnasiums and other health facilities~~ ~~space,~~  
~~reducing salon and similar uses~~
35. Home improvement center with plant material available, including outside sales
36. Hospitals (except east of Airways Boulevard)
37. Hotel, motel, motor lodge
38. Indoor gun and/or archery practice range
39. Instructional service providers and training centers
40. Laboratories (C)
41. Lawn, tree or garden service
42. Lounges, bars, taverns, liquor stores, ~~pubs, microbreweries~~ and similar establishments, ~~including outdoor seating~~ (excluding adult entertainment) ~~(C)~~
43. Miniature golf course
44. Mortuary/funeral home
45. Movie theaters, except drive-in theaters, ~~live theatres, and indoor and outdoor entertainment and recreational venues which may include but not limited to music and comedy clubs, bowling, billiards, video games and other arcade type games~~
46. Multi-family residential units
47. Music recording studio
48. Music/dance academy
49. Neighborhood park, playground, recreational and community facilities and buildings of a noncommercial nature (public)
50. Nursery home
51. Nursery school
52. Offices ~~and other related service providers~~
53. Outdoor amusement center, ~~carnivals, fairs and trade shows~~ (except east of Airways Boulevard)
54. Park/forest preserve
55. Parking, automobile parking lot or garage
56. Pet grooming shop without open kennel ~~or boarding~~
57. Photo finishing
58. Photo finishing pick up station
59. Photographic processing or blueprinting
60. Photography studio
61. Post office or postal facility
62. Print shop
63. Printing and publishing establishments
64. Processing and manufacture incidental to retail establishments ~~(see note 22 of Zoning Ordinance #28)~~
65. Public service facility

66. Radio/TV station (recording and broadcasting)
67. Recreation facilities for employees
68. Recreational center, commercial/indoor
69. Recreational uses, commercial/outdoor (C)
70. Religious, philanthropic and educational institution
71. Repair/service shop for bicycles, radio/TV, small electrical appliances, keys and similar articles, no outside storage
72. Restaurants with indoor **and outdoor** seating, and drive-in or drive-through facilities, **including sale of alcoholic beverages**
73. Restaurants **with** carry-out, with drive-in and/or drive thru facilities, **including the sale of alcoholic beverages**
74. Retail Shop, **other retail service providers**, sales and services, **including retail food stores and farmers markets**
75. School, public or private
76. Shooting gallery, indoor (C)
77. Skating rink
78. Small assembly or manufacturing uses, including a fabrication or machine shop ~~not employing more than ten (10) persons and from~~ with no noise, glare, heat, vibration, smoke, dust or other noxious influence ~~can be detected~~ **detectable** at the property line ~~(in Area I only)~~
79. Telephone service or switching center
80. Theatre, indoor
81. **Used goods, indoor only**
82. **User associated with the licensing and permitting of weapons**
83. Veterinary clinic, no outside kennels
84. Wholesales merchandising and storage warehouse with accessory retail sales ~~(see not 23 or Zoning Ordinance #28)~~

\*C is conditional

G. Area J – Any use permitted in the M-1 Light Industrial District

## II. Bulk Regulations

- A. Area A (Lot 40) – Maximum of eight (8) dwelling units per acre
- B. Area A – Minimum lot size of 4,900 square feet
- C. Area A – Minimum front yard setback of 20 feet
- D. Area B – in accordance with the Planned Park Regulations
- E. Area C-37 – Maximum of fifteen (15) dwelling units per acre. C-36: Maximum of fifteen (15) units per acre.
- F. Area D – Maximum of fifteen (15) dwelling units per acre

- G. Areas B & H – Standard parking stall dimensions of nine foot (9') width by eighteen foot (18') depth shall be allowed. ADA accessible parking stalls shall conform to the minimum standards per ADA guidelines.

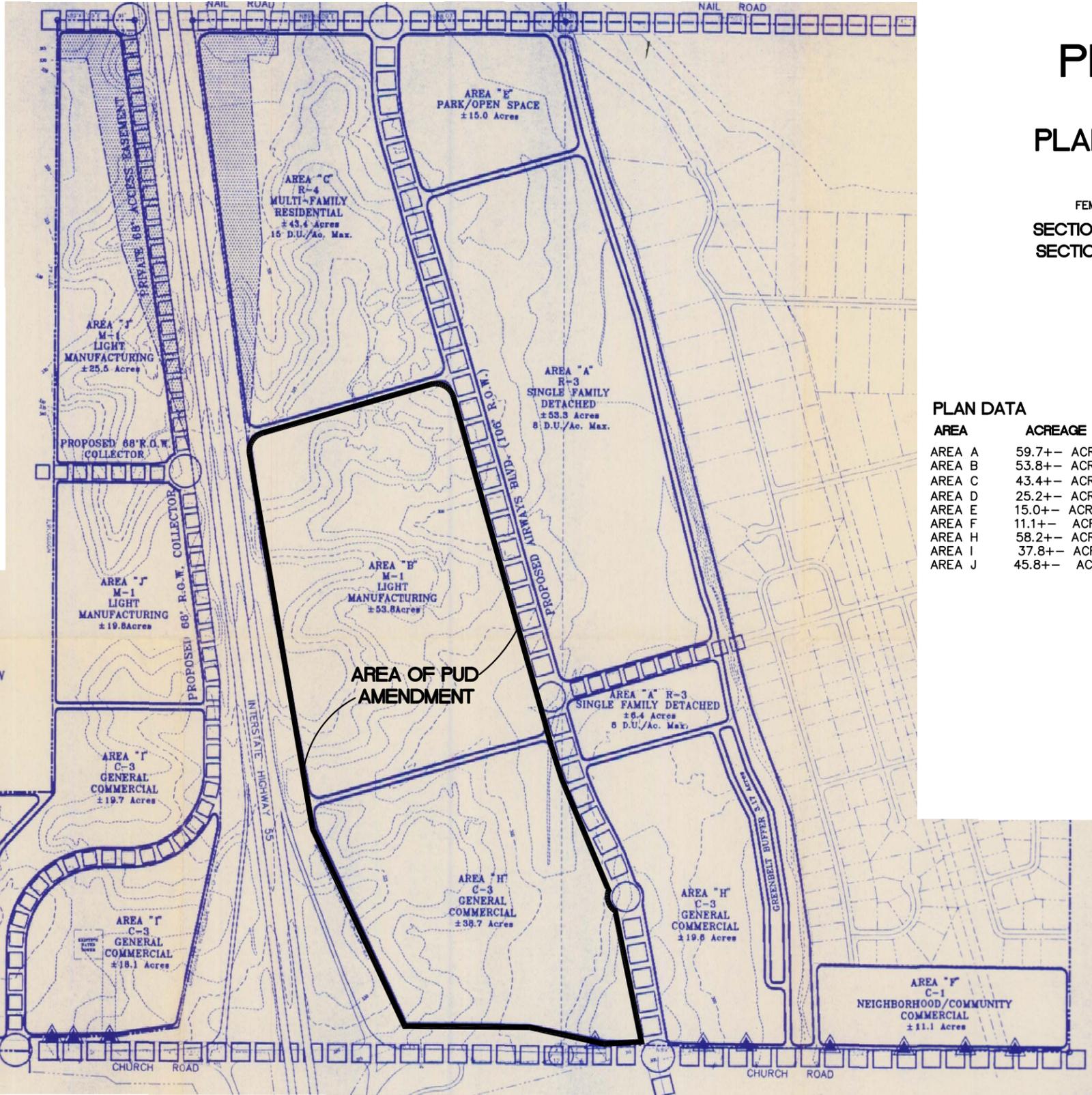
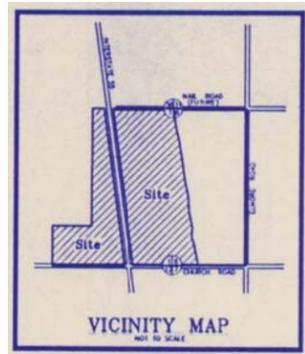
### III. Landscaping and Screening

- A. Area H – A minimum 100 foot wide greenbelt shall be provided between the C-3 Commercial area and the centerline of the stream along the eastern property line where commercial is adjacent to residential zoning or development.
  - B. Church Road shall be dedicated 53 feet from centerline with improvements west of I-55 provided by DeSoto County and partial improvements east of I-55 provided by DeSoto County with remaining improvements provided in accordance with the Subdivision Regulation.
  - C. Nail Road shall be dedicated 53 feet from centerline and improved in accordance with the Subdivision Regulations.
  - D. Plum Point Boulevard shall be dedicated 34 feet from centerline and improved in accordance with the Subdivision Regulations.
  - E. Internal collector streets on west side of Interstate 55 shall be dedicated 34 feet from centerline and improved in accordance with the Subdivision Regulations and the location of which shall be in general accordance with the Master Development Plan.
  - F. A maximum of four (4) private curb cuts shall be provided to Church Road for Area 1.
  - G. A maximum of four (4) private curb cuts shall be provided to Church Road for Area F.
  - H. A maximum of three (3) private curb cuts shall be provided to Church road for Area H.
  - I. Alleys shall be permitted in Area B.
- IV. Signage – Signs shall be in conformance with the appropriate district regulations, with the exception of Areas B & H which shall be allowed to have one (1) main, signatory pylon sign with a maximum height of eighty feet (80') as measured from its base to top. Flexibility shall be granted to the Owner in terms of the number and size of signs to be allowed on site and on the buildings, subject to Design Review Commission approval.

- V. Development shall be in general accordance with the Master Development Plan Modifications to bulk, access or circulation, landscaping, signage and other design considerations may be approved by the Planning Commission.
- VI. Application for amendments (other than modifications permitted in Condition VI Above) to the Planned Unit Development (PUD) may be made by the developer without the consent of other property owners within the PUD. However, all property owners within the required notification of the proposed changes shall be notified in accordance with normal rezoning procedures.

A B C D E F G H J K L M N

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OUTLINE PLAN  
**PLUM POINT VILLAGES**  
PLANNED DEVELOPMENT  
SOUTHAVEN, MISSISSIPPI  
SEPTEMBER, 2012  
TOTAL AREA: 349.5 ACRES  
FEMA PANEL NO. 280033 C0045 E/ ELEV. N/A  
SECTION 1, TOWNSHIP 2 SOUTH, RANGE 8 WEST +  
SECTION 6, TOWNSHIP 2 SOUTH, RANGE 7 WEST

PREPARED FOR:  
**MID-SOUTH OUTLET SHOPS, LLC**  
2650 THOUSAND OAKS BLVD, SUITE 3150  
MEMPHIS, TN 38118

**PLAN DATA**

AREA	ACREAGE	USES	DENSITY
AREA A	59.7+- ACRES	R-3 USES	8 DU/AC. MAX.
AREA B	53.8+- ACRES	M-1 LIGHT MANUFACTURING	
AREA C	43.4+- ACRES	MULTI-FAMILY USES	15 DU/AC MAX.
AREA D	25.2+- ACRES	MULTI-FAMILY USES	15 DU/AC MAX.
AREA E	15.0+- ACRES	OPEN SPACE	
AREA F	11.1+- ACRES	C-1 NEIGHBORHOOD RETAIL	
AREA H	58.2+- ACRES	C-3 GENERAL COMMERCIAL	
AREA I	37.8+- ACRES	C-3 GENERAL COMMERCIAL	
AREA J	45.8+- ACRES	M-1 LIGHT MANUFACTURING	

**LEGEND:**

▲ INGRESS/EGRESS

▭ PROPOSED INTERCHANGE RIGHT-OF-WAY RESERVATION

PLAN GRAPHIC OBTAINED FROM CITY FILES.  
ORIGINALLY PREPARED BY ETI CORPORATION



A B C D E F G H J K L M N

W:\7990\planning\plans\outline plan.dwg, CONDITIONS, 8/30/2012 4:07:50 PM



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

City of Southaven City Hall  
Executive Board Room  
8710 Northwest Drive

<b>Date of Hearing:</b>	<b>September 24, 2012</b>
<b>Public Hearing Body:</b>	<b>Planning Commission</b>
<b>Applicant:</b>	<b>WCA Development LLC #50 Hwy. 196 S Piperton, TN 38017 901-854-7849</b>
<b>Total Acreage:</b>	<b>37.83 acres</b>
<b>Existing Zone:</b>	<b>Planned Unit Development (Plum Point)</b>
<b>Location of Subdivision application:</b>	<b>North side of Church Road, between I-55 and Airways Blvd.</b>
<b>Comprehensive Plan Designation:</b>	<b>Commercial</b>

**Staff Comments:**

The applicant is requesting subdivision approval for a seven lot subdivision on the north side of Church Road, between I-55 and Airways Blvd. in the Desoto Point PUD. The lots range in size from 0.5 acres to 19+ acres. Lot 1 and 2 encompass the majority of the acreage on the interior of the site with the remaining five lots being utilized as outparcels for the overall development. All but one of the out parcels are located on Airways Blvd. All bulk regulated easements are shown on the plat. There is a twenty (20) foot drainage

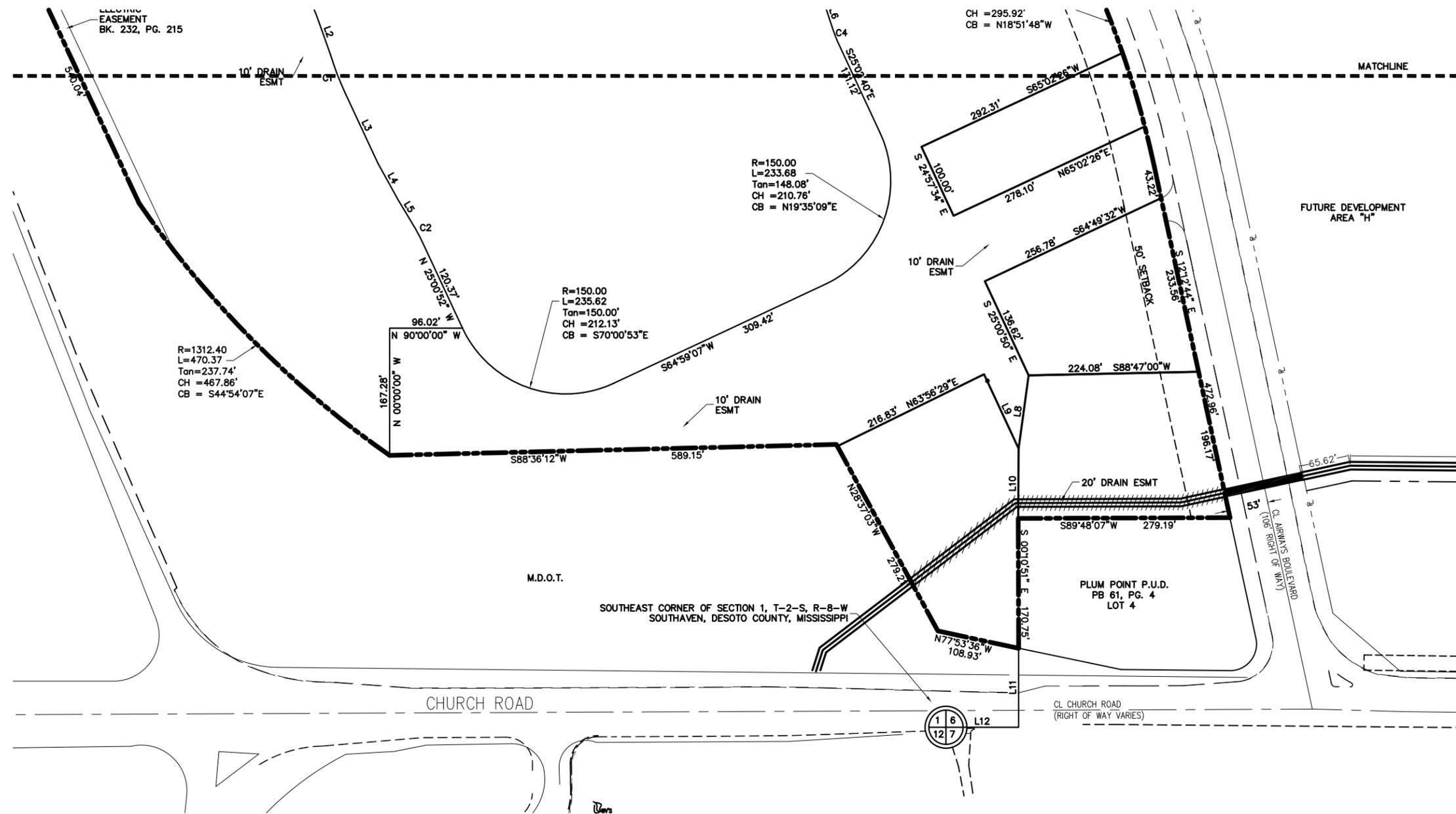
easements along lots 6 and 7, which is where the drainage has been relocated. There are also a ten (10) foot drainage easement on lots 1 and 2 that connects to the larger drainage line. Additionally there is another ten (10) foot drainage easement on lot 2 between lots 4 and 5 along Airways Blvd. No ingress/egresses are shown on this plat. All the property abutting Church Road, which was once a platted section of this area- Area H Plum Point PUD, has been purchased by MDOT for future expansion to the interchange. That particular platted area was vacated prior to this application. That being said, there are no outparcels or access points to this section from Church Road and all maintenance to this area is the responsibility of MDOT.

**Staff Recommendations:**

The applicant has provided all the necessary information regarding setbacks and easements for recording the plat. Planned Commercial districts require a one (1) acre lots for commercial areas; however, this plat is identified in a PUD district with “commercial” uses. There are no common open spaces involved with this plat so general notes regarding maintenance areas are not an issue. With all of that in mind, staff recommends approval.

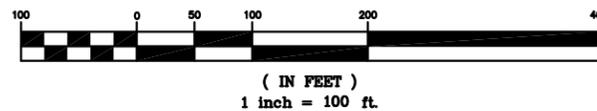
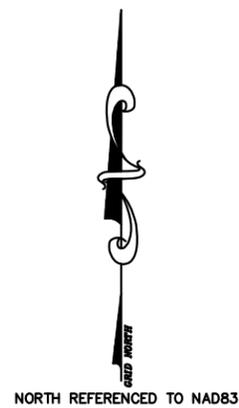
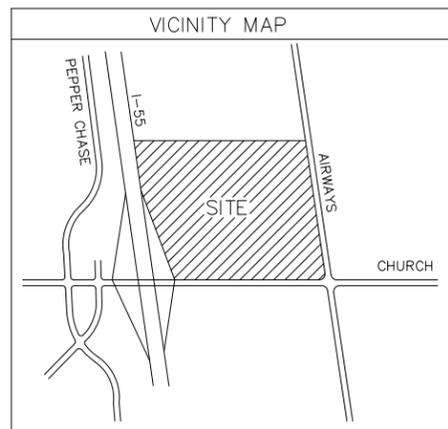
**Planning Commission  
Recommendation:**

**Motion made by:  
Seconded by:**



**NOTES:**

1. MINIMUM SETBACKS ARE AS FOLLOWS:
  - A. 50' FRONT YARD
  - B. 5' MIN. SIDE YARD
  - C. 25' REAR YARD
2. A 10 FEET WIDE UTILITY EASEMENT IS REQUIRED ON ALL STREET FRONTAGE. A 5 FEET WIDE UTILITY EASEMENT IS REQUIRED ALL ALL REAR AND SIDE LOT LINES.
3. WATER AND SEWER SERVICE WILL BE PROVIDED BY THE CITY OF SOUTHAVEN.
4. THIS PROPERTY IS NOT LOCATED IN HUD IDENTIFIED SPECIAL FLOOD HAZARD AREA ACCORDING TO FEMA MAP NO. 28033C 0090 G, DATED 6-4-2007.
5. IRON PINS OR CONCRETE MONUMENTS ARE SET ON ALL PROPERTY CORNERS.
6. ALL BEARINGS ARE REFERENCED TO MISSISSIPPI STATE PLANE COORDINATES (MS ZONE WEST, NAD 83) GRID NORTH BY GPS OBSERVATION.

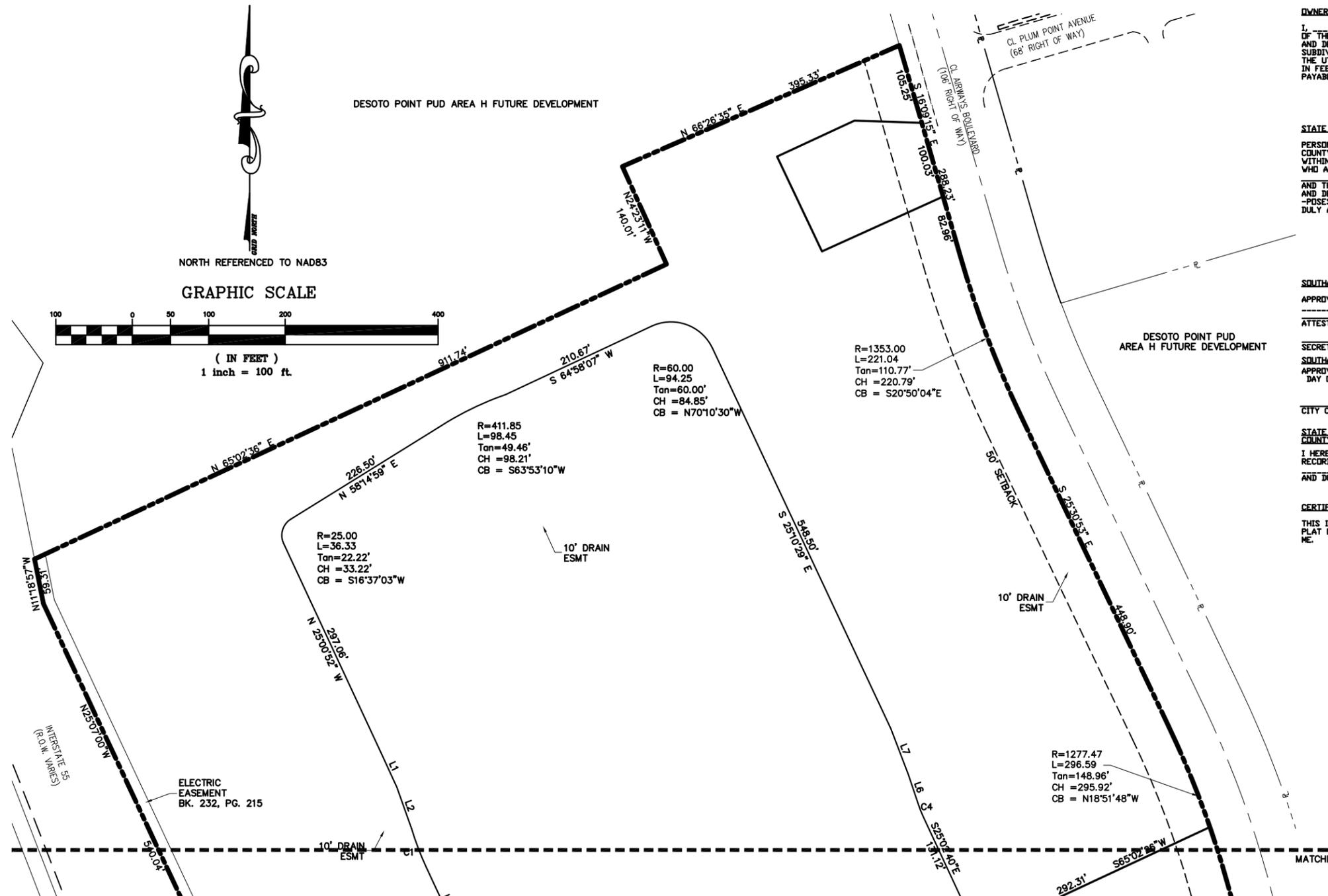


**FINAL PLAT OF**  
**LOTS 1-7**  
**AREA H**  
**PLUM POINT PD**  
 SEC 1, TWN 2 S, RNG 8 W & SEC 6, TWN 2 S, R 7 W  
 SOUTHAVEN, MS  
**SCALE: 1" = 100'**  
**AUGUST, 2012**

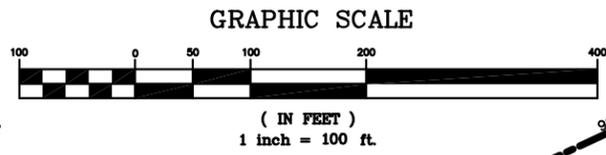
ZONING: COMMERCIAL  
 TOTAL AREA: 37.83 AC ±  
 TOTAL LOTS: 7

DEVELOPER  
 WCA DEVELOPMENT, LLC  
 #50 HWY 196 SOUTH  
 PIPERTON, TN

ENGINEER:  
 WCA DEVELOPMENT, LLC  
 #50 HWY 196 SOUTH  
 PIPERTON, TN 38017



NORTH REFERENCED TO NAD83



**OWNER'S CERTIFICATE**  
 I, \_\_\_\_\_, OWNER OR AUTHORIZED REPRESENTATIVE OF THE OWNER OF THE PROPERTY, HEREBY ADOPT THIS AS MY PLAN OF SUBDIVISION AND DEDICATE THE RIGHT-OF-WAY FOR THE ROADS AS SHOWN ON THE PLAT OF THE SUBDIVISION TO THE PUBLIC USE FOREVER AND RESERVE FOR THE PUBLIC UTILITIES THE UTILITY EASEMENTS AS SHOWN ON THE PLAT. I CERTIFY THAT I AM THE OWNER IN FEE SIMPLE OF THE PROPERTY AND THAT NO TAXES HAVE BECOME DUE AND PAYABLE. THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

STATE OF MISSISSIPPI, COUNTY OF DESOTO  
 PERSONALLY APPEARED BEFORE ME THE UNDERSIGNED AUTHORITY IN AND FOR THE SAID COUNTY AND STATE, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_, WITHIN MY JURISDICTION, THE WITHIN NAMED \_\_\_\_\_ WHO ACKNOWLEDGED THAT HE/SHE IS \_\_\_\_\_ OF \_\_\_\_\_, A MISSISSIPPI LIMITED LIABILITY COMPANY, AND THAT FOR AND ON BEHALF OF THE SAID LIMITED LIABILITY COMPANY, AND AS ITS ACT AND DEED HE/SHE EXECUTED THE ABOVE AND FOREGOING WARRANTY DEED, FOR THE PURPOSES MENTIONED ON THE DAY AND YEAR HEREIN MENTIONED, AFTER FIRST HAVING BEEN DULY AUTHORIZED BY SAID LIMITED LIABILITY COMPANY SO TO DO.

NOTARY PUBLIC  
 MY COMMISSION EXPIRES: \_\_\_\_\_

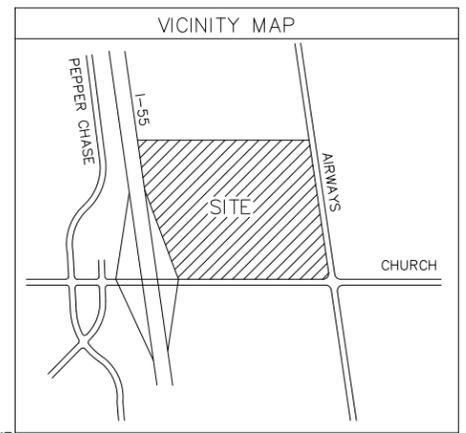
**SOUTHAVEN PLANNING COMMISSION**  
 APPROVED BY THE SOUTHAVEN PLANNING COMMISSION ON THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

ATTEST: \_\_\_\_\_ CHAIRMAN  
 \_\_\_\_\_ SECRETARY  
**SOUTHAVEN MAYOR & BOARD OF ALDERMEN**  
 APPROVED BY THE SOUTHAVEN MAYOR AND BOARD OF ALDERMAN ON THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

CITY CLERK \_\_\_\_\_ MAYOR \_\_\_\_\_

STATE OF MISSISSIPPI  
 COUNTY OF DESOTO  
 I HEREBY CERTIFY THAT THE SUBDIVISION PLAT SHOWN HEREON WAS FILED FOR RECORD IN MY OFFICE AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M., ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_ AND WAS IMMEDIATELY ENTERED UPON THE PROPER INDEXES AND DULY RECORDED IN PLAT BOOK \_\_\_\_\_ PAGE \_\_\_\_\_.

CERTIFICATE OF SURVEYOR  
 CHANCERY COURT  
 THIS IS TO CERTIFY THAT I HAVE DRAWN THIS SUBDIVISION SHOWN HEREON AND THE PLAT OF SAME IS ACCURATELY DRAWN FROM INFORMATION FROM A GROUND SURVEY BY ME.



**FINAL PLAT OF  
 LOTS 1-7  
 AREA H  
 PLUM POINT PD**  
 SEC 1, TWN 2 S, RNG 8 W & SEC 6, TWN 2 S, R 7 W  
 SOUTHAVEN, MS  
 SCALE: 1" = 100'  
 AUGUST, 2012

ZONING: COMMERCIAL  
 TOTAL AREA: 37.83 AC ±  
 TOTAL LOTS: 7  
 DEVELOPER  
 WCA DEVELOPMENT, LLC  
 #50 HWY 196 SOUTH  
 PIPERTON, TN  
 ENGINEER:  
 WCA DEVELOPMENT, LLC  
 #50 HWY 196 SOUTH  
 PIPERTON, TN 38017

- NOTES:
- MINIMUM SETBACKS ARE AS FOLLOWS:  
 A. 50' FRONT YARD  
 B. 5' MIN. SIDE YARD  
 C. 25' REAR YARD
  - A 10 FEET WIDE UTILITY EASEMENT IS REQUIRED ON ALL STREET FRONTAGE. A 5 FEET WIDE UTILITY EASEMENT IS REQUIRED ALL ALL REAR AND SIDE LOT LINES.
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  - IRON PINS OR CONCRETE MONUMENTS ARE SET ON ALL PROPERTY CORNERS.
  - ALL BEARINGS ARE REFERENCED TO MISSISSIPPI STATE PLANE COORDINATES (MS ZONE WEST, NAD 83) GRID NORTH BY GPS OBSERVATION.

LINE TABLE		
LINE	LENGTH	BEARING
L1	53.50	N24°44'21"W
L2	57.70	N19°36'59"W
L3	102.08	N25°00'52"W
L4	54.71	N28°58'12"W
L5	32.50	N31°10'10"W
L6	41.53	S18°36'54"E
L7	63.51	S20°54'47"E
L8	97.16	S07°48'37"W
L9	107.79	S24°59'18"E
L10	91.68	S00°17'00"W
L11	103.71	S00°00'00"E
L12	95.86	N90°00'00"W

CURVE TABLE				
CURVE	LENGTH	RADIUS	Chord	CB
C1	53.77	378.85	53.72'	S20°56'56"E
C2	36.52	300.00	36.50'	N28°30'07"W
C4	16.60	177.35	16.60'	S21°17'50"E



City of Southaven  
*Top Of Mississippi*

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**Information Technology Department**

To: Mayor Greg Davis,  
Board of Aldermen  
From: Chris Shelton, IT Director  
October 2, 2012  
Re: **Magnolia Wave Internet Service**

Mayor and Board,

In 2003, the City of Southaven recognized that there was a need for more options for citizens and city departments for internet service providers. To meet this need the city then implemented the Magnolia Wave Wireless Internet Service and utilized the Information Technology Department to support and maintain this service. This service was well received and utilized by our community and city departments.

Since the implementation of Magnolia Wave, advances in technology now require greater bandwidth than previously imagined for tasks such as streaming media and gaming. The availability of high speed internet service providers has increased abundantly in Southaven. Citizens can now choose from high speed wireless through several cellular providers, satellite internet and high speed wired service.

The technology used in the Magnolia Wave subscriber service equipment is unable to provide the high speed bandwidth required for today's web and many units have reached the end of useful service life. I respectfully request your approval to terminate the ISP (Internet Service Provider) portion of Magnolia Wave and allow an exit strategy to be invoked for this service that will include removal of all subscriber equipment across the city. Citizens will be notified of this process at least 90 days prior to removal of this equipment. The back bone portion of this project will remain in place on our water towers for continued utilization by our SCADA infrastructure and other city services as determined by the IT Department.

Respectfully,

Chris Shelton

Personnel Docket 10/02/2012

Payroll Additions	Posistion	Department	Effective Dave	Rate of Pay
Daniel Kelly	Clerk	City Clerk - 155	10/8/2012	\$10.00

Payroll Deletions	Posistion	Department	Termination Date	Rate of Pay
James Stallcup	Laborer	Parks -411	9/30/2012 - resigned	\$10.25

Promotions	Position Promoted To	Department	Effective Date	Rate of Pay
Arlbon Crudup	Full Time Laborer	Parks - 411	10/8/2012	\$11.00
Gary Greg	Full Time Laborer	Parks - 411	10/8/2012	\$11.00
Stacy Barnett	Full Time Code Enforcement Officer	MCE - 511	10/8/2012	\$10.00

Suspensions	Department	Length	Effective Date
Fred Sims	Police - 211	1 day	10/5/2012

# City of Southaven Docket of Claims



## Warrant #: C-FY2012& W-FY2012

City of Southaven Claims Docket  
Warrant #: C-FY2012 & W-FY2012

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
3225831	0	189337	6142	ACCESS POINT INC	PHONE SERVICE - POLICE	\$388.30
4516	0	189223	12445	ACCURATE LAW ENFOR	M NORWOOD 2012 NEW HIRE	\$79.99
091612	0	189526	10184	ACKERMAN JOHNNY	TOURNAMENT UMPIRE	\$239.00
RM-001-SFD	0	189136	13494	ACTION PLUMBING	FAUCET - STATION 3	\$325.00
9008734691	0	189400	6479	AIRGAS MID SOUTH	3/16 X 4 HWH	\$10.00
091612	0	189616	18636	ALEXANDER ASHLEY	SCOREKEEPER	\$28.00
407066	0	189461	118	AMERICAN FLAG & POLE	FLAGS	\$600.00
106644	0	189161	883	AMERICAN TIRE REPAIR	U3 MOUNT & DISMOUNT	\$231.00
106779	0	189469	883	AMERICAN TIRE REPAIR	EMS-1 ROTATE & BALANCE	\$100.00
091612	0	189533	14489	ANDERSON GREGORY	TOURNAMENT UMPIRE	\$126.00
581-4724900	0	189430	156	ARAMARK UNIFORM SERV	RUBBER MATS	\$190.46
581-4724899	0	189175	156	ARAMARK UNIFORM SERV	MATS @ COURT	\$90.17
581-4728394	0	189309	156	ARAMARK UNIFORM SERV	RUBBER MATS	\$190.46
581-4728393	0	189378	156	ARAMARK UNIFORM SERV	MATS @ COURT	\$90.17
1414201209	0	189292	17546	ARISTA	WATER BILL POSTAGE	\$6,845.25
13376	0	189291	17546	ARISTA	WATER BILL PRINTING	\$1,004.88

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
PP2-2012	0	189574	18125	ARMSTRONG JOLYN	SOCCER REF	\$90.00
155	0	189713	18967	ARROW DISPOSAL	RESIDENTIAL REFUSE SERVICE - SEPT. 2012	\$88,543.26
662M103731-001	0	189415	1142	AT & T GOVERNMENT MA	INTERACT	\$2,348.95
091012	0	189211	1167	AT&T MOBILITY	ACCT 0563125769001 (LONG DISTANCE)	\$68.86
820538860912	101489	188872	1167	AT&T MOBILITY	DATA CARDS FOR LIFT STATIONS	\$90.50
820661421012	101813	189035	1167	AT&T MOBILITY	PHONE SERVICES - POLICE	\$164.86
066015101012	0	189300	1145	ATMOS ENERGY	8925 SWINNEA RD	\$18.44
061246420912	101490	188865	1145	ATMOS ENERGY	6070 SNOWDEN LN - PARKS	\$17.23
062019170912	101490	188866	1145	ATMOS ENERGY	7360 HWY 51 N	\$75.92
058436800912	101490	188862	1145	ATMOS ENERGY	5813 PEPPERCHASE DR - BLDG B	\$14.49
064414470912	101490	188863	1145	ATMOS ENERGY	6275 SNOWDEN LN - PARKS	\$23.74
058069700912	101490	188864	1145	ATMOS ENERGY	6450 GETWELL RD - FIRE	\$90.06
063331881012	101814	189238	1145	ATMOS ENERGY	1940 STATELINE RD W - FIRE	\$86.92
068131211012	101814	189237	1145	ATMOS ENERGY	7980 SWINNEA RD	\$107.26
056755841012	101814	189037	1145	ATMOS ENERGY	8691 NORTHWEST DR	\$125.16
056839610912	101814	189038	1145	ATMOS ENERGY	385 STATELINE RD W	\$38.24
091612	0	189534	14528	AUTRY RICKY	TOURNAMENT UMPIRE	\$241.00
092012	0	189373	10747	AZZONE JARED	PER DIEM REIMBURSEMENT - JACKSON, MS	\$143.70
12-322	0	189406	5077	B.A. BALTON SIGN COM	REMOVAL OF BANCORP SOUTH SIGN	\$2,734.00
091612	0	189617	18119	BALDWIN MADISON	SCOREKEEPER	\$60.00
092412	0	189119	19249	BARNETT STACEY	CELL PHONE REIMBURSEMENT 9/12	\$25.00
091612	0	189618	16045	BARTLEY COURTNEY	SCOREKEEPER	\$90.00

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
091612	0	189537	9480	BAXTER ED	TOURNAMENT UMPIRE	\$150.00
PP1-2012	0	189598	8764	BEASLEY GARY	FOOTBALL REF	\$470.00
091612	0	189538	18711	BENBOW RAYMOND	TOURNAMENT UMPIRE	\$96.00
145922	0	189189	268	BEST CHANCE JANITOR	URINAL SCREENS W/BLK	\$270.08
7230	0	189052	268	BEST CHANCE JANITOR	CENTER PULL TOWELS - STATION 3	\$982.80
145864	0	189164	268	BEST CHANCE JANITOR	PAPER PRODUCTS - ALL STATIONS	\$1,221.30
112042	0	189379	585	BETTER MARKETING KON	LABELS FOR TRAFFIC TKT JACKETS	\$502.00
33	0	189185	19244	BLANN, JR JAMES H	MARTIAL ARTS	\$30.00
34	0	189390	19244	BLANN, JR JAMES H	MARTIAL ARTS CLASSES	\$30.00
ME341839-01	0	189715	1091	BLUFF CITY ELECTRONI	PRINTER CABLES FOR COURT	\$29.85
ME341583-01	0	189714	1091	BLUFF CITY ELECTRONI	VGA SPLITTER FOR PARK & CABLES FOR IT	\$82.44
2044382	0	189386	312	BOB LADD & ASSOCIATE	ROYALINE, NYLON RED, CKRD PG FLAG SET	\$477.50
091612	0	189539	18938	BOLER JOEY	TOURNAMENT UMPIRE	\$150.00
091612	0	189619	17523	BOLT THERESA	SCOREKEEPER	\$90.00
091612	0	189540	14504	BOREN, STEPHEN	TOURNAMENT UMPIRE	\$287.00
091612	0	189541	1043	BOSLEY, JEFF	TOURNAMENT UMPIRE	\$104.00
59549732	0	189458	582	BOUND TREE MEDICAL	MEDICAL SUPPLIES	\$42.05
PP1-2012	0	189599	18755	BOYLAN JESSIE LEE	FOOTBALL REF	\$240.00
2	0	189216	19143	BROADWAY JAMIE L	ZUMBA INSTRUCTOR	\$30.00
5	0	189389	19143	BROADWAY JAMIE L	ZUMBA INSTRUCTOR	\$30.00
091612	0	189620	18625	BROWN BELLE	SCOREKEEPER	\$40.00
0177435	0	189201	19329	BRUNDAGE-BONE	STATELINE ROAD BRIDGE	\$742.15

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
0177436	0	189200	19329	BRUNDAGE-BONE	STATELINE ROAD BRIDGE	\$787.20
092512	0	189266	2756	BUCK DANIELLE	REPLACEMENT CK	\$100.00
1114	0	189204	4544	BUILDER'S CARPET & F	8095 LONGBRANCH	\$4,990.00
1115	0	189203	4544	BUILDER'S CARPET & F	8103 LONGBRANCH	\$1,575.00
5454325	0	189137	663	BULLFROG AMOCO	RPOPANE	\$80.00
STMT508373	0	189208	17086	BUTLER SNOW	SIEMANS FINANCIAL	\$5,000.00
11413349A	0	189100	1056	BWI MEMPHIS	TAX - DUE TO PICK UP IN TN	\$105.19
12-09-12	0	189639	14405	C H CONSTRUCTION SER	2297 BETHANY DRIVE	\$300.00
12-09-22	0	189650	14405	C H CONSTRUCTION SER	7585 WINNERS CIRCLE	\$350.00
12-09-10	0	189632	14405	C H CONSTRUCTION SER	CLEAN UP STORM DAMAMGE (8/6/12)	\$1,155.00
12-09-19	0	189648	14405	C H CONSTRUCTION SER	CLEANING OF STORM DRAIN INLETS	\$450.00
12-09-11	0	189651	14405	C H CONSTRUCTION SER	6695 HUNTERS GLEN	\$715.00
12-09-16	0	189634	14405	C H CONSTRUCTION SER	8389 CHESTERFIELD	\$400.00
12-09-08	0	189649	14405	C H CONSTRUCTION SER	NAIL RD & GETWELL	\$200.00
APP4	0	189692	19091	C. B. DEVELOPERS, IN	SBEC SEWER PHASE IV	\$102,931.06
APP5	0	189691	19091	C. B. DEVELOPERS, IN	SBEC SEWER PHASE IV	\$202,924.56
1533	101491	188913	19323	CAPITAL EQUIPMENT	GENERATOR,COMPRESSOR,WASHER,P UMP	\$6,240.00
PP2-2012	0	189575	11133	CARSON ANITA	SOCCER REF	\$72.00
PP2-2012	0	189576	2574	CARSON, MICHAEL A	SOCCER REF	\$490.00
091612	0	189542	16900	CAYGLE CRAIG	TOURNAMENT UMPIRE	\$182.00
Q177864	0	189719	739	CDW GOVERNMENT INC	PC MEMORY FOR DESKTP COMPS	\$179.52
A24842230	0	189166	18218	CENTER FOR EDUCATION	1 YEAR SUBSCRIPTION	\$159.00

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
092412	0	189205	16889	CENTER FOR GOVERNMENT	CLERKS COURSES - C DUNCAN	\$200.00
31874	0	189422	16158	CENTRAL BATTERY	EQUIP/MATERIALS	\$80.00
091012	0	189212	1234	CENTURYLINK	ACCT 300093468	\$145.47
SEPT102012	0	189213	1234	CENTURYLINK	ACCT 400200022	\$1,092.96
300091221012	101815	189045	1234	CENTURYLINK	PHONE SERVICES - POLICE	\$178.20
300095071012	101815	189043	1234	CENTURYLINK	PHONE SERVICES - PUBLIC WORKS	\$40.94
300095241012	101815	189039	1234	CENTURYLINK	PHONE SERVICES - POLICE	\$45.14
300091241012	101815	189044	1234	CENTURYLINK	PHONE SERVICES - POLICE	\$91.75
400200371012	101815	189041	1234	CENTURYLINK	PHONE SERVICES - PARKS	\$115.40
300096131012	101815	189042	1234	CENTURYLINK	PHONE SERVICES - PARKS	\$42.94
PP2-2012	0	189577	13940	CHANDLER NICHOLAS	SOCCER REF	\$157.00
PP2-2012	0	189578	18076	CHENOWETH BRANDON	SOCCER REF	\$116.00
091612	0	189543	8913	CLABO DARIEN	TOURNAMENT UMPIRE	\$381.00
621122011012	0	189306	2351	COMCAST	INTERNET - POLICE	\$284.91
856867021012	0	189307	2351	COMCAST	INTERNET - POLICE	\$111.95
617036021012	0	189267	2351	COMCAST	INTERNET - UTILITIES	\$81.90
194059	0	189685	543	COMSERV SERVICES	3084 INSTALL	\$1,543.50
194088	0	189686	543	COMSERV SERVICES	LT LITTLE - INSTALL	\$2,413.50
194042	0	189687	543	COMSERV SERVICES	3086 INSTALL	\$328.00
195792	0	189689	543	COMSERV SERVICES	3097 INSTALL	\$475.00
195853	0	189688	543	COMSERV SERVICES	3098 INSTALL	\$475.00
195800	0	189690	543	COMSERV SERVICES	3095 INSTALL	\$475.00

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
091612	0	189544	1073	COOPER JAMES	TOURNAMENT UMPIRE	\$134.00
216977	0	189091	3554	CORNERSTONE LAB	LEGENDS LAGOON	\$95.00
PP2-2012	0	189579	18126	CORREA JULIO	SOCCER REF	\$41.00
269691	0	189222	836	COUNTRY FORD INC	3065 REPLACE HEADLAMP BULB & CONNECTOR	\$112.50
194919	0	189741	836	COUNTRY FORD INC	6004 REPAIRS	\$6.06
189138B	0	189736	836	COUNTRY FORD INC	CREDIT	\$-16.93
269738	0	189073	836	COUNTRY FORD INC	3050 REPLACE AXLE & BEARINGS	\$381.29
269076	0	189739	836	COUNTRY FORD INC	3058 REPAIRS	\$132.50
268224B	0	189737	836	COUNTRY FORD INC	CREDIT	\$-23.58
269917	0	189674	836	COUNTRY FORD INC	2253 - INTAKE MANIFOLD, PLUGS, THERMOSTAT	\$1,203.12
269702	0	189220	836	COUNTRY FORD INC	3064 REPLACE HEAD LAMP & AC KIT	\$154.93
269755	0	189704	836	COUNTRY FORD INC	UNIT 2769 REPAIRS	\$4,366.58
269544	0	189162	836	COUNTRY FORD INC	70003 REPAIRS	\$209.13
194918	0	189176	836	COUNTRY FORD INC	292	\$18.72
269015	0	189738	836	COUNTRY FORD INC	3011 REPAIRS	\$114.90
269529	0	189048	836	COUNTRY FORD INC	2253 - REPLACE BULBS IN INSTRUMENT CLUSTER	\$179.80
269677	0	189194	836	COUNTRY FORD INC	1857 CYLINDER IGNITION COIL & PLUGS	\$241.28
269760	0	189371	836	COUNTRY FORD INC	3086 REPLACE TEMP BLEND DOOR / MOTOR ASSY	\$740.81
268997	0	189740	836	COUNTRY FORD INC	2774 REPAIRS	\$1,832.05
PP2-2012	0	189580	3546	COX DAVID R JR	SOCCER REF	\$56.00
PP2-2012	0	189581	2577	COX, DAVID R	SOCCER REF	\$144.00
091812	0	189723	1339	CREDIT CARD CENTER	TRAINING FOR UTILITY DEPT. & APP'S FOR FIRE DEPT I	\$945.62

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
091812SH	0	189460	1339	CREDIT CARD CENTER	S HEATH	\$217.46
530645	0	189182	223	CROW'S TRUCK SERVICE	1008 E3	\$381.82
04-210005	0	189183	18557	CUBE ICE INC.	ICE	\$640.00
1192	0	189434	12576	D&J'S CLEANING SERVI	CLEANING AT SPAC	\$100.00
1189	0	189429	12576	D&J'S CLEANING SERVI	CLEANING AT SPAC	\$150.00
1190	0	189633	12576	D&J'S CLEANING SERVI	CLEANING AT SPAC	\$100.00
1191	0	189435	12576	D&J'S CLEANING SERVI	CLEANING AT SPAC	\$150.00
090412	0	189472	11185	DAC	AQUA CLASSES (AUG 2011 - AUG 2012)	\$1,740.00
092512	101843	189751	10920	DALE K. THOMPSON	206 NOTICES OF LIEN - CLEANING PROPERTIES	\$1,030.00
091612	0	189545	16707	DAVIS LONNIE	TOURNAMENT UMPIRE	\$76.00
091612	0	189546	13391	DAVIS, PERRY	TOURNAMENT UMPIRE	\$179.00
IN00004596	0	189630	771	DECATUR ELECTRONICS	1 REPAIR / 1 REFURBISH	\$167.45
IN00004595	0	189631	771	DECATUR ELECTRONICS	1 REPAIR / 1 REFURBISH	\$88.30
091312	0	189235	964	DESOTO COUNTY SHERIF	INMATE MEDICAL AUG 2012	\$597.08
09-13-12	0	189236	964	DESOTO COUNTY SHERIF	INMATE HOUSING	\$13,520.00
091212	0	189190	13230	DESOTO ENVIREMENTAL	HEALTH INSPECTION - CHERRY VALLEY	\$100.00
122772	0	189049	182	DESOTO FAMILY MEDICA	D BRITTAIN PRE-EMP SCREENING	\$80.00
300027064	0	189742	1185	DESOTO TIMES-TRIBUNE	PUBLIC NOTICE	\$95.70
300028861	0	189328	1185	DESOTO TIMES-TRIBUNE	ADVERTISING - NEWSPAPER AD	\$38.60
300027063	0	189684	1185	DESOTO TIMES-TRIBUNE	PUBLIC NOTICE ORDINANCES	\$97.80
1124	0	189124	16252	DIAMOND STRIPING	STRIPE HANDICAP AREAS	\$520.00
1817	0	189467	1952	DIXIE DOOR COMPANY	DOOR REPAIRS	\$496.00

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PP2-2012	0	189582	11508	DOCKERY LAWRENCE	SOCCER REF	\$174.00
PP2-2012	0	189583	15547	DOCKERY PATRICK	SOCCER REF	\$117.00
PP1-2012	0	189600	18061	DOVER LARRY	FOOTBALL REF	\$140.00
22366	0	189331	19223	DOWNTOWN DECORATIONS	CHRISTMAS DECORATIONS	\$936.95
13CL0000271	0	189148	1390	DPS CRIME LAB	ANALYTICAL FEES	\$950.00
091312	0	189209	19327	DUARTE BEATRIZ	SPORTS REFUND	\$55.00
PP2-2012	0	189584	16933	DUCK MATT	SOCCER REF	\$81.00
091612	0	189547	10752	EASLEY JEREMY	TOURNAMENT UMPIRE	\$155.00
404232	0	189231	17659	EEP	RESCUE GLOVES	\$304.00
404104	0	189230	17659	EEP	RESCUE TECH CLAMP	\$87.43
305288	0	189377	17659	EEP	GLOVES	\$2,040.00
404168	0	189229	17659	EEP	STREAMLIGHT	\$432.00
404219	0	189232	17659	EEP	1007 E1	\$320.65
404484	0	189233	17659	EEP	WORK ON 1008 E13	\$100.11
A207411	0	189722	14581	ELECTRONIC VAULTING	OFF SITE DISASTER RECOVERY BACK UP	\$1,900.00
22812	0	189356	17650	ELMORE RD VETERINARY	PROFESSIONAL SERVICES	\$895.00
20912	0	189163	17097	ENERA, INC	CALL OUTS - RAPID REACH	\$800.00
091612	0	189621	18633	ENGLISH EMILY	SCOREKEEPER	\$30.00
170020071012	0	189521	966	ENTERGY	385 STATELINE #41 0848 RD W	\$8,593.69
894099651012	0	189348	966	ENTERGY	ESTATES OF NORTHCREEK LIGHTING	\$11.06
690860561012	0	189501	966	ENTERGY	HAMILTON	\$247.48
155403211012	0	189476	966	ENTERGY	367 RASCO RD W	\$6.09

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
815775461012	0	189339	966	ENTERGY	5730 STATELINE RD W TOR SIREN	\$17.32
168384191012	0	189396	966	ENTERGY	7505 CHERRY VALLEY BLVD	\$109.37
616457841012	0	189488	966	ENTERGY	7532 SOUTHCREST PKWY	\$49.33
100968041012	0	189475	966	ENTERGY	8770 NORTHWEST DR	\$159.23
162929221012	0	189523	966	ENTERGY	8779 WHITWORTH ST	\$12.83
160041111012	0	189532	966	ENTERGY	8889 NORTHWEST DR	\$1,340.35
168399791012	0	189304	966	ENTERGY	ST LINE RD HAMILTON	\$51.30
168359511012	0	189305	966	ENTERGY	STATELINE RD AIRWAYS	\$20.86
525303591012	0	189353	966	ENTERGY	2010 COLONIAL HILLS DR	\$71.12
168326361012	0	189345	966	ENTERGY	4085 STATELINE RD	\$15.24
681345841012	0	189499	966	ENTERGY	HAMILTON & STATELINE RD	\$28.24
168347561012	0	189479	966	ENTERGY	SOUTH CIR NORTHFIELD	\$5.55
176244951012	0	189444	966	ENTERGY	3005 STANTON RD S	\$16.52
411115351012	0	189522	966	ENTERGY	7360 US HIGHWAY 51 N	\$8,961.34
681111781012	0	189495	966	ENTERGY	8554 NORTHWEST DR	\$3,972.33
374238371012	0	189494	966	ENTERGY	8691 NORTHWEST DR	\$3,012.92
501346911012	0	189481	966	ENTERGY	8945 TULANE RDQ	\$488.61
168319921012	0	189477	966	ENTERGY	8700 NORTHWEST DR	\$5,558.06
155566161012	0	189301	966	ENTERGY	STATELINE RD MRKT DR	\$60.66
162931361012	0	189527	966	ENTERGY	8779 WHITWORTH ST	\$5,218.83
168364541012	0	189344	966	ENTERGY	4700 STATELINE RD	\$40.47
805405861012	0	189496	966	ENTERGY	8889 NORTHWEST DR	\$156.10

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466875881012	0	189524	966	ENTERGY	365 RASCO RD W SOCCER FD	\$124.84
168382291012	0	189343	966	ENTERGY	4700 STATELINE RD	\$683.60
432771851012	0	189340	966	ENTERGY	8191 TULANE RANGE	\$10.70
159915731012	0	189446	966	ENTERGY	8710 NORTHWEST DR	\$100.04
168390031012	0	189393	966	ENTERGY	HIGHWAY 51 & DORCHESTER	\$32.13
168342931012	0	189350	966	ENTERGY	HIGHWAY 51 AND CUSTER	\$60.66
168357871012	0	189520	966	ENTERGY	HUDGINS RD	\$41.19
515895961012	0	189489	966	ENTERGY	1940 STATELINE RD W	\$2,195.16
168322301012	0	189478	966	ENTERGY	453 AIRPORT INDUSTRIAL DR	\$104.28
616457191012	0	189487	966	ENTERGY	7655 AIRWAYS BLVD	\$48.09
649450741012	0	189493	966	ENTERGY	805 RASCO RD	\$34.41
311664161012	0	189445	966	ENTERGY	8720 NORTHWEST DR	\$30.66
168395081012	0	189531	966	ENTERGY	8989 STANTON RD	\$6.09
798961141012	0	189491	966	ENTERGY	984 STATELINE RD W	\$28.90
168392501012	0	189354	966	ENTERGY	7505 CHERRY VALLEY BLVD	\$792.37
681353261012	0	189529	966	ENTERGY	STATE LINE RD & I-55 INTERSECTION	\$40.47
508814161012	0	189341	966	ENTERGY	4005 STATELINE RD	\$22.75
479040401012	0	189473	966	ENTERGY	8683 AIRWAYS BLVD	\$24.01
180544451012	0	189490	966	ENTERGY	8777 WHITWORTH ST	\$26.52
168503981012	0	189302	966	ENTERGY	GREENBROOK PKWY RASC	\$5.55
168501821012	0	189303	966	ENTERGY	GREENBROOK PKWY ST LGT	\$11.87
168352331012	0	189530	966	ENTERGY	TOWN & COUNTRY DR	\$75.88

<b><u>Invoice #</u></b>	<b><u>Check#</u></b>	<b><u>Voucher #</u></b>	<b><u>Vendor #</u></b>	<b><u>Vendor Name</u></b>	<b><u>Invoice Description</u></b>	<b><u>Invoice Amnt</u></b>
190469291012	0	189492	966	ENTERGY	1978 STATE LINE RD	\$156.56
190471661012	0	189504	966	ENTERGY	1281 BROOKHAVEN DR	\$9.12
524823461012	0	189485	966	ENTERGY	8355 AIRWAYS BLVD	\$223.61
681346341012	0	189528	966	ENTERGY	NORTHWEST DR & STATE LINE RD	\$25.54
311665231012	0	189443	966	ENTERGY	1200 BROOKHAVEN DR	\$58.23
525302841012	0	189351	966	ENTERGY	2101 COLONIAL HILLS DR	\$2,139.24
563956351012	0	189525	966	ENTERGY	7360 US HIGHWAY 51 N	\$32.10
424939991012	0	189483	966	ENTERGY	8191 TULANE RD	\$256.66
966900941012	101492	188871	966	ENTERGY	MAGNOLIA WAVE	\$1,504.28
966901691012	101492	188868	966	ENTERGY	MAGNOLIA WAVE	\$1,469.00
966901361012	101492	188869	966	ENTERGY	MAGNOLIA WAVE	\$1,469.00
966901021012	101492	188870	966	ENTERGY	MAGNOLIA WAVE	\$1,476.55
966901851012	101492	188867	966	ENTERGY	MAGNOLIA WAVE	\$1,349.22
552454841012	101816	189007	966	ENTERGY	8935 COMMERCE DR	\$6.09
168520061012	101816	189015	966	ENTERGY	7505 STONEGATE BLVD	\$6.09
191312001012	101816	189003	966	ENTERGY	8185 GETWELL RD	\$6.09
980501801012	101816	188941	966	ENTERGY	5813 PEPPERCHASE DR	\$7.65
805092761012	101816	188962	966	ENTERGY	6674 GETWELL RD	\$7.15
697233511012	101816	188999	966	ENTERGY	8925 SWINNEA RD	\$7.62
190464081012	101816	188961	966	ENTERGY	3025 CARNIVAL LANE	\$6.09
728201941012	101816	188975	966	ENTERGY	6305 SNOWDEN LN	\$6.55
456929101012	101816	188946	966	ENTERGY	8925 SWINNEA RD	\$7.15

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168354561012	101816	188959	966	ENTERGY	SOUTHAVEN ELEM SCHOOL	\$3.28
181419371012	101817	189006	966	ENTERGY	8440 GREENBROOK PKWY	\$11.39
225124531012	101817	189008	966	ENTERGY	6205 GETWELL RD	\$11.99
168529071012	101817	188977	966	ENTERGY	1334 GOODMAN RD	\$11.08
190456651012	101817	189031	966	ENTERGY	6845 MCCAIN DR	\$9.64
157448651012	101817	188981	966	ENTERGY	3566 NAIL RD	\$9.64
187576581012	101817	188936	966	ENTERGY	WOODLAND TRACE SOUTH	\$11.15
311096631012	101817	188965	966	ENTERGY	7735 TCHULAHOMA	\$7.65
190458971012	101817	189014	966	ENTERGY	295 STATELINE RD E	\$8.10
311096481012	101817	188966	966	ENTERGY	7665 TCHULAHOMA	\$7.65
168511801012	101817	188948	966	ENTERGY	7696 AIRWAYS BLVD	\$10.94
168329411012	101818	189026	966	ENTERGY	5140 TCHULAHOMA RD	\$13.79
311094731012	101818	188982	966	ENTERGY	7525 TCHULAHOMA	\$16.93
168375281012	101818	188979	966	ENTERGY	STATE LINE & GETWELL	\$15.61
715327821012	101818	189004	966	ENTERGY	1433 STATELINE RD E	\$13.13
168517351012	101818	188943	966	ENTERGY	5795 PEPPERCHASE DR	\$15.21
168380051012	101818	188984	966	ENTERGY	4830 AIRWAYS BLVD	\$15.14
815775871012	101818	188929	966	ENTERGY	165 star landing rd e tor siren	\$15.51
163447491012	101818	189028	966	ENTERGY	SWEET FLAG LOOP	\$14.63
815776371012	101818	188931	966	ENTERGY	2009 STAR LANDING RD E TOR SIREN	\$15.71
190474971012	101818	189016	966	ENTERGY	951 RASCO RD	\$13.40
168377831012	101819	188987	966	ENTERGY	4005 COLLEGE RD	\$18.12

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
850563981012	101819	188997	966	ENTERGY	750 BROOKSIDE RD	\$18.70
311095491012	101819	188968	966	ENTERGY	7535 TCHULAHOMA	\$17.94
508813091012	101819	188986	966	ENTERGY	1005 CHURCH W RD	\$20.64
168514611012	101819	189020	966	ENTERGY	HUNTERS GLEN ST	\$16.96
602092691012	101819	189013	966	ENTERGY	7111 TCHULAHOMA RD CD SIREN	\$20.62
311093171012	101819	188957	966	ENTERGY	7655 TCHULAHOMA	\$19.00
761941741012	101819	188938	966	ENTERGY	303 LONG ST	\$18.49
585229541012	101819	188990	966	ENTERGY	6875 AIRWAYS BLVD	\$21.18
912245351012	101819	188994	966	ENTERGY	992 CHURCH RD E	\$18.72
792402061012	101820	188932	966	ENTERGY	4154 DAVIS RD ST CLAIR LIFT STATION SEWER	\$21.71
176235701012	101820	188988	966	ENTERGY	6052 ELMORE CD SIREN	\$21.78
168531521012	101820	188942	966	ENTERGY	483 CHURCH RD	\$24.48
894172321012	101820	189011	966	ENTERGY	6006 GETWELL RD	\$21.21
176247431012	101820	188991	966	ENTERGY	6200 GETWELL CD SIREN	\$21.70
594789411012	101820	188998	966	ENTERGY	6610 AIRWAYS BLVD	\$26.47
854916601012	101820	188995	966	ENTERGY	CHANCEY COVE LOT 4	\$24.43
594788671012	101820	188985	966	ENTERGY	6345 AIRWAYS BLVD	\$28.19
311092591012	101820	188958	966	ENTERGY	7705 TCHULAHOMA RD	\$26.18
527304701012	101820	188993	966	ENTERGY	85 CHURCH RD E	\$21.99
311093661012	101821	188956	966	ENTERGY	7625 TCHULAHOMA	\$44.72
381246241012	101821	189019	966	ENTERGY	CHERRY VALLWEY PK FLOOD LIGHTS	\$31.81
894172161012	101821	189027	966	ENTERGY	5577 GETWELL RD	\$32.59

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311096141012	101821	188967	966	ENTERGY	7645 TCHULAHOMA	\$31.35
397585031012	101821	189005	966	ENTERGY	8440 GREENBROOK PKWY	\$38.69
796045341012	101821	188930	966	ENTERGY	2543 GEM ST	\$36.12
167139681012	101821	189029	966	ENTERGY	CHURCH RD @ GETWELL RD	\$36.68
167132401012	101821	189030	966	ENTERGY	CHURCH RD @ I-55	\$49.75
843377161012	101821	188939	966	ENTERGY	6145 AIRWAYS BLVD	\$35.48
168508851012	101821	189021	966	ENTERGY	AIRWAYS AND RASCO	\$32.05
683870341012	101822	188996	966	ENTERGY	249 GOODMAN RD W	\$59.35
605725261012	101822	188933	966	ENTERGY	GROVE MEADOWS LIFT STATION	\$53.99
190757041012	101822	188992	966	ENTERGY	MS 302 & TCHULAHOMA RD	\$57.11
162933591012	101822	189032	966	ENTERGY	WHITWORTH AND ST LINE RD	\$61.90
173273541012	101822	188971	966	ENTERGY	SWINNEA RD & HWY 302	\$63.25
902532951012	101822	189036	966	ENTERGY	8507 INVERNESS DR	\$58.24
478052471012	101822	188952	966	ENTERGY	6208 SNOWDEN LN	\$56.55
168368841012	101822	189023	966	ENTERGY	CHAPARRAL LN PARK	\$52.90
397584381012	101822	188953	966	ENTERGY	5240 GETWELL RD WATERTOWER	\$60.61
155564181012	101822	188945	966	ENTERGY	STATE LINE & NORTHWEST	\$60.66
168333291012	101823	189009	966	ENTERGY	3278 MAY BLVD	\$75.95
168386171012	101823	189022	966	ENTERGY	SNOWDON PARK	\$108.23
168350191012	101823	189025	966	ENTERGY	T L MILLBRANCH ST LINE	\$72.51
311094241012	101823	188955	966	ENTERGY	7635 TCHULAHOMA	\$82.83
757607851012	101823	188964	966	ENTERGY	8157A PARK PIKE	\$92.39

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168367021012	101823	189024	966	ENTERGY	6854 TCHULAHOMA RD	\$111.67
193387141012	101823	188926	966	ENTERGY	TURMAN DR	\$94.55
102092331012	101823	189017	966	ENTERGY	8182 GETWELL RD NORTH LIFT STATION	\$72.07
187578311012	101823	188935	966	ENTERGY	3401 WOODLAND TRACE NORTH	\$95.83
168397061012	101823	189000	966	ENTERGY	8900 GREENBROOK PKWY	\$72.95
857855331012	101824	188928	966	ENTERGY	e/s flora lee dr lift pump	\$142.10
168340201012	101824	188960	966	ENTERGY	GETWELL & MAY RD	\$306.26
150649671012	101824	189033	966	ENTERGY	ST LTS CITY MAINT.	\$297.59
159289891012	101824	189001	966	ENTERGY	8400 GREENBROOK PKWY	\$151.78
660743111012	101824	188951	966	ENTERGY	6208A SNOWDEN LN	\$230.60
748693551012	101824	188973	966	ENTERGY	6277A SNOWDEN LN	\$128.26
748552551012	101824	188974	966	ENTERGY	6277B SNOWDEN LN	\$127.77
637991831012	101824	188989	966	ENTERGY	6715 HOSPITALITY RD	\$113.59
667628731012	101824	188950	966	ENTERGY	6275 SNOWDEN LN	\$285.90
605724761012	101824	188934	966	ENTERGY	LEGENDS LAGOON	\$213.84
157656701012	101825	188927	966	ENTERGY	SWEETWATER ST	\$394.28
794016671012	101825	189002	966	ENTERGY	7980 SWINNEA RD	\$1,939.41
168331211012	101825	188940	966	ENTERGY	5813 PEPPERCHASE DR	\$1,513.88
153749521012	101825	189018	966	ENTERGY	6050 ELMORE RD	\$1,009.92
388224411012	101825	188947	966	ENTERGY	8925 SWINNEA RD	\$343.25
168522121012	101825	188978	966	ENTERGY	3278 MAY BLVD	\$428.57
168373041012	101825	188980	966	ENTERGY	6205 SNOWDEN LN	\$323.30

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150210741012	101825	189012	966	ENTERGY	6450 GETWELL RD	\$1,190.97
208927661012	101825	188970	966	ENTERGY	6070 SNOWDEN	\$567.30
202914151012	101825	188954	966	ENTERGY	3480 SUNSET LOOP	\$353.53
168361991012	101826	188963	966	ENTERGY	STREET LIGHTS	\$44,625.10
443685871012	101826	188969	966	ENTERGY	3335 PINE TAR ALY	\$4,220.58
176259481012	101826	188983	966	ENTERGY	4446 AIRWAYS BLVD	\$2,692.98
180540491012	101826	188972	966	ENTERGY	SNOWDEN BALLFIELD RD	\$2,611.61
762590761012	101826	189010	966	ENTERGY	3088 NAIL RD	\$2,244.32
168534591012	101826	188949	966	ENTERGY	5850 GETWELL RD	\$5,519.59
168505881012	101826	188944	966	ENTERGY	7525 GREENBROOK PKWY	\$4,182.24
176270841012	101826	188937	966	ENTERGY	170 COLLEGE RD	\$4,727.01
157446421012	101826	188976	966	ENTERGY	3376 NAIL RD	\$2,048.88
092412	0	189261	19335	ESMERALDA MARIA	CASH BOND REFUND	\$54.00
2-014-90590	0	189338	1137	FEDEX	SHIPPING	\$53.19
2-007-61931	0	189051	1137	FEDEX	SHIPPING - SPD	\$82.24
E06876A	0	189743	4545	FIRST CHOICE CATERIN	LUNCHEON FOR AUGUST 2012	\$2,130.00
182331	0	189087	466	FOREMOST PROMOTIONS	FIRE HATS	\$695.52
182391	0	189088	466	FOREMOST PROMOTIONS	WATER BOTTLES	\$512.57
091612	0	189548	16901	FOUST TIMOTHY	TOURNAMENT UMPIRE	\$76.00
NP35331666	0	189500	6919	FUELMAN	FUEL - SPD	\$9,059.82
NP35108511	0	189506	6919	FUELMAN	FUEL CARDS - SFD	\$153.89
NP35677166	0	189149	6919	FUELMAN	FUEL - SPD	\$8,784.92

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NP35386277	0	189509	6919	FUELMAN	FUEL CARDS	\$54.59
NP35270177	0	189505	6919	FUELMAN	FUEL - SPD	\$8,159.29
NP35108488	0	189507	6919	FUELMAN	FUEL - SPD	\$8,287.22
NP35270200	0	189503	6919	FUELMAN	FUEL CARDS - SFD	\$225.72
NP35677189	0	189165	6919	FUELMAN	FUEL CARDS - SFD	\$557.14
NP35386254	0	189508	6919	FUELMAN	FUEL - SPD	\$8,832.17
NP35052408	0	189502	6919	FUELMAN	FUEL - SPD	\$9,211.73
NP35726326	0	189372	6919	FUELMAN	FUEL FOR SPD	\$8,464.02
104938	0	189080	650	G & W DIESEL SERVICE	BATTERY REPAIRS	\$98.18
091612	0	189549	4615	GABBERT JAMIE	TOURNAMENT UMPIRE	\$246.00
091612	0	189550	6904	GABBERT SCOTT	TOURNAMENT UMPIRE	\$66.00
PP1-2012	0	189601	14003	GAMMELL GARY D	FOOTBALL REF	\$240.00
091612	0	189551	14003	GAMMELL GARY D	TOURNAMENT UMPIRE	\$321.00
PP2-2012	0	189585	18075	GARCIA ARIANNA	SOCCER REF	\$18.00
2586	0	189643	13996	GBS PROPERTY MAINT	8488 SOUTHAVEN CIR E	\$218.00
2581	0	189637	13996	GBS PROPERTY MAINT	DITCH ON I-55	\$1,000.00
2582	0	189638	13996	GBS PROPERTY MAINT	DITCH ON W.E. ROSS PKWY	\$886.00
2580	0	189636	13996	GBS PROPERTY MAINT	SHOOTING RANGE 092412	\$1,050.00
2583	0	189640	13996	GBS PROPERTY MAINT	I-55 @ STATELINE	\$730.00
2590	0	189647	13996	GBS PROPERTY MAINT	R.O.W. ON DESOTO CENTRAL PKWY	\$1,300.00
2588	0	189645	13996	GBS PROPERTY MAINT	2341 DICKENS PLACE DR	\$411.00
2584	0	189641	13996	GBS PROPERTY MAINT	MDOT BEHIND WALL ON I-55	\$4,510.00

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2587	0	189644	13996	GBS PROPERTY MAINT	8314 WHITEHEAD DR	\$192.00
2585	0	189642	13996	GBS PROPERTY MAINT	9066 LACEY DR	\$76.00
2589	0	189646	13996	GBS PROPERTY MAINT	PARCEL 108726000 0000603	\$268.00
2579	0	189635	13996	GBS PROPERTY MAINT	SHOOTING RANGE 091312	\$1,050.00
092212-2270	0	189683	474	GLEN'S GARAGE	2270 TOW	\$50.00
091112-2769	0	189159	474	GLEN'S GARAGE	2769 TOW	\$50.00
5660	0	189670	474	GLEN'S GARAGE	3070 O/C, ROTATE & BALANCE	\$83.44
5627	0	189145	474	GLEN'S GARAGE	G50242 - WASHED OUT RADIATOR & CONDENSOR	\$77.00
091412-2773	0	189158	474	GLEN'S GARAGE	2773 TOW	\$50.00
5638	0	189146	474	GLEN'S GARAGE	3769 REMOVED WATER FROM CYLINDERS/INTAKE MANIFOLD	\$366.60
5635	0	189147	474	GLEN'S GARAGE	G46710 O/C	\$29.26
5663	0	189669	474	GLEN'S GARAGE	3112 O/C	\$29.26
9921544102	0	189131	457	GRAINGER	MISC TOOLS	\$116.41
117396126	0	189193	216	GRASSLAND IRRIGATION	REPAIR MAIN LEAK - STATELINE & SWINNEA	\$187.25
193780	0	189498	595	GUEST SERVICES INC C	MEAL TICKET FOR 297	\$125.20
60295	0	189436	16182	H&H SERVICES GROUP	FILTER SERVICES AT SHELTER	\$35.00
091612	0	189552	3031	HABERSTROH CHASE	TOURNAMENT UMPIRE	\$299.00
13712	0	189746	4066	HALE ELECTRICAL CONT	NORTH CREEK	\$992.32
13687	0	189747	4066	HALE ELECTRICAL CONT	NORTH CREEK	\$1,644.35
092512	0	189613	11979	HALL, ROBERT A	SOFTBALL UMPIRE	\$240.00
209131285	0	189470	3538	HARDIN'S SYSCO	FOOD FOR CONCESSIONS	\$5,504.80
091612	0	189553	16579	HAYES ROBERT	TOURNAMENT UMPIRE	\$261.00

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1423	0	189465	15632	HAYES ROZIER	PROFESSIONAL SERVICES	\$459.88
1412	0	189464	15632	HAYES ROZIER	PROFESSIONAL SERVICES	\$1,147.00
A01581-01	0	189071	1899	HEARTLAND PUMP RENTA	DISCHARGE HOSE - GREENBROOK WTP	\$507.00
201784-00	0	189133	1899	HEARTLAND PUMP RENTA	HOSE FITTINGS FOR HURCO VALVE MACHINE	\$78.14
092512	0	189366	15094	HEATH SHEILA	PETTY CASH	\$341.67
092612	101837	189629	1230	HEATH, SHEILA	MML BOARD OF DIRECTORS MEETING	\$189.00
091412	0	189192	8566	HERNANDO GLASS CO	CHERRY VALLEY WINDOW REPAIR	\$324.78
91112	0	189421	8566	HERNANDO GLASS CO	NEW SECURITY MIRROR AT FRONT DESK	\$148.06
63705	0	189116	13793	HERNANDO REDI MIX	CONCRETE FOR STATELINE ROAD BR	\$4,120.00
219343590	0	189346	12713	HILL'S PET NUTRITION	FEED	\$172.39
219316204	0	189342	12713	HILL'S PET NUTRITION	FEED	\$175.00
45347	0	189695	1893	HILTON JACKSON	LODGING - J AZZONE	\$198.00
520251	0	189675	19336	HOLLYWOOD FEED #8	DOG FOOD & CEDAR CHIPS	\$1,157.54
102702	0	189381	189	HOMER SKELTON FORD	new vehicle for Animal Control	\$21,795.00
091612	0	189554	6671	HONORABLE ROZELLE	TOURNAMENT UMPIRE	\$150.00
091612	0	189622	17408	HOOPER ELIZABETH	SCOREKEEPER	\$90.00
92012B	0	189336	2848	HORN LAKE CREEK BASI	SEWER SERVICES	\$119,240.96
92012	0	189335	2848	HORN LAKE CREEK BASI	EXTENSION OF SEWER LINE	\$12,345.04
500947	0	189108	642	HOTEL & RESTAURANT	HEPA FILTER	\$549.20
SEPT2012	0	189090	15315	HUMPHREY RAY	PETTY CASH	\$296.96
091412	0	189098	1159	HUMPHREY, RAY	PER DIEM / MILEAGE - BILOXI, MS	\$787.41
104998	0	189511	1146	IDEAL CHEMICAL	FLOURIDE FOR COLLEGE ROAD WTP	\$924.50

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105000	0	189514	1146	IDEAL CHEMICAL	CHLORINE FOR COLLEGE ROAD WTP	\$784.00
104999	0	189513	1146	IDEAL CHEMICAL	CHLORINE FOR COLLEGE ROAD WTP	\$784.00
104997	0	189510	1146	IDEAL CHEMICAL	FLOURIDE FOR COLLEGE ROAD WTP	\$1,189.88
104996	0	189512	1146	IDEAL CHEMICAL	FLOURIDE FOR COLLEGE ROAD WTP	\$659.13
422649	0	189333	1962	IDEAL TIRE SALES	TRAILER TIRE REPAIR	\$12.50
D91912	0	189199	19330	INFLATABLE IMAGES	DONATION BOOT	\$639.00
M-097219	0	189672	949	INTEGRATED COMMUNICA	RADIOS & ACCESS	\$1,702.00
M-096454	0	189047	949	INTEGRATED COMMUNICA	SPEAKER MIC & RECEIVER	\$604.00
091612	0	189555	13175	JAKE JACOBSON	TOURNAMENT UMPIRE	\$219.00
PP1-2012	0	189602	13175	JAKE JACOBSON	FOOTBALL REF	\$80.00
131	0	189106	7622	JBJS SPORTS PRODUCTIO	CONTRACT LABOR - OCT 2012	\$8,881.25
091612	0	189556	2742	JEFFERSON WILLIE	TOURNAMENT UMPIRE	\$369.00
889198	0	189535	16135	JERRY'S MOBILE	MAINT. MATERIALS FOR REPAIR	\$245.00
889183	0	189174	16135	JERRY'S MOBILE	TRUCK 403 - PULLED & REPLACED ENGINE	\$849.00
14	0	189392	4489	JOHNSON CINDY	AEROBICS INSTRUCTOR	\$450.00
PP2-2012	0	189586	10117	JOHNSON KEITH JR.	SOCCER REF	\$243.00
PP2-2012	0	189587	16995	JOHNSON KEVIN	SOCCER REF	\$202.00
091612	0	189557	13551	KANT, THOMAS C	TOURNAMENT UMPIRE	\$70.00
PP2-2012	0	189588	18073	KLINCK ANDREW	SOCCER REF	\$134.00
PP2-2012	0	189589	15544	KLINCK MATTHEW	SOCCER REF	\$169.00
PP2-2012	0	189590	15545	KLINCK ZACHARY A	SOCCER REF	\$183.00
021667	0	189123	1362	KWIK CAR OIL & LUBE	205 O/C	\$43.17

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021827	0	189358	1362	KWIK CAR OIL & LUBE	TRUCK 837 O/C	\$39.58
090712	0	189383	19262	LANDSCAPE STRUCTURES	CONTAINMENT BORDER FOR PLAY	\$6,568.50
PP2-2012	0	189591	18074	LASHER SIERRA	SOCCER REF	\$185.00
16906	0	189234	759	LEHMAN ROBERTS CO	PATCHING	\$118.16
16858	0	189126	759	LEHMAN ROBERTS CO	PATCHING	\$236.88
16930	0	189089	759	LEHMAN ROBERTS CO	PATCHING	\$131.60
16975	0	189115	759	LEHMAN ROBERTS CO	PATCHING	\$218.96
PP1-2012	0	189603	16877	LEWIS RODNEY S	FOOTBALL REF	\$120.00
092112	0	189370	2496	LITTLE MARK	2012 ALLOT REIMBURSEMENT	\$69.55
IN133212	0	189727	19342	LogMeIn	LOG ME IN SUJPPORT SUBSCRIPTION	\$899.00
255638	0	189725	16647	LONESOURCE	OFFICE FURNITURE FOR IT FRONT OFFICE	\$1,109.00
92012	0	189122	16647	LONESOURCE	FURNITURE FOR FRONT OFFICE	\$1,109.00
252128-0	0	189749	16647	LONESOURCE	FURNITURE FOR COURT	\$2,211.65
252132-0	0	189748	16647	LONESOURCE	FURNITURE FOR COURT	\$2,722.00
72095	0	189437	15888	MAC'S A/C & REFRIGER	PREV. MAINT. CONTRACT "C" HVAC	\$2,050.00
0159298-CM	0	189404	734	MAGNOLIA ELECTRIC	CREDIT	\$-208.00
0160703-IN	0	189667	734	MAGNOLIA ELECTRIC	LIGHTS FOR E PRECINCT	\$93.21
0159299-CM	0	189668	734	MAGNOLIA ELECTRIC	CREDIT	\$-76.70
181891	0	189398	308	MAINTENANCE SUPPLY	CLEVIS GRAB HOOK, DRILL BIT	\$104.45
181789	0	189186	308	MAINTENANCE SUPPLY	HEX SCREWS	\$111.07
91712	0	189107	1051	MALONE TERRY	REPAIRS @ SPORTS BLDG	\$120.00
091612	0	189559	1051	MALONE TERRY	TOURNAMENT UMPIRE	\$868.00

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656	0	189128	1320	MARTIN MACHINE WORKS	REBAR FOR CURB STOP WRENCHES	\$260.00
657	0	189129	1320	MARTIN MACHINE WORKS	REPAIRS TO SEWER MACHINE	\$110.00
661	0	189272	1320	MARTIN MACHINE WORKS	TRAILER SERVICES	\$635.00
655	0	189171	1320	MARTIN MACHINE WORKS	STEEL REBAR FOR BRIDGE AT STAT	\$1,725.50
14	0	189388	13370	MARY J. CAIN	LINE DANCE INSTRUCTOR	\$120.00
12453	0	189285	232	MATHESON & ASSOC LLC	ALARM SERVICES AT SPAC	\$835.00
12452	0	189286	232	MATHESON & ASSOC LLC	ALARM SERVICES AT ARENA	\$635.00
12451	0	189288	232	MATHESON & ASSOC LLC	ALARM SERVICES AT F.S. #2	\$400.00
9024603	0	189656	882	MATHIS TIRE & AUTO	3059 TIRES	\$167.90
9024510	0	189181	882	MATHIS TIRE & AUTO	292 BRAKES & ALIGNMENT	\$1,113.99
9024610	0	189654	882	MATHIS TIRE & AUTO	3040 TIRES	\$326.00
9023751	0	189058	882	MATHIS TIRE & AUTO	3028 TIRES	\$187.17
9024527	0	189364	882	MATHIS TIRE & AUTO	3085 TIRES, ROTORS, PADS	\$803.80
9024621	0	189653	882	MATHIS TIRE & AUTO	3086 TIRES	\$153.90
9024551	0	189365	882	MATHIS TIRE & AUTO	1456 O/C	\$18.20
9023986	0	189057	882	MATHIS TIRE & AUTO	3015 TIRES	\$237.48
9024520	0	189076	882	MATHIS TIRE & AUTO	3048 TIRES	\$137.90
9024101	0	189056	882	MATHIS TIRE & AUTO	3017 TIRES	\$117.39
9024485	0	189195	882	MATHIS TIRE & AUTO	3005 TIRES	\$729.75
13031759	0	189060	882	MATHIS TIRE & AUTO	3038 O/C	\$18.20
9024504	0	189363	882	MATHIS TIRE & AUTO	3065 TIRES	\$294.50
9024578	0	189655	882	MATHIS TIRE & AUTO	3033 - TIRES, PADS, ROTORS	\$718.80

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9024521	0	189077	882	MATHIS TIRE & AUTO	3050 REPLACE PADS / TURN ROTARS	\$103.20
9024553	0	189657	882	MATHIS TIRE & AUTO	3092 O/C	\$18.20
9023739	0	189059	882	MATHIS TIRE & AUTO	3045 O/C	\$18.20
36258393	0	189210	1092	MATTHEW BENDER & CO.	ADV LEGIS SERVICE	\$25.49
36094463	0	189196	1092	MATTHEW BENDER & CO.	MS ADV CODE SVC	\$37.63
24	0	189102	16884	MCARTHUR MARGARET	ART INSTRUCTOR	\$105.00
23	0	189103	16884	MCARTHUR MARGARET	ART INSTRUCTOR	\$105.00
092412	0	189729	19344	MCFARLAND PATRICIA	REFUND - MAGNOLIA WAVE	\$50.00
091712	0	189191	18140	MCLENNAN KENNETH F	CLEANING TENNIS CTR & SNOWDEN HOUSE	\$650.00
0053355-IN	0	189114	18772	MEDICAL ACCOUNTS REC	AUG 2012 EMS BILLING	\$4,349.39
26858	0	189188	305	MEMPHIS ICE MACHINE	REPAIRS TO CHERRY VALLEY ICE MACHINE	\$322.65
163264	0	189330	8159	MEMPHIS READY MIX	CONCRETE FOR STATELINE RD BRIDGE	\$656.00
163107	0	189139	8159	MEMPHIS READY MIX	REPAIR STORM DRAIN	\$183.00
163138	0	189173	8159	MEMPHIS READY MIX	REPAIR STORM DRAIN	\$183.00
163078	0	189138	8159	MEMPHIS READY MIX	REPAIR STORM DRAIN	\$265.00
163167	0	189084	8159	MEMPHIS READY MIX	FLOW FILL UNDER BRIDGE	\$1,920.00
27728	0	189068	761	MEMPHIS STONE	FILL SAND	\$433.67
PP1-2012	0	189604	13935	MERRIWEATHER KEYTHRI	FOOTBALL REF	\$120.00
190410	0	189709	354	METER SERVICE AND SU	1" WATER METERS	\$540.00
190408	0	189703	354	METER SERVICE AND SU	WATER MAIN RELOCATE ON STATELI	\$2,749.50
190395	0	189065	354	METER SERVICE AND SU	STATELINE BRIDGE WORK	\$346.20
190347	0	189411	354	METER SERVICE AND SU	(2" METERS AND FLANGES FOR BOW	\$1,659.00

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190411	0	189710	354	METER SERVICE AND SU	WATER METERS	\$984.00
190394	0	189064	354	METER SERVICE AND SU	STATELINE SEWER REPAIR	\$664.00
190346	0	189410	354	METER SERVICE AND SU	(STOCK SUPPLIES) 3/4" MALE ADA	\$3,865.00
190345	0	189405	354	METER SERVICE AND SU	(UTILITY REPAIR PARTS) 3/4" CU	\$1,252.00
190409	0	189708	354	METER SERVICE AND SU	VALVE PADS & C900 PIPE	\$382.00
190480	0	189705	354	METER SERVICE AND SU	10" CHECK VALVE FOR WELL AT GR	\$3,758.35
71211A	0	189718	6685	MID SOUTH DIGITAL	TONER FOR IT	\$392.30
513683	0	189061	796	MIDA MAPS	(10) DESOTO COUNTY MAP BOOKS	\$205.00
513693	0	189227	796	MIDA MAPS	MAP BOOKS	\$105.00
092612	0	189486	10037	MILLER'S	STATION 1	\$559.94
091612	0	189558	17462	MILLIORN CHRIS	TOURNAMENT UMPIRE	\$282.00
091612	0	189560	12494	MILTON QUINTIN	TOURNAMENT UMPIRE	\$346.00
PP2-2012	0	189592	18639	MISEL TREVOR	SOCCER REF	\$60.00
AUG2012	33627	188918	1176	MISSISSIPPI STATE TA	SALES TAX DUE AUG 2012	\$158.00
322	0	189471	10178	MISSISSIPPI USSSA	USSSA SANCTIONING FEES (47 TEAMS)	\$1,015.00
091612	0	189561	2737	MIZE BILLY	TOURNAMENT UMPIRE	\$255.00
PP1-2012	0	189605	18139	MOORE JEREMY	FOOTBALL REF	\$240.00
97398624	0	189375	335	MOORE MEDICAL CORP	MEDICAL SUPPLIES	\$105.00
091612	0	189562	13338	MOORE, DARYL	TOURNAMENT UMPIRE	\$76.00
091812	0	189217	19333	MS CHAPTER APA	MS APA ANNUAL CONF - W CHOAT	\$130.00
091812	0	189289	848	MS DEVELOPMENT AUTHO	RE: GMS50618	\$6,598.70
09-18-12	0	189287	848	MS DEVELOPMENT AUTHO	RE: GMS05632	\$4,892.84

<b><u>Invoice #</u></b>	<b><u>Check#</u></b>	<b><u>Voucher #</u></b>	<b><u>Vendor #</u></b>	<b><u>Vendor Name</u></b>	<b><u>Invoice Description</u></b>	<b><u>Invoice Amnt</u></b>
2336071	0	189699	3923	MS SOCCER ASSO	REG / INSURANCE FEES FOR FALL 2012 SOCCER	\$7,779.00
19966	0	189178	958	MS STATE FIRE ACADEM	S BENSON INSTRUCTOR COURSE	\$215.00
2012-12	0	189700	13410	MULLEN BRENDA	COURT TRAINING	\$216.80
092512	0	189280	1100	MULLINS, MIKE	REPLACEMENT CK - PETTY CASH	\$322.76
092412	0	189101	1100	MULLINS, MIKE	PETTY CASH	\$65.62
0000254	0	189419	1540	MURPHY & SONS, INC.	REPAIRS AT LIBRARY	\$341.65
0000251	0	189518	1540	MURPHY & SONS, INC.	WATER AND SEWER BACK UP REPAIR	\$3,659.00
0000253	0	189418	1540	MURPHY & SONS, INC.	NEW DOOR IN PLANNING	\$1,119.86
0000255	0	189420	1540	MURPHY & SONS, INC.	LIBRARY REPAIRS	\$362.07
091612	0	189623	18052	MURPHY MOLLY	SCOREKEEPER	\$84.00
15012	0	189179	15230	MY-LOR. INC.	WILSON - NEW HIRE TAG	\$8.14
091612	0	189563	4629	NAILS IVAN W	TOURNAMENT UMPIRE	\$110.00
009181	0	189110	1150	NAPA GENUINE PARTS C	BATTERY	\$87.30
PP2-2012	0	189595	18077	NAULT OLIVIA	SOCCER REF	\$64.00
1004998	0	189265	1160	NEEL-SCHAFFER INC	COE-PAS MASTER PLAN	\$1,478.10
1004996	0	189264	1160	NEEL-SCHAFFER INC	UTILITY RPR SERVICES	\$1,622.15
1005001	0	189263	1160	NEEL-SCHAFFER INC	HURRICANE CREEK SEWER DESIGN	\$2,788.52
PP2-2012	0	189594	19339	NELSEN MADELYN	SOCCER REF	\$28.00
PP2-2012	0	189593	17429	NELSEN PATRICK	SOCCER REF	\$42.00
84816	0	189480	1121	NEWTON TROPHY	SEPT SHUTDOWN	\$2,215.10
84245	0	189482	1121	NEWTON TROPHY	DIZZY DEAN TROPHIES	\$5,122.40
NSI6246	0	189712	13929	NEXTSTEP INNOVATION	POWER SUPPLY FOR FD LAPTOP CAPT. WISEMAN	\$80.00

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
MSI6365	0	189711	13929	NEXTSTEP INNOVATION	COMPUTERS FOR COURT	\$2,210.00
NSI6401	0	189707	13929	NEXTSTEP INNOVATION	(4) DESKTOP COMPUTERS FOR CITY NETWORK	\$4,420.00
51715	0	189160	691	NORTH MISSISSIPPI TI	U3 TIRES	\$1,621.68
51720	0	189468	691	NORTH MISSISSIPPI TI	EMS -1 TIRES	\$494.00
548049	0	189696	1099	NORTH MS PEST CONTRO	BI-MONTHLY SPRAYING	\$339.00
547176	0	189387	1099	NORTH MS PEST CONTRO	PERFORMING ARTS CENTER	\$8.00
38628	0	189177	5407	NORTH MS. TWO-WAY CO	FUSE HOLDER	\$89.56
10002771	0	189127	1105	NORTHCENTRAL ELECTRI	STREET LIGHT REPAIRS	\$92.73
592470090912	101493	188858	1105	NORTHCENTRAL ELECTRI	FREEMAN LN 3750	\$416.71
592470010912	101493	188860	1105	NORTHCENTRAL ELECTRI	GOODMAN RD 3541	\$45.32
592470020912	101493	188859	1105	NORTHCENTRAL ELECTRI	MALONE RD - PARKS	\$698.94
592470070912	101493	188861	1105	NORTHCENTRAL ELECTRI	RIVER PTE DR -5714	\$98.75
272674	0	189207	4390	NOVACOPY/OES	COPIER SERVICE	\$129.00
PP1-2012	0	189606	8250	NYE ERIC	FOOTBALL REF	\$260.00
091612	0	189564	8250	NYE ERIC	TOURNAMENT UMPIRE	\$147.00
1257-474227	0	189075	7304	O'REILLYS AUTO PARTS	CREDIT #1257-474217	\$-12.00
1257-481401	0	189269	7304	O'REILLYS AUTO PARTS	MAINT. MATERIALS	\$38.27
1791-251008	0	189334	7304	O'REILLYS AUTO PARTS	MISC TOOLS	\$167.30
1791-251010	0	189294	7304	O'REILLYS AUTO PARTS	CREDIT 1791-251008	\$-92.99
1257-481050	0	189078	7304	O'REILLYS AUTO PARTS	3050 DISC PAD SET	\$65.48
1791-250577	0	189066	7304	O'REILLYS AUTO PARTS	ELECTRICAL TAPE	\$8.23
1257-481168	0	189368	7304	O'REILLYS AUTO PARTS	3081 BATTERY	\$114.99

<b><u>Invoice #</u></b>	<b><u>Check#</u></b>	<b><u>Voucher #</u></b>	<b><u>Vendor #</u></b>	<b><u>Vendor Name</u></b>	<b><u>Invoice Description</u></b>	<b><u>Invoice Amnt</u></b>
1791-250847	0	189308	7304	O'REILLYS AUTO PARTS	MISC PARTS	\$51.96
1257-481423	0	189678	7304	O'REILLYS AUTO PARTS	3027 BATTERY	\$205.98
1257-481049	0	189432	7304	O'REILLYS AUTO PARTS	MAINT. MATERIALS	\$25.48
1791-250573	0	189067	7304	O'REILLYS AUTO PARTS	SEWER MACHINE PARTS	\$69.54
1791-250860	0	189118	7304	O'REILLYS AUTO PARTS	WIPER BLADES	\$67.94
1257-481046	0	189079	7304	O'REILLYS AUTO PARTS	3050 DRAIN PLUG	\$5.49
1257-480935	0	189226	7304	O'REILLYS AUTO PARTS	WPER BLADES	\$15.25
1257-481455	0	189268	7304	O'REILLYS AUTO PARTS	MAINT. MATERIALS	\$48.61
1791-249731	0	189327	7304	O'REILLYS AUTO PARTS	U-2 ANTIFREEZE	\$21.98
1257-474217	0	189074	7304	O'REILLYS AUTO PARTS	3048 BATTERY	\$92.99
1257-481743	0	189679	7304	O'REILLYS AUTO PARTS	3079 BATTERY	\$102.99
1257-481325	0	189677	7304	O'REILLYS AUTO PARTS	2253 TERMINAL FUNNEL	\$7.41
1257-480954	0	189180	7304	O'REILLYS AUTO PARTS	292 AIR FILTER	\$48.47
1257-481436	0	189676	7304	O'REILLYS AUTO PARTS	BATTERY FOR GOLF CART	\$71.99
1257-481170	0	189369	7304	O'REILLYS AUTO PARTS	CREDIT - 1257-481168	\$-12.00
1257-481396	0	189271	7304	O'REILLYS AUTO PARTS	MAINT. MATERIALS	\$125.84
1257-480705	0	189224	7304	O'REILLYS AUTO PARTS	AIR FILTER HUB ASSY	\$109.06
1791-250365	0	189433	7304	O'REILLYS AUTO PARTS	MAINT. MATERIALS	\$24.95
1257-481397	0	189270	7304	O'REILLYS AUTO PARTS	MAINT. MATERIALS	\$180.49
1791-250871	0	189117	7304	O'REILLYS AUTO PARTS	WIPER BLADES	\$37.38
1257-481280	0	189367	7304	O'REILLYS AUTO PARTS	1456 - DRAIN PLUG	\$4.39
1791-250558	0	189431	7304	O'REILLYS AUTO PARTS	MAINT. MATERIALS	\$3.29

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
623767450001	0	189414	7600	OFFICE DEPOT	END TAB FOLDERS, DOCUMENT FRAME	\$88.90
623800340001	0	189416	7600	OFFICE DEPOT	OFFICE SUPPLIES FOR POLICE DEPT.	\$82.22
623585794001	0	189407	7600	OFFICE DEPOT	TONER FOR PRINTER	\$78.99
624511083001	0	189320	7600	OFFICE DEPOT	MESSAGE BOOK AND INK FOR PLANNING	\$88.24
1505076620	0	189401	7600	OFFICE DEPOT	PROJECTOR & UPS BACK UPS	\$67.15
1507254589	0	189311	7600	OFFICE DEPOT	CHAIR	\$46.20
1504693368	0	189399	7600	OFFICE DEPOT	MONIOR & UPS BACKUPS	\$262.35
624420466001	0	189317	7600	OFFICE DEPOT	COPY PAPER FOR POLICE DEPT.	\$424.80
623585837001	0	189409	7600	OFFICE DEPOT	LETTER FILE FOLDERS	\$70.16
1507539244	0	189313	7600	OFFICE DEPOT	SUPPLIES FOR IT DEPARMENT	\$367.24
624796367001	0	189325	7600	OFFICE DEPOT	SHARPIE MARKERS FOR INVENTORY ROOM	\$28.72
624331822001	0	189315	7600	OFFICE DEPOT	DOCUMENT FRAMES	\$110.00
624332101001	0	189316	7600	OFFICE DEPOT	TONER FOR ANIMAL CONTROL	\$230.74
623664735001	0	189412	7600	OFFICE DEPOT	COVERS	\$18.69
1507254590	0	189312	7600	OFFICE DEPOT	DESKTOP PORT & USB	\$142.48
624867912001	0	189326	7600	OFFICE DEPOT	SUPPLIES FOR COURT DEPT.	\$22.87
624789536001	0	189324	7600	OFFICE DEPOT	CHAIRS FOR LOBBY OF POLICE DEPT.	\$593.96
623299646001	0	189403	7600	OFFICE DEPOT	HANGING LETTER FOLDERS	\$8.36
624788415001	0	189323	7600	OFFICE DEPOT	LETTER FOLDER DIVIDERS FOR POLICE DEPT.	\$63.72
624477699001	0	189318	7600	OFFICE DEPOT	LETTER SIZE HANGING FRAME	\$8.59
624713776001	0	189322	7600	OFFICE DEPOT	DOC. FRAME AND CERTIFICATE	\$19.00
1506612133	0	189310	7600	OFFICE DEPOT	LASER JET PRO PRINTER	\$527.99

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
62451108B	0	189321	7600	OFFICE DEPOT	MESSAGE BOOKS FOR INVENTORY ROOM	\$12.48
623987136001	0	189417	7600	OFFICE DEPOT	CORDLESS KEYBOARD AND MOUSE	\$71.99
624208119001	0	189314	7600	OFFICE DEPOT	MANUAL SERIES	\$104.71
15176	0	189694	7957	OLIVE BRANCH PRINTIN	EXTRA SAFETY DAY FLYERS	\$227.77
15160	0	189693	7957	OLIVE BRANCH PRINTIN	SAFETY DAY FLYERS	\$438.00
092612	0	189701	7820	OLIVER ANDREA	SALES & MARKETING (9/15 - 9/30)	\$750.00
54191566	0	189297	7504	PAETEC	PHONE SERVICES - CITY HALL	\$674.85
54207638	0	189299	7504	PAETEC	PHONE SERVICES - COURT	\$631.14
54203754	0	189298	7504	PAETEC	PHONE SERVICES - POLICE	\$519.85
0117840	0	189394	983	PARAMOUNT UNIFORMS R	UNIFORMS	\$36.50
0116708	0	189141	983	PARAMOUNT UNIFORMS R	UNIFORMS	\$72.78
0116706	0	189069	983	PARAMOUNT UNIFORMS R	UNIFORMS	\$101.03
0116705	0	189355	983	PARAMOUNT UNIFORMS R	MATS	\$5.00
0117125	0	189072	983	PARAMOUNT UNIFORMS R	UNIFORMS	\$6.42
0117995	0	189332	983	PARAMOUNT UNIFORMS R	UNIFORMS	\$101.03
0117996	0	189055	983	PARAMOUNT UNIFORMS R	UNIFORMS	\$26.34
0116557	0	189104	983	PARAMOUNT UNIFORMS R	UNIFORMS	\$36.50
0117997	0	189054	983	PARAMOUNT UNIFORMS R	UNIFORMS	\$72.78
0117362	0	189109	983	PARAMOUNT UNIFORMS R	UNIFORMS	\$345.78
0117994	0	189352	983	PARAMOUNT UNIFORMS R	MATS	\$5.00
0116707	0	189140	983	PARAMOUNT UNIFORMS R	UNIFORMS	\$26.34
1027	0	189459	18943	PATSY CLEEN COMMERC	CLEANING @ CITY HALL & COURT	\$2,399.00

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
091612	0	189565	1055	PICKENS ABRAHAM	TOURNAMENT UMPIRE	\$336.00
6972855-SP12	0	189221	971	PITNEY BOWES	LEASING CHARGES - SPD	\$150.00
26414	0	189726	11997	POWER STREAM LLC	VIDEO STREAMING FOR BOARD & STORAGE ONLINE	\$513.92
16	0	189698	11125	PULEO VICKI GREENE	YOGA INSTRUCTOR	\$28.00
15	0	189111	11125	PULEO VICKI GREENE	YOGA INSTRUCTOR	\$28.00
091612	0	189624	18651	PULLIAM MATTHEW	SCOREKEEPER	\$70.00
622903	0	189206	19150	REGIONS EQUIPMENT FI	CONTRACT 0008037-001	\$7,735.58
114473	0	189697	10865	RELIABLE EQUIPMENT	BLADE BOLT	\$94.99
1169	0	189402	10865	RELIABLE EQUIPMENT	LAZER'S PER STATE CONTRACT	\$26,100.00
091612	0	189566	13976	RHOADS QUINTON	TOURNAMENT UMPIRE	\$256.00
E-091312	0	189673	19087	RICK'S BODY SHOP	2775 - REPAIRS PER ESTIMATE	\$1,459.40
080610	0	189671	19338	RIFLES ONLY INC	TAB SAS SHIELDS GREEN	\$196.00
091612	0	189625	19341	RODGERS BRENNAN	SCOREKEEPER	\$70.00
2013	0	189376	19334	ROLLING THUNDER	SPONSOR	\$1,000.00
265507	0	189319	294	SAFETY-QUIP	BARRICADE RENTAL - DORCHESTER	\$66.00
265508	0	189385	294	SAFETY-QUIP	GOLF COURSE	\$103.00
265509	0	189384	294	SAFETY-QUIP	TENNIS CENTER	\$71.00
091612	0	189626	16896	SAVAGE KAYLA	SCOREKEEPER	\$80.00
3315107	0	189296	2224	SERVPRO	CLEAN CARPET AT P.D.	\$165.20
0000121317	0	189134	1346	SEWER EQUIPMENT CO	LOCK ASSY FOR SEWER MACHINE	\$116.77
453634	0	189662	387	SHAPIRO UNIFORMS	A WHITE 2012 ALLOT (NEW HIRE)	\$609.35
453633	0	189663	387	SHAPIRO UNIFORMS	I SAMMONS 2012 ALLOT (NEW HIRE)	\$601.40

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
453426	0	189050	387	SHAPIRO UNIFORMS	B ELDRED 2012 ALLOT	\$19.90
453672	0	189484	387	SHAPIRO UNIFORMS	INVESTIGATION SHIRTS	\$255.60
453635	0	189661	387	SHAPIRO UNIFORMS	C HALE 2012 ALLOT (NEW HIRE)	\$568.35
453636	0	189660	387	SHAPIRO UNIFORMS	J DELANEY 2012 ALLOT (NEW HIRE)	\$644.40
453632	0	189664	387	SHAPIRO UNIFORMS	E SAMMIS 2012 ALLOT (NEW HIRE)	\$475.45
453637	0	189659	387	SHAPIRO UNIFORMS	M SMITH 2012 ALLOT (NEW HIRE)	\$542.45
453645	0	189120	387	SHAPIRO UNIFORMS	S ASBELL BOOTS	\$84.95
453717	0	189652	387	SHAPIRO UNIFORMS	S SPARKS 2012 ALLOT	\$232.75
453631	0	189665	387	SHAPIRO UNIFORMS	M NORWOOD 2012 ALLOT (NEW HIRE)	\$643.20
091712	0	189466	19337	SHIVE MICHAEL	PERMIT REFUND	\$30.00
87511	0	189053	611	SIGNS & STUFF	REFLECTIVE DECAL	\$50.00
PP1-2012	0	189607	9136	SINQUEFIELD MURRAY	FOOTBALL REF	\$280.00
092412	0	189202	19328	SIZEMORE SHERYL	SPORTS REFUND	\$65.00
091612	0	189627	18963	SKILLERN KERRY	SCOREKEEPER	\$40.00
PP1-2012	0	189608	975	SMITH BILLY K	FOOTBALL REF	\$350.00
091612	0	189567	975	SMITH BILLY K	TOURNAMENT UMPIRE	\$375.00
091412	0	189215	19331	SMITH EUGENE	PER DIEM / LODGING REIMBURSEMENT - BILOXI, MS	\$647.40
14	0	189391	17200	SMITH JOYCE W	YOGA INSTRUCTOR	\$50.00
13	0	189184	17200	SMITH JOYCE W	YOGA INSTRUCTOR	\$50.00
C-125	0	189112	1101	SNAPPY WINDSHIELD	BURCO 3310	\$45.00
28286	0	189228	1102	SOUTHAVEN SUPPLY	SUPPLIES	\$46.96
28610	0	189092	1102	SOUTHAVEN SUPPLY	MISC TOOLS	\$80.29

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
28427	0	189347	1102	SOUTHAVEN SUPPLY	NUTS & BOLTS	\$5.16
21344	0	189095	1102	SOUTHAVEN SUPPLY	TOOLS	\$60.96
28608	0	189081	1102	SOUTHAVEN SUPPLY	SUPPLIES	\$41.04
22552	0	189361	1102	SOUTHAVEN SUPPLY	MOPS / TANK LEVER	\$33.58
28728	0	189086	1102	SOUTHAVEN SUPPLY	MISC TOOLS	\$59.42
24967	0	189097	1102	SOUTHAVEN SUPPLY	NUTS & BOLTS	\$42.94
28257	0	189225	1102	SOUTHAVEN SUPPLY	RAIN SUITS & PLIERS	\$51.97
4720FIRE	0	189218	1102	SOUTHAVEN SUPPLY	205 SUPPLIES	\$51.77
27718	0	189070	1102	SOUTHAVEN SUPPLY	ROACH POISON	\$13.98
29327	0	189349	1102	SOUTHAVEN SUPPLY	CLEANING SUPPLIES / MATERIALS	\$55.98
23874	0	189096	1102	SOUTHAVEN SUPPLY	PVC PARTS	\$6.34
27452	0	189717	1102	SOUTHAVEN SUPPLY	KEYS FOR MAGWAVE TRUCK	\$4.98
24721	0	189362	1102	SOUTHAVEN SUPPLY	SPRINKLER / FLAPPER	\$31.15
29492	0	189262	1102	SOUTHAVEN SUPPLY	SUPPLIES FOR WOODLAND ESTATES PUMP STATION	\$299.43
28645	0	189121	1102	SOUTHAVEN SUPPLY	GREASE	\$6.99
23399	0	189094	1102	SOUTHAVEN SUPPLY	NUTS & BOLTS	\$7.00
6008596-00	0	189132	687	SOUTHERN PIPE & SUPP	TOOLS	\$101.80
11955530090712	0	189105	10700	STANDARD COFFEE SERV	COFFEE SERVICE	\$54.50
FY2012	0	189135	16415	STATE TREASURER OF M	UNCLAIMED PROPERTY FOR FY 2012	\$1,171.61
53793	0	189144	2951	STATELINE TURF & TRA	HYDRAULIC CYLINDER KIT	\$131.46
53827	0	189142	2951	STATELINE TURF & TRA	ADJUSTABLE HITCH	\$85.59
52406	0	189408	2951	STATELINE TURF & TRA	BACKPACK BLOWER	\$1,197.60

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
52987	0	189143	2951	STATELINE TURF & TRA	CARB GASKET	\$30.78
4003644147	0	189167	801	STERICYCLE INC	EMS WASTE BIN REMOVAL	\$454.11
091612	0	189568	10997	STOCKTON RANDY	TOURNAMENT UMPIRE	\$294.00
092512	0	189614	6653	STRIBLING KEITH	SOFTBALL UMPIRE	\$140.00
PP1-2012	0	189609	13794	STRICKLAND ERIK RYAN	FOOTBALL REF	\$350.00
8618	0	189168	3157	STRUCTURAL TECHNOLOG	LADDER TESTING	\$2,845.30
74392	0	189374	701	SUNBELT FIRE APPARAT	HOSE TESTER	\$5,587.88
74876	0	189462	701	SUNBELT FIRE APPARAT	SUPPORT BLOCKS	\$601.00
72901CM	0	189463	701	SUNBELT FIRE APPARAT	CREDIT	-\$930.00
0108622-IN	0	189083	7500	SWEEPING CORPORATION	RESIDENTIAL STREET SWEEPING	\$1,157.78
0108546-IN	0	189474	7500	SWEEPING CORPORATION	SWEEPING HEY 51, GOODMAN, CHURCH	\$1,973.17
091312	0	189099	10139	SWEETING GERALD A	TRAVEL EXPENSES REIMBURSED - BILOXI, MS	\$228.08
091612	0	189569	10750	SWINDLE CLAY	TOURNAMENT UMPIRE	\$129.00
091612	0	189570	3025	SWINDLE JAMES T	TOURNAMENT UMPIRE	\$425.00
4231	0	189658	6877	TACTGEAR INC	STREAMLIGHT FLASHLIGHT & HOLDER	\$120.39
4230	0	189380	6877	TACTGEAR INC	MOTOROLA BATTERIES	\$1,218.83
327532	0	189093	5329	TENCARVA MACHINERY C	LIFT STATION KEYS	\$76.68
327581	0	189515	5329	TENCARVA MACHINERY C	TEAR DOWN AND REBULID ROTATING	\$1,197.28
327699	0	189516	5329	TENCARVA MACHINERY C	TEAR DOWN AND REBULID ROTATING	\$1,197.28
1691	0	189357	6917	THE SHOP	LETTERING & SEALS	\$160.00
1699	0	189497	6917	THE SHOP	BURN CELL SIGN	\$40.00
091312	0	189219	2594	THOMAS MASTIN	CELL PHONE REIMBURSEMENT	\$25.00

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
23362	0	189187	313	TIM MOTE PLUMBING	GREENBROOK LAKE PARK	\$175.00
23351	0	189153	313	TIM MOTE PLUMBING	SNOWDEN POLICE STATION REPAIRS	\$145.00
5079689	0	189716	5890	TIME WARNER TELECOM	INTERNET SERVICE FOR MAGNOLIA WAVE	\$1,998.55
05042416	0	189720	5890	TIME WARNER TELECOM	NETWORK CONNECTIVITY AND INTERNET SERVICE	\$6,485.39
2930QB	0	189275	9591	TRI FIRMA	1371 HAYWOOD DRIVE	\$319.16
2932QB	0	189329	9591	TRI FIRMA	VAVLE REPAIRS STATELINE @ GREENBROOK	\$737.79
2922QB	0	189172	9591	TRI FIRMA	1158 RICHLAND DRIVE	\$972.50
2923QB	0	189062	9591	TRI FIRMA	STARGATE SUBDIVISION	\$1,808.21
2936QB	0	189273	9591	TRI FIRMA	8535 CHARLESTON	\$484.95
2934QB	0	189519	9591	TRI FIRMA	INSTALL 8" VALVE ON STATELINE	\$1,291.14
2931QB	0	189277	9591	TRI FIRMA	4778 STATELINE RD	\$614.48
2921QB	0	189063	9591	TRI FIRMA	REPAIRED SINK HOLE	\$5,094.69
2933QB	0	189278	9591	TRI FIRMA	HORN LAKE ROAD	\$159.58
2924QB	0	189517	9591	TRI FIRMA	INSTALL TWO 12" VALVES FOR STA	\$9,756.32
2937QB	0	189744	9591	TRI FIRMA	STATELINE ROAD BRIDGE	\$40,156.83
24786	0	189536	18677	TRI STATE ACOUSTICS	REPAIRS TO CEILING TILES	\$6,067.00
TC1931	0	189290	469	TRI-STAR COMPANIES,	HVAC SERVICES AT P.D.	\$110.00
TC1901	0	189293	469	TRI-STAR COMPANIES,	HVAC SERVICES AT UTILITIES	\$140.00
TC1926	0	189295	469	TRI-STAR COMPANIES,	HVAC SERVICES AT IT	\$295.00
54261	0	189152	1213	TRI-STATE TROPHY	CPA/EXPLORER PLAQUES	\$340.00
56538	0	189151	1213	TRI-STATE TROPHY	VIP TROPHIES	\$473.50
56210	0	189150	1213	TRI-STATE TROPHY	CPA GROUP PIC 2011	\$85.00

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092512	0	189615	2857	TURNER DALE	SOFTBALL UMPIRE	\$360.00
091612	0	189628	18123	TWEEDY PEYTON	SCOREKEEPER	\$252.00
7207012	0	189680	1114	UNION AUTO PARTS	3112 OIL	\$8.70
7204663	0	189682	1114	UNION AUTO PARTS	3085 PADS & ROTORS	\$346.93
7208884	0	189681	1114	UNION AUTO PARTS	3033 BRAKE PADS	\$47.65
7198982	0	189154	1114	UNION AUTO PARTS	START FLUID	\$7.92
7198451	0	189157	1114	UNION AUTO PARTS	BULBS - INVENTORY	\$67.08
7191330	0	189156	1114	UNION AUTO PARTS	2769 - ADSF32PM	\$20.40
7193552	0	189155	1114	UNION AUTO PARTS	3063 BRAKE PADS	\$47.28
092112	0	189666	2722	UNIVERSITY OF TENNES	M ANDERSON REGISTRATION	\$275.00
60216-1	0	189424	16517	UPCHURCH SERVICES, L	HVAC SERVICES AT PARKS	\$280.00
60205-1	0	189427	16517	UPCHURCH SERVICES, L	HVAC SERVICES AT PARKS	\$980.00
60022-1	0	189428	16517	UPCHURCH SERVICES, L	HVAC SERVICES AT PARKS	\$141.06
60205-2	0	189426	16517	UPCHURCH SERVICES, L	HVAC SERVICES AT PARKS	\$4,007.00
60436-1	0	189274	16517	UPCHURCH SERVICES, L	HVAC SERVICES AT AMPHITHEATER	\$69.12
60216-3	0	189425	16517	UPCHURCH SERVICES, L	HVAC SERVICES AT PARKS	\$112.50
60436	0	189276	16517	UPCHURCH SERVICES, L	HVAC SERVICES AT AMPHITHEATER	\$105.00
60078-2	0	189750	16517	UPCHURCH SERVICES, L	HVAC SERVICES @ PARKS	\$3,663.00
60022	0	189423	16517	UPCHURCH SERVICES, L	HVAC SERVICES AT PARKS	\$210.00
12037-A4	0	189759	5831	URBAN ARCH ASSOC	SENIOR CENTER	\$36,725.00
5364010	0	189724	13422	VENTURE TECH	PC'S FOR THE POLICE DEPARTMENT	\$2,598.00
6777608813	0	189721	1095	VERIZON WIRELESS	WIRELESS INTERNET FOR PD PATROL	\$485.02

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091412	101836	189457	1095	VERIZON WIRELESS	VERIZON WIRELESS AIR CARDS	\$4,424.27
738386	0	189170	2869	VULCAN CONSTRUCTION	EROSION DITCH STARGATE SUBDIVI	\$2,077.74
738385	0	189169	2869	VULCAN CONSTRUCTION	STATELINE ROAD BRIDGE PROJECT	\$2,672.89
740513	0	189197	2869	VULCAN CONSTRUCTION	LIMESTONE FOR BRIDGE AT STATEL	\$2,671.63
740514	0	189198	2869	VULCAN CONSTRUCTION	RIP RAP ROCK FOR STATELINE ROA	\$1,348.09
738384	0	189125	2869	VULCAN CONSTRUCTION	STATELINE BRIDGE PROJECT	\$920.35
091612	0	189571	8692	WELCH HENRY	TOURNAMENT UMPIRE	\$197.00
01410278	0	189113	17215	WELSCO, INC	OXYGEN	\$266.11
01409889	0	189082	17215	WELSCO, INC	OXYGEN RENTAL	\$63.64
092512	0	189728	19343	WHITE BRENDA	REFUND - MAGNOLIA WAVE	\$50.00
27986	0	189130	11134	WHITFIELD	REPAIRED LIGHTS @ GREENBROOK WTP	\$412.51
28074	0	189279	11134	WHITFIELD	ELECTRICAL SERVICES	\$109.39
27988	0	189283	11134	WHITFIELD	ELECTRICAL SERVICES AT F.S. #2	\$730.63
28067	0	189397	11134	WHITFIELD	REPAIRED POLE LIGHTS @ CHERRY VALLEY	\$647.90
27993	0	189284	11134	WHITFIELD	ELECTRICAL SERVICES AT COURT	\$176.45
27989	0	189282	11134	WHITFIELD	ELECTRICAL SERVICES AT F.S. #4	\$1,086.58
28085	0	189359	11134	WHITFIELD	REPAIR LIGHTING @ STARLANDING WATER TANK	\$224.76
27990	0	189281	11134	WHITFIELD	ELECTRICAL SERVICES AT P.D.	\$762.55
28079	0	189360	11134	WHITFIELD	REPAIRS @ COLLEGE RD WATER PLANT	\$336.99
28076	0	189395	11134	WHITFIELD	REPAIRED LIGHTING CONTACTOR @ SNOWDEN	\$188.75
PP1-2012	0	189610	976	WILLIAMS, TIM	FOOTBALL REF	\$160.00
304098	0	189085	834	WILLOUGHBY INC	DIESEL FOR FIRE STATIONS	\$6,187.83

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092112	0	189214	19332	WILSON COLIN	PER DIEM REIMBURSEMENT	\$418.82
PP1-2012	0	189611	973	WINDSOR JEFF	FOOTBALL REF	\$150.00
PP1-2012	0	189612	974	WINDSOR, JIM	FOOTBALL REF	\$150.00
PP2-2012	0	189596	19340	WINSTON TIMOTHY	SOCCER REF	\$57.00
35526	0	189413	349	WORLD CLASS ATHLETIC	WORLD CLASS PREMIUM WHITE RTU	\$1,927.00
091612	0	189572	11652	WRENN DALE	TOURNAMENT UMPIRE	\$341.00
091612	0	189573	2743	WRICE WILLIE	TOURNAMENT UMPIRE	\$249.00
PP2-2012	0	189597	13945	YEATMAN HUNTER	SOCCER REF	\$168.00
78928	0	189382	9476	ZEAGER HARDWOOD	50 YDS OF WOOD CARPET FOR PARK	\$1,221.55
78978	0	189706	9476	ZEAGER HARDWOOD	WOODCARPET FOR PARKS	\$2,159.05

**Total Invoices Paid on this Docket: \$1,249,123.73**

# City of Southaven Docket of Claims



## Warrant #: C-100212 & W-100212

City of Southaven Claims Docket  
Warrant #: C-100212 & W-100212

<u>Invoice #</u>	<u>Check#</u>	<u>Voucher #</u>	<u>Vendor #</u>	<u>Vendor Name</u>	<u>Invoice Description</u>	<u>Invoice Amnt</u>
22860	33639	189788	9574	BANK OF NEW ALBANY	BONDS SERIES 2005A AND 2005B PRIN AND INT	\$944,771.80
APP2	0	189781	16525	CIVIL CONCEPTS, INC.	AUTUMN WOODS PROJECT	\$250,839.24
2018	0	189762	18221	CIVIL-LINK, LLC	GOODMAN/TCHULAHOMA WATER EXT	\$2,626.55
2017	0	189763	18221	CIVIL-LINK, LLC	WELL & PLANT TESTING / MONITORING	\$8,154.33
2016	0	189761	18221	CIVIL-LINK, LLC	DCRUA METERING	\$4,578.13
2015	0	189765	18221	CIVIL-LINK, LLC	GENERAL UTILITY SERVICES	\$9,874.80
FY2013	0	189767	7561	COMMUNITY FOUNDATION	FY2013 CONTRIBUTION	\$5,000.00
628515	0	189775	402	CURRY JANITORIAL SER	CLEAN FBI OFFICES - OCT 2012	\$425.00
OCT2012	0	189768	7507	DESOTO COUNTY ECONOM	MONTHLY CONTRIBUTION	\$2,457.58
OCT2012	0	189770	1383	DESOTO COUNTY HISTOR	MONTHLY CONTRIBUTION	\$1,333.33
954	0	189776	4646	DESOTO COUNTY REGION	MTHLY PYMT - OCT 2012	\$26,070.00
OCT2012	0	189771	6682	DESOTO FAMILY THEATR	MONTHLY CONTRIBUTION	\$4,166.67
42	0	189780	10622	GREEN KING SPRAY SER	LAWN SERVICES - OCT 2012	\$24,500.00
090512	0	189779	13790	HANCOCK BANK	RE: G/O REFUNDING BONDS SERIES 2010	\$241,982.50
OCT2012	0	189772	12462	IMPACT MISSIONS	MONTHLY CONTRIBUTION	\$5,000.00
OCT2012	0	189773	14279	MAKE A WISH	MONTHLY CONTRIBUTION	\$833.33

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17748	0	189774	2087	MS MUNICIPAL LEAGUE	FY 2013 MEMBERSHIP	\$14,995.00
4377	0	189764	1206	MS MUNICIPAL WORKERS	WORKERS COMP COVERAGE FY 2013	\$537,053.00
38689	0	189760	5407	NORTH MS. TWO-WAY CO	EQUIPMENT FOR NEW TRUCK	\$771.85
22856	33635	189782	1149	PEOPLES BANK, THE	SOUTHAVEN G/O REF 2010 PRIN ACCT # 3189	\$360,000.00
22857	33636	189783	1149	PEOPLES BANK, THE	SOUTHAVEN G/O REF 2010 INT ACCT 3189	\$38,543.75
22858	33637	189784	1149	PEOPLES BANK, THE	SOUTHAVEN G/O REF 2011 PRIN ACCT# 3201	\$280,000.00
22859	33638	189786	1149	PEOPLES BANK, THE	SOUTHAVEN G/O REF 2011 INT ACCT# 3201	\$43,368.75
4312114	101850	189787	19345	SIEMENS PUBLIC, INC	SBT ENERGY SAVINGS EQUIPMENT RENTAL	\$23,916.80
OCT2012	0	189769	1161	SOUTHAVEN CHAMBER OF	MONTHLY CONTRIBUTION	\$11,708.33
1469165	0	189766	16514	SUN TRUST BANK	CONTRACT 4434007676002 (10/2012)	\$7,098.01
10229737	0	189777	5832	TOWER VENTURES III L	TOWER RENTAL	\$500.00
002	0	189778	19230	WASTE PRO	TRASH COLLECTION - AUG 2012	\$68,820.00

**Total Invoices Paid on this Docket: \$2,919,388.75**