

AGENDA
CITY OF GAUTIER, MISSISSIPPI
CITY HALL COUNCIL CHAMBERS
November 21, 2017 @ 6:30 PM

I. Call to Order

1. Prayer

2. Pledge of Allegiance

II. Agenda Order Approval

III. Announcements

1. Office closed Thursday, November 23rd and Friday, November 24th in observance of Thanksgiving Day.

2. Lights & Lagniappe on the Bayou December 2nd 11:00 A.M. - 6:00 P.M.

IV. Presentation Agenda- None

V. Business Agenda

1. Resolution requesting the legislature amend Miss. Code Ann. 37-57-104 to require school boards to provide all municipal governing authorities within each respective school district a certified copy of the order adopted by the school board requesting an ad valorem tax effort.

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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2. Consideration of a request for a fifteen (15) ft. Variance to Minimum Front Yard Setbacks for Accessory Structures at 3612 Norcrest.(GPC Case No.17-15-VAR)

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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3. **Consideration of a Conditional Use-Major Permit for a Used Car Sales Lot in a C-2, Community Commercial Zoning District. (GPC Case No. 17-16-CU)**

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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4. **Authorization to enter into a Long Term Partnership Agreement with Magnolia Studio LLC DBA PlayTheCoast to promote and bring awareness to visitors of the City of Gautier.**

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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5. **Authorization to accept a Design Phase Proposal for Shepard State Park Gray House renovations with Mississippi State University's Gulf Coast Community Design Studio in an amount not to exceed \$3,571.13.**

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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6. **Resolution declaring the intention to either issue combined utility system revenue bonds of the city, issue a combined utility system revenue bond of the city for sale to Mississippi Development Bank or enter into a loan with the Mississippi Development Bank.**

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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7. **Resolution declaring the intention to either issue General Obligation Bonds of the City, issue a general obligation bond of the City for sale to the Mississippi Development Bank or enter into a loan with the Mississippi Development Bank.**

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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8. **Engagement Resolution hiring Butler Snow, Government Consultants, and Bordis and Danos.**

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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9. **Approval of Docket of Claims.**

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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VI. **Consent Agenda (All items approved in one motion)**

1. Authorization to accept a donation of a American Aluminum K9 Kennel from Police Lieutenant/K9 Handler David Bever.
2. Approval of minutes from Regular Council Meeting held November 7, 2017.
3. Receive October 2017 Privilege License Report.
4. Approval and authorization to pay warranty deed, improvements, and damages totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.
5. Approval of two (2) new FEMA Flood Map Panels and the proposed revisions to the existing Flood Damage Prevention and Control Ordinance.
6. Receive September 2017 Finance Report.

VII. STUDY AGENDA

1. Discuss Citizen Comments
2. Discuss Council Comments
3. Discuss City Manager Comments
4. Discuss City Clerk Comments
5. Discuss City Attorney Comments

Adjourn until December 5, 2017 at 6:30 PM
www.gautier-ms.gov

**CITY OF GAUTIER, MISSISSIPPI
ANNOUNCEMENT AGENDA
November 21, 2017**

ITEM DESCRIPTION:

ANNOUNCEMENTS

1. Office closed Thursday, November 23rd and Friday, November 24th in observance of Thanksgiving Day.
2. Lights & Lagniappe on the Bayou December 2nd 11:00 A.M. - 6:00 P.M.

NOTES:

STATE OF MISSISSIPPI

Office of the Governor



PROCLAMATION

WHEREAS, pursuant to Miss. Code Ann. Section 3-3-7, Thanksgiving Day, Christmas Day and New Year's Day are declared legal holidays in the State of Mississippi; and

WHEREAS, Christmas Day of 2017 falls on a Monday; and

WHEREAS, during the Thanksgiving holiday and Christmas season, many state employees will spend time with their families in Mississippi and in other states:

NOW, THEREFORE, I, Phil Bryant, Governor of the State of Mississippi, pursuant to the authority vested in me under the Constitution of the State of Mississippi and applicable statutes of the State of Mississippi, do hereby authorize the closing of all offices of the State of Mississippi on Thursday, November 23, 2017, in observance of THANKSGIVING DAY; on Monday, December 25, 2017, in observance of CHRISTMAS DAY; and on Monday, January 1, 2018, in observance of NEW YEAR'S DAY.

IN ADDITION, I hereby authorize the executive officers of all state agencies, in their discretion after considering the interests of the people of the State of Mississippi and the staffing needs of their respective agencies, to close all offices of the State of Mississippi on Friday, November 24, 2017, in further observance of the THANKSGIVING holiday, and on Tuesday, December 26, 2017, in further observance of CHRISTMAS; and to staff their respective agencies as needed during the THANKSGIVING holiday and CHRISTMAS season.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE in the City of Jackson, on the 13th day of October in the year of our Lord, two thousand and seventeen, and of the Independence of the United States of America, the two hundred and forty-second.



**PHIL BRYANT
GOVERNOR**

BY THE GOVERNOR



**C. DELBERT HOSEMAN, JR.
SECRETARY OF STATE**

**The City of Gautier Presents
Lights & Lagniappe
on the Bayou**

**Saturday, December 2nd
11:00 a.m. - 6:00 p.m.**

Gautier City Hall

**Arts & Crafts Vendors. Great Food.
Santa. Music. Fun. Pet Parade
Annual Tree Lighting
&**

**Special Appearance by the
Elf on the Bayou!**

GAUTIER
MISSISSIPPI
Nature's Playground

**CITY OF GAUTIER
Business Agenda Item #1
Fact Sheet**

Council Meeting:
Title:

November 21, 2017
Resolution requesting the legislature amend Miss. Code Ann. 37-57-104 to require school boards to provide all municipal governing authorities within each respective school district a certified copy of the order adopted by the school board requesting an ad valorem tax effort.

Introduced by:
Contact Person/Telephone

Mayor Phil Torjusen

Summary Explanation: Resolution requesting the legislature amend Miss. Code Ann. 37-57-104 to require school boards to provide all municipal governing authorities within each respective school district a certified copy of the order adopted by the school board requesting an ad valorem tax effort.

EXHIBITS FOR REVIEW

Resolution	☒
Ordinance	☐
Contract/Agreement	☐
Minutes	☐
Plan Maps	☐
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
Anderson	☐	Colledge	☐						

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
Anderson	☐	Colledge	☐						

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

RESOLUTION NUMBER 000-2017

BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE CITY OF GAUTIER, MISSISSIPPI TO REQUEST THAT THE LEGISLATURE AMEND MISS. CODE ANN. § 37-57-104 TO REQUIRE SCHOOL BOARDS TO PROVIDE TO ALL MUNICIPAL GOVERNING AUTHORITIES WITHIN EACH RESPECTIVE SCHOOL DISTRICT A CERTIFIED COPY OF THE ORDER ADOPTED BY THE SCHOOL BOARD REQUESTING AN AD VALOREM TAX EFFORT.

WHEREAS, Miss. Code Ann. 37-57-104 requires municipal school boards to provide levying authorities with a certified copy of the order adopted by the school board requesting an ad valorem tax effort in dollars for the support of the school district for each fiscal year; and

WHEREAS, some school districts encompass more than one municipality; and

WHEREAS, currently, this legislation does not require school boards to provide such orders to municipal governing authorities within the school district that are not designated as the levying authority; and

WHEREAS, the City of Gautier governing authority wishes to receive a certified copy of these orders at the same time as the levying authority (City of Pascagoula); and

WHEREAS the City of Gautier requests the Legislature amend Miss. Code Ann. 37-57-104 to include such a requirement;

NOW THEREFORE IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GAUTIER, MISSISSIPPI, that the Legislature is urged to amend Miss. Code Ann. § 37-57-104 to require school boards to provide to all municipal governing authorities within each respective school district a certified copy of the order adopted by the school board requesting an ad valorem tax effort at the same time such orders are provided to the levying authority.

IT IS FURTHER RESOLVED that the City Clerk is directed to send a certified copy of this Resolution to the Speaker of the House, the Lieutenant Governor, and all members of the state Senate and House of Representatives who represent the City of Gautier.

The motion to approve the foregoing resolution was made by **BLANK**, seconded by **BLANK**, and the following vote was recorded:

AYES:

NAYS:

WHEREUPON, the Mayor and Members of the Council of the City of Gautier, Mississippi, declared the motion carried and the Resolution adopted this the **21st** day of **November**, 2017.

Phil Torjusen, MAYOR

ATTEST:

CITY CLERK

**CITY OF GAUTIER
Business Agenda Item #2
Fact Sheet**

Council Meeting:
Title:

November 21, 2017
Consideration of a request for Variance, allowing an increase in maximum front yard depth from 80 feet to 195 feet at 3612 Norcrest by Larry and Denise McGregor, PID# 82436060.000. (GPC Case #17-15-VAR)

Introduced by:
Contact Person/Telephone

Scott Ankerson 497-8000 ext. 312

Summary Explanation: Consideration of a request for a fifteen (15) ft. Variance to minimum front yard set-back requirements for an accessory structure in an R-1 Low Density Single Family Residential Zoning District at 3612 Norcrest by Larry and Denise McGregor, PID#82436205.000.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:

Torjusen ☐ **Martin** ☐ **George** ☐ **Jackson** ☐ **Vaughan** ☐ **Anderson** ☐ **Colledge** ☐

Second Made by:

Torjusen ☐ **Martin** ☐ **George** ☐ **Jackson** ☐ **Vaughan** ☐ **Anderson** ☐ **Colledge** ☐

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2017

WHEREAS the Gautier Planning Commission has recommended granting a fifteen (15) ft. variance to minimum front yard set-back requirements for an accessory structure at at PID# 82436205.000; and

WHEREAS special conditions and circumstances exist which are peculiar to this particular site (lot or parcel), structure or building involved and which are not applicable to other sites (lots or parcels) or structures or buildings in the same district;

WHEREAS literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of this Ordinance;

WHEREAS the special conditions and circumstances do not result from actions of the applicant; and

WHEREAS granting the Variance requested will not confer upon the applicant any special privilege that is denied by this Ordinance to other similar sites (lots or parcels) structures or buildings in the same district.

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the City Council hereby adopts the Gautier Planning Commission's recommendation to grant a fifteen (15) ft. variance to minimum front yard set-back requirements for an accessory structure in at PID# 82436205.000;

IT IS FURTHER ORDERED that said Variance is hereby approved;

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi,
at the meeting of November 21, 2017.

CITY OF GAUTIER MEMORANDUM

To: Paula Yancey, City Manager

From: Scott Ankerson, Planning Director

Date: November 21, 2017

Subject: 3612 Norcrest – Request for a fifteen (15) ft. Variance to Minimum Front Yard Setbacks for Accessory Structures. (GPC Case No. 17-15-VAR)

REQUEST:

The Planning Department has received a request from Larry and Denise McGregor for a fifteen (15) ft. Variance to minimum front yard set-back requirements for an accessory structure in an R-1 Low Density Single Family Residential Zoning District at 3612 Norcrest, PID #82436205.000. The application fee of \$175 was paid on September 19, 2017. All public notice requirements have been met.

BACKGROUND:

The request property is zoned R-1 Low Density Single Family Residential District. The property contains an existing single-family dwelling and an existing accessory structure that floods with extreme high tide or torrential rain causing damage to mechanical equipment, automobiles, and belongings. The owner would like to construct an accessory structure in his side yard that would cross the main structure front building line by 15feet. The proposed area for this accessory structure is the highest elevation portion of the lot and is a large enough area to place the proposed accessory structure without the need to request the removal of protected trees. Without the request variance being granted, to place the proposed accessory structure on this high portion of the lot would require the removal of a healthy, substantial Live Oak Tree.

DISCUSSION:

The property owner would like to maintain site line views of the bayou and build on the highest elevation portion of the lot for insurance of greater flood protection while preserving a protected Live Oak . A variance request has been submitted to reduce the minimum front set-back for accessory structures requirement to allow fifteen (15) feet of the proposed structure to cross the front main building line.

The proposed density will remain within the minimum requirements of the district and it appears that the minimum front yard setback of twenty-five (25) feet from the front property line to the front of the accessory structure will be maintained. (See Site Plan included in Exhibit 1-application).

DETERMINATION OF APPLICABLE LAW:

The Unified Development Ordinance (UDO) defines **Variances** as:

A Variance is a relaxation of the terms of the Unified Development Ordinance where such Variance will not be contrary to the public interest and where, owing to conditions peculiar to the property, a literal enforcement of the Ordinance would result in an unnecessary or undue hardship. As used in this Ordinance, a Variance is authorized only for height, area and size of structure, or size of yards, separation of uses, open spaces, off-street parking spaces and some subdivision of property. The establishment or expansion of a use not permitted shall not be allowed by Variance.

The UDO defines **Hardship** as:

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

The UDO defines **Setback** as:

SETBACK: (SEE YARD) The minimum horizontal distance between the lot or property line and the nearest front, side or rear line of the building as measured to the outside face at the enclosing wall or in structures lacking walls (as in the case of a carport) to the face of the supporting columns and beams. Setback does not include roof overhangs, except that they shall not encroach on more than fifty (50) percent of the required setback.

- A. **SETBACK, FRONT:** The yard area extending along the full width of a front lot line between side lot lines and from the front lot line to the front building line in depth.
- B. **SETBACK, REAR:** The yard area extending across the full width of the lot and lying between the rear lot line and the nearest line of the building. Rear-yard depth shall be measured at right angles to the rear line of the lot.
- C. **SETBACK, SIDE:** The yard area lying between the side line of the lot and the nearest line of the building and extending from the front yard to the rear yard, or in the absence of a front yard or a rear yard, to the front or rear lot lines. Side-yard width shall be measured at right angles to side lines of the lot.

UDO SECTION 4.18: Variance

In certain circumstances, a Variance from the dimensional requirements (i.e. height, setbacks, square footage) of this ordinance may be granted if the applicant can prove that because of physical constraints of the property involved, he is not able to build the same type of structure that other persons with the same zoning classification can build. Variances for uses

permitted will not be considered in as much as “use Variances” are not legal in the State of Mississippi.

Most Variances must be granted by the City Council; however, certain minor Variances may be granted by the Economic Development Director in accordance with *Section 4.18.3* below.

4.18.1 Who May Initiate

A request for a Variance may be initiated by the property owner or agent of the owner provided that said property has not been denied a previous request for a Variance for the same property or portion of property within the past twelve (12) months.

4.18.2 Application for Variance

Applications for a Variance (from dimensional requirements) may be filed on the appropriate application available from the Economic Development/Planning Department and shall include all requested information, attachments and submittals:

4.18.3 Administrative Variances

The following dimensional variances may be granted by the Economic Development Director at his/her discretion (Note: Within the COR, Corridor Overlay District, applicants shall be required to mitigate a requested dimensional variance in accordance with the Tier Land Use Provisions in Section 5.11):

- A. 30% of required off-street parking spaces and/or
- B. 30% of required setbacks from property lines

4.18.4 Criteria for Approval

The Variance application shall demonstrate the following:

- A. That special conditions and circumstances exist which are peculiar to this particular site (lot or parcel), structure or building involved and which are not applicable to other sites (lots or parcels) or structures or buildings in the same district;
- B. That literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of this Ordinance;
- C. That the special conditions and circumstances do not result from actions of the applicant; and
- D. That granting the Variance requested will not confer upon the applicant any special privilege that is denied by this Ordinance to other similar sites (lots or parcels) structures or buildings in the same district.

RECOMMENDATION:

Planning Commission recommends that Council approve the Conditional Use Major.

The City Council may:

1. Approve the Front Yard Set-back Variance request as presented;
2. Approve the Front Yard Set-back Variance request with changes; or
3. Deny the Front Yard Set-back Variance request.

ATTACHMENTS:

1. Applicant's Exhibit 1 – Application
2. City's Exhibit A – Location Map
3. City's Exhibit B – Existing Zoning Map
4. City's Exhibit C – Existing Land Use Map
5. City's Exhibit D – Future Land Use Map

Gautier Planning Commission

Regular Meeting Agenda

November 2, 2017

GPC #17-15-VAR

3612 Norcrest Variance Request

VII. NEW BUSINESS

1. 3612 NORCREST – REQUEST FOR A FIFTEEN FOOT (15') VARIANCE TO MINIMUM FRONT YARD SET-BACK REQUIREMENTS FOR AN ACCESSORY STRUCTURE IN A R-1 LOW DENSITY SINGLE FAMILY RESIDENTIAL ZONING DISTRICT (GPC CASE #17-15-VAR)

GAUTIER PUBLIC HEARING PROCESS (PLANNING COMMISSION)

Planning Commission Chairman to follow procedure below. All questions/comments to be directed to the Council and not to applicant, staff, or other attendees of the meeting.

1. Chairman announces the case.
2. Chairman makes statement, "This is a Public Hearing and all statements to be made need to be true and accurate for the record."
3. Staff gives brief overview of case.
4. Applicant presents their case.
5. Anyone to speak in support of the Request? Please state your name and address for the record.
6. Anyone to speak in opposition of the Request? Please state your name and address for the record.
7. Any final comments from the applicant?
8. Questions from Commission?
9. Chairman closes public hearing – "This closes the Public Hearing portion of this case" bang of gavel
10. Motion/Deliberation/Vote

CITY OF GAUTIER STAFF REPORT

To: Chairman and Members, Planning Commission

From: Scott Ankerson, Planning Director

Date: November 2, 2017

Subject: 3612 Norcrest – Request for a fifteen (15) ft. Variance to Minimum Front Yard Setbacks for Accessory Structures. (GPC Case No. 17-15-VAR)

REQUEST:

The Planning Department has received a request from Larry and Denise McGregor for a fifteen (15) ft. Variance to minimum front yard set-back requirements for an accessory structure in an R-1 Low Density Single Family Residential Zoning District at 3612 Norcrest, PID #82436205.000. The application fee of \$175 was paid on September 19, 2017. All public notice requirements have been met.

BACKGROUND:

The request property is zoned R-1 Low Density Single Family Residential District. The property contains an existing single-family dwelling and an existing accessory structure that floods with extreme high tide or torrential rain causing damage to mechanical equipment, automobiles, and belongings. The owner would like to construct an accessory structure in his side yard that would cross the main structure front building line by 15feet. The proposed area for this accessory structure is the highest elevation portion of the lot and is a large enough area to place the proposed accessory structure without the need to request the removal of protected trees. Without the request variance being granted, to place the proposed accessory structure on this high portion of the lot would require the removal of a healthy, substantial Live Oak Tree.

DISCUSSION:

The property owner would like to maintain site line views of the bayou and build on the highest elevation portion of the lot for insurance of greater flood protection while preserving a protected Live Oak . A variance request has been submitted to reduce the minimum front set-back for accessory structures requirement to allow fifteen (15) feet of the proposed structure to cross the front main building line.

The proposed density will remain within the minimum requirements of the district and it appears that the minimum front yard setback of twenty-five (25) feet from the front property line to the front of the accessory structure will be maintained. (See Site Plan included in Exhibit 1-application).

DETERMINATION OF APPLICABLE LAW:

The Unified Development Ordinance (UDO) defines **Variances** as:

A Variance is a relaxation of the terms of the Unified Development Ordinance where such Variance will not be contrary to the public interest and where, owing to conditions peculiar to the property, a literal enforcement of the Ordinance would result in an unnecessary or undue hardship. As used in this Ordinance, a Variance is authorized only for height, area and size of structure, or size of yards, separation of uses, open spaces, off-street parking spaces and some subdivision of property. The establishment or expansion of a use not permitted shall not be allowed by Variance.

The UDO defines **Hardship** as:

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

The UDO defines **Setback** as:

SETBACK: (SEE YARD) The minimum horizontal distance between the lot or property line and the nearest front, side or rear line of the building as measured to the outside face at the enclosing wall or in structures lacking walls (as in the case of a carport) to the face of the supporting columns and beams. Setback does not include roof overhangs, except that they shall not encroach on more than fifty (50) percent of the required setback.

- A. **SETBACK, FRONT:** The yard area extending along the full width of a front lot line between side lot lines and from the front lot line to the front building line in depth.
- B. **SETBACK, REAR:** The yard area extending across the full width of the lot and lying between the rear lot line and the nearest line of the building. Rear-yard depth shall be measured at right angles to the rear line of the lot.
- C. **SETBACK, SIDE:** The yard area lying between the side line of the lot and the nearest line of the building and extending from the front yard to the rear yard, or in the absence of a front yard or a rear yard, to the front or rear lot lines. Side-yard width shall be measured at right angles to side lines of the lot.

UDO SECTION 4.18: Variance

In certain circumstances, a Variance from the dimensional requirements (i.e. height, setbacks, square footage) of this ordinance may be granted if the applicant can prove that because of

physical constraints of the property involved, he is not able to build the same type of structure that other persons with the same zoning classification can build. Variances for uses permitted will not be considered in as much as “use Variances” are not legal in the State of Mississippi.

Most Variances must be granted by the City Council; however, certain minor Variances may be granted by the Economic Development Director in accordance with *Section 4.18.3* below.

4.18.1 Who May Initiate

A request for a Variance may be initiated by the property owner or agent of the owner provided that said property has not been denied a previous request for a Variance for the same property or portion of property within the past twelve (12) months.

4.18.2 Application for Variance

Applications for a Variance (from dimensional requirements) may be filed on the appropriate application available from the Economic Development/Planning Department and shall include all requested information, attachments and submittals:

4.18.3 Administrative Variances

The following dimensional variances may be granted by the Economic Development Director at his/her discretion (Note: Within the COR, Corridor Overlay District, applicants shall be required to mitigate a requested dimensional variance in accordance with the Tier Land Use Provisions in Section 5.11):

- A. 30% of required off-street parking spaces and/or
- B. 30% of required setbacks from property lines

4.18.4 Criteria for Approval

The Variance application shall demonstrate the following:

- A. That special conditions and circumstances exist which are peculiar to this particular site (lot or parcel), structure or building involved and which are not applicable to other sites (lots or parcels) or structures or buildings in the same district;
- B. That literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of this Ordinance;
- C. That the special conditions and circumstances do not result from actions of the applicant; and
- D. That granting the Variance requested will not confer upon the applicant any special privilege that is denied by this Ordinance to other similar sites (lots or parcels) structures or buildings in the same district.

RECOMMENDATION & CONCLUSION:

The Staff has no objection to the Variance requested, but the Planning Commission must record a Finding of Fact regarding the “Criteria for Approval” from the UDO as listed above.

The Planning Commission may:

1. Recommend that City Council approve the Side Set-back Variance request as presented;
2. Recommend that City Council approve the Side Set-back Variance request with changes;
or
3. Recommend that City Council deny the Side Set-back Variance request.

ATTACHMENTS:

1. Applicant’s Exhibit 1 – Application
2. City’s Exhibit A – Location Map
3. City’s Exhibit B – Existing Zoning Map
4. City’s Exhibit C – Existing Land Use Map
5. City’s Exhibit D – Future Land Use Map

GAUTIER, MISSISSIPPI
ECONOMIC DEVELOPMENT/PLANNING DEPARTMENT
PUBLIC HEARING APPLICATION

Public Hearing Number

17-15-VAR

TO BE HEARD BY GAUTIER PLANNING COMMISSION:		FEE:
Zoning Change	_____	\$300.00
Zoning Change (Comp.)	_____	\$300.00
Major Development	_____	\$100.00
Variance	<u>X</u>	\$175.00
Appeal to Staff Decision	_____	\$100.00

TO BE HEARD BY ECONOMIC DEVELOPMENT/PLANNING DIRECTOR ON STAFF		FEE:
REVIEW:		
Administrative Waiver	_____	\$100.00

Name of Applicant: LARRY + DENISE Mc GREGOR

Name of Business: _____ Phone: (228) 327-2590

Property Address: 3612 NORCEST Mailing Address (if Different): _____

E-Mail Address: mcgregor3612@yahoo.com

Reason for request, location and intended use of Property: to put storage shed Building/shop
IN SIDE YARD

ATTACHMENTS REQUIRED AS APPLICABLE:

- ☒ 1. Diagram of intended use, showing dimensions and distances of property, building with setbacks, parking spaces, entrances and exits.
- ☒ 2. A detailed project narrative.
- _____ 3. Copy of protective covenants or deed restrictions, if any.
- _____ 4. Copies of approvals, or requests for approval, from other agencies, such as, but not limited to, the Mississippi State Department of Health, U.S. Army Corp of Engineers, Mississippi Department of Environmental Quality and Department of Marine Resources.
- _____ 5. Any other information requested by the Economic Development/Planning Director and/or members of the Technical Review Committee.

Signature of Applicant: Larry McGregor & Denise McGregor Date of Application: 9-11-17

FOR OFFICE USE ONLY	
Date Received	<u>9/19/17</u> Verify as Complete _____
Fee Amount Received	<u>175</u> Initials of Employee Receiving Application _____

CH546
83

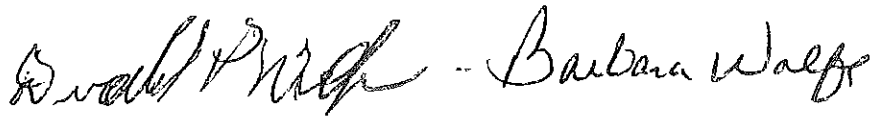
July 25, 2017

To Whom it may concern:

We do not object to Larry McGregor building a shed on the south side of his house. We have seen the location for the proposed shed and we do not have any problems with it.

Sincerely,

Donald and Barbara Wolfe

A handwritten signature in cursive script, appearing to read "Donald Wolfe - Barbara Wolfe".

3620 Norcrest

Gautier MS

LARRY + JENNA McLENDIN

3612 MONCREST ST

3001

Rear Lot 21,000 SF
20% = 4,200 SF

1012



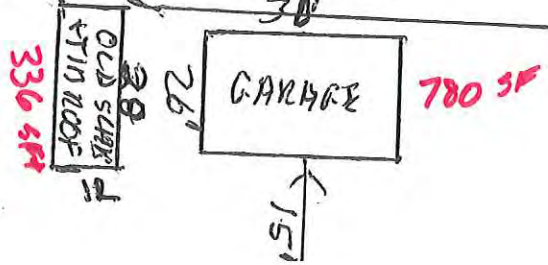
AE II
Good zone



32,335 SF
House = 32,335 SF
1919.5
59 FT
Allowance

existing accessory structures = 1,236
Proposed = 625
1,861

DRIVE WITH BOAT LUNCH



384022

only allowed: 380.5 SF

too much

entire Lot 415,000 SF
20% = 9,000 SF

existing accessory structures 5,094
and proposed

The reason for the proposed building is the garage on the north side of the house floods with an extreme high tide and/or torrential rain. We need some place to store our belongings that will stay dry. This is the only high and large enough area on our property we can build it. The proposed building will extend 15 feet in from the front of the house. It cannot be further back because of an old, large live oak tree.

Larry and Denise McGregor

Exhibit A Location Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department



Exhibit B Existing Zoning Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department

Legend

<all other values>

ZONECODE

- AG
- C-1
- C-2
- C-3
- I-2
- MURC-1
- MURC-2
- MURC-MW
- PL
- PUD
- R-1
- R-2
- R-3
- RE
- TC

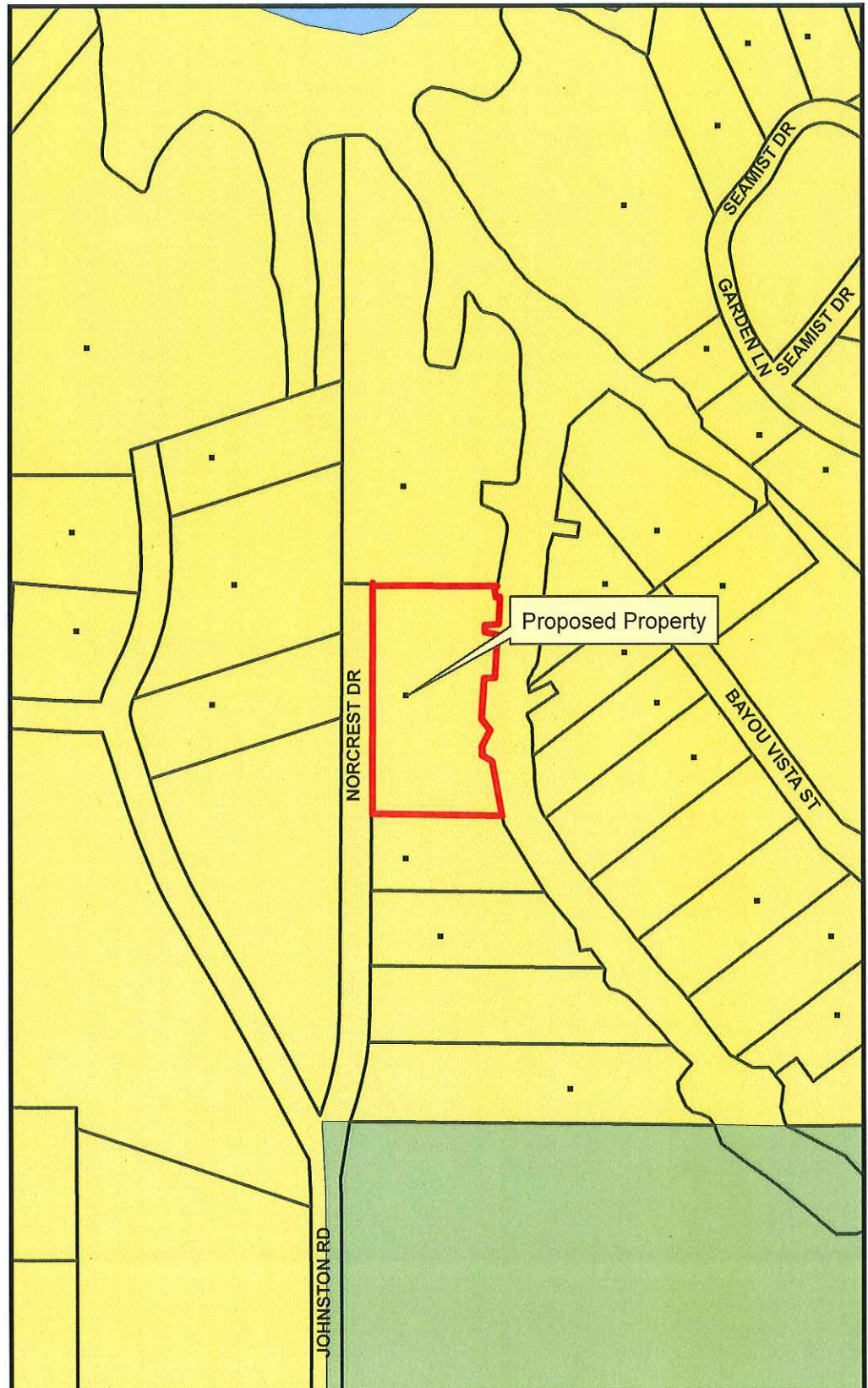


Exhibit D Future Land Use Map

City Of Gautier
Planning Department



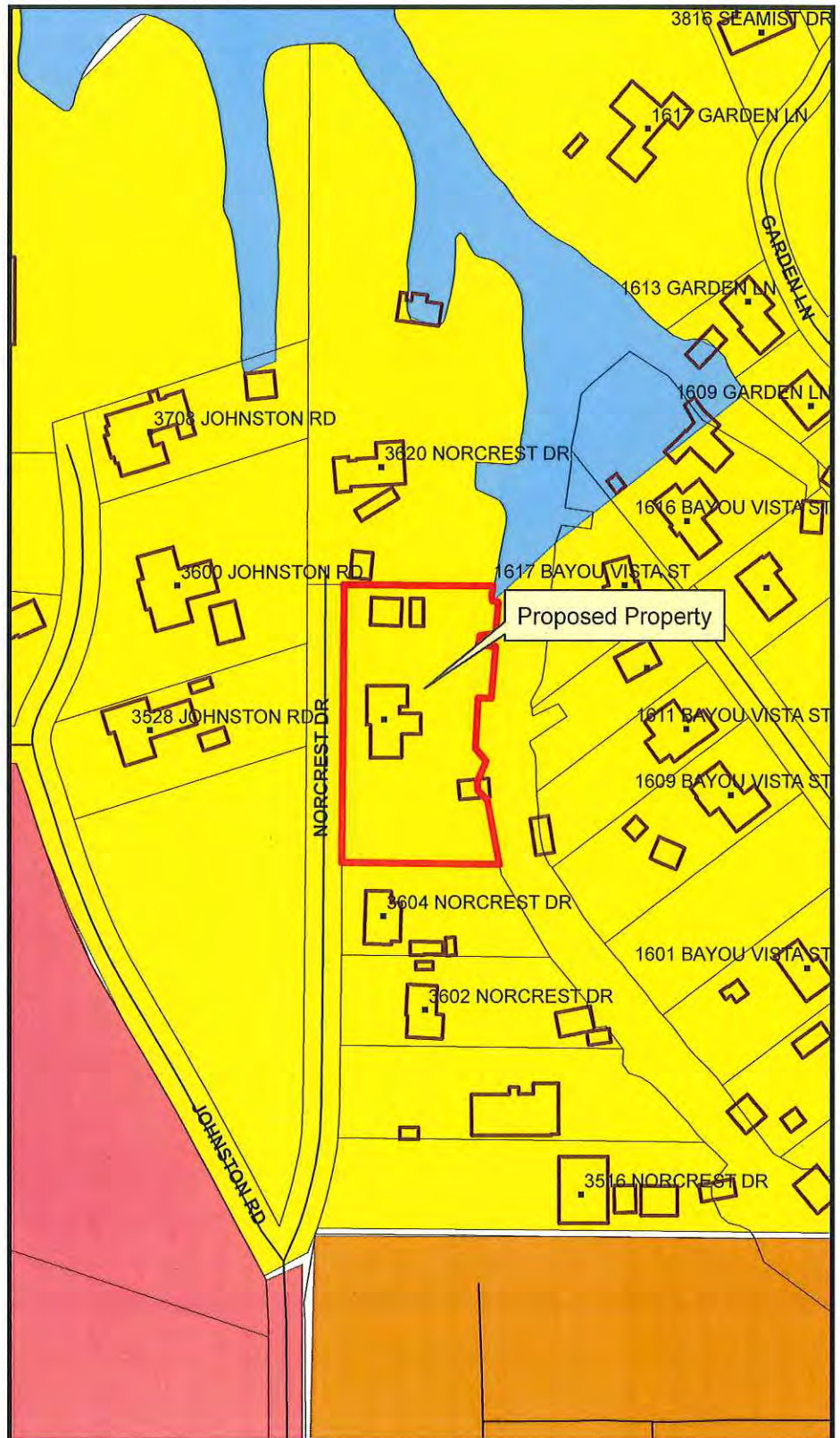
Prepared by the
City of Gautier
Planning Department

Legend

FUTURE LAND USE

FLU_Class

-  Civic
-  high impact commercial
-  Conservation
-  High Density Residential
-  Industrial
-  Low Density Residential
-  Medium Density Residential
-  Mobile Home Residential
-  low impact Commercial
-  Recreational
-  recreational commercial
-  Regional Scale Commercial
-  mixed use residential
-  Town Center
-  Very Low Density Residential



Excerpt from November 2, 2017 Gautier Planning Commission Meeting:

Request: 3612 Norcrest – Request for a Fifteen Foot (15') Variance to minimum front yard set-back requirements for an accessory structure in a R-1 Low Density Single Family Residential Zoning District (GPC Case#17-15-VAR).

Scott Ankerson, Planning Director/Building Official, gave a brief overview of the case: The Planning Department has received a request from Larry and Denise McGregor for a fifteen (15) ft. Variance to minimum front yard set-back requirements for an accessory structure in an R-1 Low Density Single Family Residential Zoning District at 3612 Norcrest, PID #82436205.000. The application fee of \$175 was paid on September 19, 2017. All public notice requirements have been met.

The request property is zoned R-1 Low Density Single Family Residential District. The property contains an existing single-family dwelling and an existing accessory structure that floods with extreme high tide or torrential rain causing damage to mechanical equipment, automobiles, and belongings. The owner would like to construct an accessory structure in his side yard that would cross the main structure front building line by 15feet. The proposed area for this accessory structure is the highest elevation portion of the lot and is a large enough area to place the proposed accessory structure without the need to request the removal of protected trees. Without the request variance being granted, to place the proposed accessory structure on this high portion of the lot would require the removal of a healthy, substantial Live Oak Tree.

The property owner would like to maintain site line views of the bayou and build on the highest elevation portion of the lot for insurance of greater flood protection while preserving a protected Live Oak . A variance request has been submitted to reduce the minimum front set-back for accessory structures requirement to allow fifteen (15) feet of the proposed structure to cross the front main building line.

The proposed density will remain within the minimum requirements of the district and it appears that the minimum front yard setback of twenty-five (25) feet from the front property line to the front of the accessory structure will be maintained. (See Site Plan included in Exhibit 1-application).

The Unified Development Ordinance (UDO) defines **Variances** as:

A Variance is a relaxation of the terms of the Unified Development Ordinance where such Variance will not be contrary to the public interest and where, owing to conditions peculiar to the property, a literal enforcement of the Ordinance would result in an unnecessary or undue hardship. As used in this Ordinance, a Variance is authorized only for height, area and size of structure, or size of yards, separation of uses, open spaces, off-street parking spaces and some subdivision of property. The establishment or expansion of a use not permitted shall not be allowed by Variance.

The UDO defines **Hardship** as:

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

The UDO defines **Setback** as:

SETBACK: (SEE YARD) The minimum horizontal distance between the lot or property line and the nearest front, side or rear line of the building as measured to the outside face at the enclosing wall or in structures lacking walls (as in the case of a carport) to the face of the supporting columns and beams. Setback does not include roof overhangs, except that they shall not encroach on more than fifty (50) percent of the required setback.

A. SETBACK, FRONT: The yard area extending along the full width of a front lot line between side lot lines and from the front lot line to the front building line in depth.

B. SETBACK, REAR: The yard area extending across the full width of the lot and lying between the rear lot line and the nearest line of the building. Rear-yard depth shall be measured at right angles to the rear line of the lot.

C. SETBACK, SIDE: The yard area lying between the side line of the lot and the nearest line of the building and extending from the front yard to the rear yard, or in the absence of a front yard or a rear yard, to the front or rear lot lines. Side-yard width shall be measured at right angles to side lines of the lot.

UDO SECTION 4.18: Variance

In certain circumstances, a Variance from the dimensional requirements (i.e. height, setbacks, square footage) of this ordinance may be granted if the applicant can prove that because of physical constraints of the property involved, he is not able to build the same type of structure that other persons with the same zoning classification can build.

Variances for uses permitted will not be considered in as much as “use Variances” are not legal in the State of Mississippi. Most Variances must be granted by the City Council; however, certain minor Variances may be granted by the Economic Development Director in accordance with *Section 4.18.3* below.

4.18.1 Who May Initiate

A request for a Variance may be initiated by the property owner or agent of the owner provided that said property has not been denied a previous request for a Variance for the same property or portion of property within the past twelve (12) months.

4.18.2 Application for Variance

Applications for a Variance (from dimensional requirements) may be filed on the appropriate application available from the Economic Development/Planning Department and shall include all requested information, attachments and submittals:

4.18.3 Administrative Variances

The following dimensional variances may be granted by the Economic Development Director at his/her discretion (Note: Within the COR, Corridor Overlay District, applicants shall be required to mitigate a requested dimensional variance in accordance with the Tier Land Use Provisions in Section 5.11):

- A. 30% of required off-street parking spaces and/or
- B. 30% of required setbacks from property lines

4.18.4 Criteria for Approval

The Variance application shall demonstrate the following:

- A. That special conditions and circumstances exist which are peculiar to this particular site (lot or parcel), structure or building involved and which are not applicable to other sites (lots or parcels) or structures or buildings in the same district;
- B. That literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of this Ordinance;
- C. That the special conditions and circumstances do not result from actions of the applicant; and
- D. That granting the Variance requested will not confer upon the applicant any special privilege that is denied by this Ordinance to other similar sites (lots or parcels) structures or buildings in the same district.

After a brief discussion, the following motion was made:

Commissioner Green made the motion to recommend that City Council approve the Front Set-Back Variance request as presented. **Commissioner Jamison** seconded the motion and the following vote was recorded:

AYES: **Larry Dailey**
 Jimmy Green
 Paul Gainer
 Kay C. Jamison
 James Lee
 John Hunter

NAYS: **None**

ABSENT: **Christopher Scruggs**

Motion passed.

**CITY OF GAUTIER
Business Agenda Item #3
Fact Sheet**

Council Meeting:
Title:

November 21, 2017
**Consideration of a Conditional Use-Major Permit
for a Used Car Sales Lot in a C-2, Community
Commercial Zoning District by James Eric Minor
(GPC Case No. 17-16-CU)**

Introduced by:
Contact Person/Telephone

Scott Ankerson 497-8000 ext. 312

Summary Explanation: Consideration of a request from James Eric Minor for a Conditional Use-Major Permit that would allow a Used Car Sales Lot in a C-2, Community Commercial Zone at 1517 Old Spanish Trail, PID#82436580.020, (GPC Case No. 17-16-CU). This application fee of \$250 was paid on September 19, 2017. All public notice requirements have been met.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract/Agreement	☐
Minutes	☐
Plan Maps	☒
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
								Anderson	☐
									Colledge
									☐

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
								Anderson	☐
									Colledge
									☐

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2017

**CITY OF GAUTIER CONDITIONAL USE-MAJOR PERMIT
GPC CASE NO. 17-16-CU USED CAR SALES
REGARDING PARCEL ID NO: 82436580.020**

The City of Gautier City Council, at its regular meeting held on November 2, 2017, considered the application for a Conditional Use-Major Permit used car sales as submitted by Eric James Minor, representative for Gautier Auto Sales. The parcel subject to this Permit is located at 1517 Old Spanish Trail, Gautier, Mississippi, 39553. After due public notice, the City Council, having considered the favorable recommendation by the Planning Commission, application, the report of the City Staff and all other relevant testimony, exhibits and other evidence, pursuant to applicable provisions of the City's Unified Development Ordinance, hereby approves the Conditional Use-Major Permit as follows:

1. This proposed Conditional Use-Major is consistent with the goals, objectives and policies of the City's Comprehensive Plan.
2. This proposed Conditional Use-Major is consistent with the character of the immediate vicinity of the proposed use.
3. The proposed use, classified as a used car sales, is permitted as a Conditional Use-Major in the C-2 district.
4. Therefore, the City Council accepts the recommendation of the Planning Commission and approves the application submitted on September 5, 2017 for a Conditional Use-Major Permit.
5. The City Clerk shall have this permit recorded in the public records of Jackson County and provide the applicant a copy of the permit with the recording information affixed.
6. The Gautier Planning Commission recommended approval of this Conditional Use-Major Permit on November 2, 2017.
7. The City Council adopted this Conditional Use-Major Permit on a recorded vote of _____ ayes to _____ nays to approve the application of Gautier Auto Sales, located at 1517 Old Spanish Trail, in Gautier, Mississippi, and identified as Jackson County Parcel No. 82436580.020.

Motion made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

November 21, 2017
Date of Issuance

Attest:

Phil Torjusen, Mayor
City of Gautier, Mississippi
3330 Highway 90
Gautier, MS 39553

Cindy Russell
City Clerk

**CITY OF GAUTIER
CONDITIONAL USE-MAJOR PERMIT
GPC CASE NO. 17-16-CU**

USED CAR SALES

REGARDING PARCEL ID NO: 82436580.020

The City of Gautier City Council, at its regular meeting held on November 2, 2017, considered the application for a Conditional Use-Major Permit used car sales as submitted by Eric James Minor, representative for Gautier Auto Sales. The parcel subject to this Permit is located at 1517 Old Spanish Trail, Gautier, Mississippi, 39553. After due public notice, the City Council, having considered the favorable recommendation by the Planning Commission, application, the report of the City Staff and all other relevant testimony, exhibits and other evidence, pursuant to applicable provisions of the City's Unified Development Ordinance, hereby approves the Conditional Use-Major Permit as follows:

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7. The City Council adopted this Conditional Use-Major Permit on a recorded vote of _____ ayes to _____ nays to approve the application of Gautier Auto Sales, located at 1517 Old Spanish Trail, in Gautier, Mississippi, and identified as Jackson County Parcel No. 82436580.020.

November 21, 2017
Date of Issuance

Phil Torjusen, Mayor

Attest:

City of Gautier, Mississippi
3330 Highway 90
Gautier, MS 39553

Cindy Russell
City Clerk

CITY OF GAUTIER MEMORANDUM

To: Paula Yancey, City Manager

From: Scott Ankerson, Planning Director

Date: November 21, 2017

Subject: Conditional Use-Major Permit for a Used Car Sales Lot in a C-2, Community Commercial Zoning District. (GPC Case No. 17-16-CU)

REQUEST:

Planning Department has received a request from James Eric Minor for a Conditional Use-Major Permit that would allow a Used Car Sales Lot in a C-2, Community Commercial Zone at 1517 Old Spanish Trail, PID #82436580.020. The application fee of \$250 was paid on September 19, 2017. All public notice requirements have been met.

BACKGROUND:

The request property is zoned C-2, Community Commercial.

1. Location: 1517 Old Spanish Trail (See Exhibit A)
2. General features of the proposed project:
 - Total Building Area: App. 1050 Square Feet
 - Site Size: App. 0.33 Acres
3. Existing Zoning - C-2, Community Commercial (See Exhibit B)
4. Existing Land Use – Vacant Commercial Retail (See Exhibit C)
5. Comprehensive Plan Future Land Use Designation - Low Density Residential. (See Exhibit D)

DISCUSSION:

The following addresses the review criteria for a Major Conditional Use outlined in Section 4.17.5 of the UDO.

- A. The proposed use is compatible with the character of development in the vicinity relative to density, bulk and intensity of structures, parking, and other uses.

Staff Finding: The proposed use is Used Car Sales which will be compatible with the properties in the vicinity.

- B. Any possible detrimental effects might occur as a result of the Conditional Use to the continued use, value, or development of properties in the vicinity.

Staff Finding: There is no evidence to indicate the proposed use will negatively affect the property values, or cause a detriment to the surrounding properties.

- C. Whether or not the proposed use will adversely affect vehicular or pedestrian traffic in the vicinity.

Staff Finding: There is no evidence that the proposed Used Car Sales Lot use will have any adverse effect on vehicular or pedestrian traffic.

- D. If the proposed use can be accommodated by existing or proposed public services and facilities including, but not limited to, water, sanitary sewer, streets, drainage, police and fire protection, and schools.

Staff Finding: The proposed use can be accommodated by existing public services and facilities.

- E. If the proposed use is in harmony with the Comprehensive Plan.

Staff Response: No, the Comprehensive plan's Future Land Use Designation proposes Low Density Residential for this lot.

- F. If the proposed use listed in the list of possible Conditional Uses in the particular Zoning District.

Staff Finding: Yes, a Used Car Sales Lot is listed as a Conditional Use-Major in a C-2 district.

- G. Whether the proposed use will not be hazardous, detrimental, or disturbing, to present surrounding land uses due to noises, glare, smoke, dust, odor, fumes, water pollution, vibration, electrical interference, or other nuisances.

Staff Finding: There is no evidence that the proposed use poses a hazardous, detrimental or disturbing affect to present surrounding uses.

- H. Whether the use conforms to all district regulations for the applicable district in which it is located, unless other provisions are specifically set forth in the application.

Staff Finding: The proposed use will conform to district regulations. This will be ensured by the Planning Department upon review of final submittals before permits are issued.

UDO Article II: Definitions

USED CAR SALES: A retail business which stocks and sells used cars, light passenger trucks, cargo vans and SUVs to the public. Such businesses may offer financing assistance to customers; however no major repair may be conducted on-site.

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines conditional uses as specific uses which are enumerated in each zoning district and which because of their nature are not allowed by right but may be allowed after the required review process. The City may specify certain conditions as necessary to make the use compatible with other uses in the same district. Conditional uses are issued for uses of land and uses designated “Conditional Uses-Major” are transferable from one (1) owner of land to another.

The UDO further defines Conditional Uses-Major as uses that are not allowed by right but require a recommendation by the Planning Commission and the approval of the City Council. Additionally, if the conditional use is transferred to a new owner, the new owner must submit a letter to the Economic Development Director agreeing to the current terms and conditions before a business license may be issued.

2. Conditional Uses-Major requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).

RECOMMENDATION:

Planning Commission recommends that City Council approve the Conditional Use Permit based on Staff’s recommendation and there being no opposition.

The City Council may:

1. Approve the Conditional Use-Major Permit; or
2. Approve the Conditional Use-Major Permit with conditions; or

3. Deny the Conditional Use-Major Permit.

ATTACHMENTS:

1. Draft Conditional Use-Major Permit
2. GPC Minute Excerpt
3. GPC Staff Report with Back Up

Gautier Planning Commission

Regular Meeting Agenda

November 2, 2017

GPC #17-16-CU

James Eric Minor/Gautier Auto Sales

1517 Old Spanish Trail Conditional Use Major

VII. NEW BUSINESS

1. ERIC JAMES MINOR/GAUTIER AUTO SALES – 1517 OLD SPANISH TRAIL – REQUEST FOR A CONDITIONAL USE – MAJOR THAT WOULD ALLOW A USED CAR SALES LOT IN A C-2, COMMUNITY COMMERCIAL ZONING DISTRICT. (GPC CASE #17-16-CU)

GAUTIER PUBLIC HEARING PROCESS (PLANNING COMMISSION)

Planning Commission Chairman to follow procedure below. All questions/comments to be directed to the Council and not to applicant, staff, or other attendees of the meeting.

1. Chairman announces the case.
2. Chairman makes statement, "This is a Public Hearing and all statements to be made need to be true and accurate for the record."
3. Staff gives brief overview of case.
4. Applicant presents their case.
5. Anyone to speak in support of the Request? Please state your name and address for the record.
6. Anyone to speak in opposition of the Request? Please state your name and address for the record.
7. Any final comments from the applicant?
8. Questions from Commission?
9. Chairman closes public hearing – "This closes the Public Hearing portion of this case" bang of gavel
10. Motion/Deliberation/Vote

CITY OF GAUTIER STAFF REPORT

To: Chairman and Members, Planning Commission
From: Scott Ankerson, Planning Director
Date: November 2, 2017
Subject: Conditional Use-Major Permit for a Used Car Sales Lot in a C-2, Community Commercial Zoning District. (GPC Case No. 17-16-CU)

REQUEST:

Planning Department has received a request from James Eric Minor for a Conditional Use-Major Permit that would allow a Used Car Sales Lot in a C-2, Community Commercial Zone at 1517 Old Spanish Trail, PID #82436580.020. The application fee of \$250 was paid on September 19, 2017. All public notice requirements have been met.

BACKGROUND:

The request property is zoned C-2, Community Commercial.

1. Location: 1517 Old Spanish Trail (See Exhibit A)
2. General features of the proposed project:
 - Total Building Area: App. 1050 Square Feet
 - Site Size: App. 0.33 Acres
3. Existing Zoning - C-2, Community Commercial (See Exhibit B)
4. Existing Land Use – Vacant Commercial Retail (See Exhibit C)
5. Comprehensive Plan Future Land Use Designation - Low Density Residential. (See Exhibit D)

DISCUSSION:

The following addresses the review criteria for a Major Conditional Use outlined in Section 4.17.5 of the UDO.

- A. The proposed use is compatible with the character of development in the vicinity relative to density, bulk and intensity of structures, parking, and other uses.

Staff Finding: The proposed use is Used Car Sales which will be compatible with the properties in the vicinity.

- B. Any possible detrimental effects might occur as a result of the Conditional Use to the continued use, value, or development of properties in the vicinity.

Staff Finding: There is no evidence to indicate the proposed use will negatively affect the property values, or cause a detriment to the surrounding properties.

- C. Whether or not the proposed use will adversely affect vehicular or pedestrian traffic in the vicinity.

Staff Finding: There is no evidence that the proposed Used Car Sales Lot use will have any adverse affect on vehicular or pedestrian traffic.

- D. If the proposed use can be accommodated by existing or proposed public services and facilities including, but not limited to, water, sanitary sewer, streets, drainage, police and fire protection, and schools.

Staff Finding: The proposed use can be accommodated by existing public services and facilities.

- E. If the proposed use is in harmony with the Comprehensive Plan.

Staff Response: No, the Comprehensive plan's Future Land Use Designation proposes Low Density Residential for this lot.

- F. If the proposed use listed in the list of possible Conditional Uses in the particular Zoning District.

Staff Finding: Yes, a Used Car Sales Lot is listed as a Conditional Use-Major in a C-2 district.

- G. Whether the proposed use will not be hazardous, detrimental, or disturbing, to present surrounding land uses due to noises, glare, smoke, dust, odor, fumes, water pollution, vibration, electrical interference, or other nuisances.

Staff Finding: There is no evidence that the proposed use poses a hazardous, detrimental or disturbing affect to present surrounding uses.

- H. Whether the use conforms to all district regulations for the applicable district in which it is located, unless other provisions are specifically set forth in the application.

Staff Finding: The proposed use will conform to district regulations. This will be ensured by the Planning Department upon review of final submittals before permits are issued.

UDO Article II: Definitions

USED CAR SALES: A retail business which stocks and sells used cars, light passenger trucks, cargo vans and SUVs to the public. Such businesses may offer financing assistance to customers; however no major repair may be conducted on-site.

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines conditional uses as specific uses which are enumerated in each zoning district and which because of their nature are not allowed by right but may be allowed after the required review process. The City may specify certain conditions as necessary to make the use compatible with other uses in the same district. Conditional uses are issued for uses of land and uses designated “Conditional Uses-Major” are transferable from one (1) owner of land to another.

The UDO further defines Conditional Uses-Major as uses that are not allowed by right but require a recommendation by the Planning Commission and the approval of the City Council. Additionally, if the conditional use is transferred to a new owner, the new owner must submit a letter to the Planning Director agreeing to the current terms and conditions before a business license may be issued.

2. Conditional Uses-Major requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).

RECOMMENDATION & CONCLUSION:

Staff finds that the proposed use will be compatible and harmonious with the C-2 District and recommends approval with no specific proposed conditions outside of the UDO regulations and all applicable adopted codes.

The Planning Commission may:

1. Recommend that City Council approve the Conditional Use-Major
2. Recommend that City Council approve the Conditional Use-Major with Conditions; or
3. Recommend that City Council deny the Conditional Use-Major.

ATTACHMENTS:

1. Applicant's Exhibit 1 – Application
2. City's Exhibit A – Location Map
3. City's Exhibit B – Existing Zoning Map
4. City's Exhibit C – Existing Land Use Map
5. City's Exhibit D – Future Land Use Map

11-2-17

GAUTIER, MISSISSIPPI
ECONOMIC DEVELOPMENT/PLANNING DEPARTMENT
CONDITIONAL USE APPLICATION

Public Hearing Number

17-16-CU

<u>TO BE HEARD BY GAUTIER PLANNING COMMISSION:</u>		<u>FEE:</u>
Conditional Use - Major	_____	\$250.00
<u>TO BE HEARD BY ECONOMIC DEVELOPMENT/PLANNING DIRECTOR:</u>		<u>FEE:</u>
Conditional Use - Minor	_____	\$250.00

Name of Applicant: James Eric MinorName of Business: Gautier Auto Sales Phone: 228-990-9123Property Address: 1517 Old Spanish Trails Mailing Address (if Different): _____E-Mail Address: EMinor@yahoo.comProposed Use Requiring Conditional Use: Auto Sales (Refer to Article V, UDO)Proposed Location is: ☐ New Build ☒ Existing (with no modifications) ☐ Existing (with proposed modifications)

ATTACHMENTS REQUIRED AS APPLICABLE:

- ☒ 1. Answers to the Criteria for Approval (see attached).
- ☒ 2. Project Narrative (see attached).
- ☒ 4. Diagram of intended use (see attached).
- ☒ 4. Copy of protective covenants or deed restrictions, if any.
5. Copies of approvals, or requests for approval, from other agencies, such as, but not limited to, the Mississippi State Department of Health, U.S. Army Corp of Engineers, Mississippi Department of Environmental Quality and Department of Marine Resources.
- ☒ 6. Any other information requested by the Economic Development/Planning Director and/or members of the Technical Review Committee.
- ☒ 7. Owner's Consent form, if anyone other than 100% sole owner makes application (see attached).

Signature of Applicant(s): [Signature] Date of Application: 9-5-17

FOR OFFICE USE ONLY	
Date Received <u>9-19-17</u>	Verify as Complete <u>[Signature]</u>
Fee Amount Received <u>250</u>	Initials of Employee Receiving Application <u>(KM)</u>

I, James Eric Minor, the fee simple owner(s) of the following described property:

Address: 1517 Old Spanish Trail
Gautier, ms 39553

Parcel ID No.:

hereby petition to the City of Gautier to *Grant a Conditional Use Major or Minor of* 1517 Old Spanish Trail (state proposed use from Article V of the Unified Development Ordinance) at the above reference property and affirm that James Eric Minor (name of agent) is hereby designated to act as agent on my behalf to accomplish the above.

I certify that I have examined the application and that all statements and diagrams submitted are true and accurate to the best of my knowledge. Further, I understand this application; attachments and fees become part of the official records of the City of Gautier, MS, and are not returnable.

[Signature]
 (Owner's Signature)

[Signature]
 (Owner's Signature)

Notary Information:

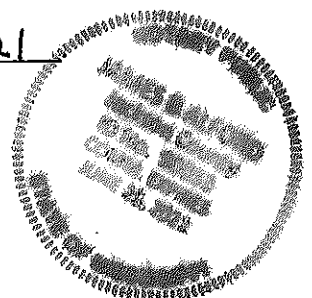
The foregoing instrument was acknowledged before me this 5th day of September, 20 17 by James E. Minor, who is personally known to me or has produced Drivers license as identification and who did take an oath.

James B Alford
 (Printed Name of Notary Public)

[Signature]
 (Signature of Notary Public)

Commission # 90053. My commission expires June 25, 2021

(Notary's Seal)



CONDITIONAL USE CRITERIA FOR APPROVAL - Complete either the Major Conditional Use section or Minor Conditional Use Section below. If more room is needed, answers can be provided on a separate sheet of paper.

MAJOR CONDITIONAL USE CRITERIA FOR APPROVAL

1. Is the proposed use listed in the list of possible Conditional Uses in the particular Zoning District?
yes
2. Please describe how the project is compatible with the character of development in the vicinity relative to (a) density, bulk and intensity of structures, (b) parking, and (c) other uses. Please attach parking plan, site plan, architectural rendering or other plans. *There is a major shopping center to the East of my house*
3. Will your project negatively affect neighboring property values or pose a real or perceived threat to citizens? Explain. *No, It will not change any neighboring property*
4. Will your project adversely affect vehicular or pedestrian traffic in the vicinity? Explain. *No old Spanish Trail is a highly traveled road*
5. Can the proposed use be accommodated by existing or proposed public services and facilities including, but not limited to, water, sanitary sewer, streets, drainage, police and fire protection, and schools? *yes*
6. Is the proposed use in harmony with the Comprehensive Plan? Explain how. *yes, it is not in the vicinity of the downtown area*
7. Does the proposed use pose a hazardous, detrimental, or disturbing affect, either real or perceived, to present surrounding land uses due to noises, glare, smoke, dust, odor, fumes, water pollution, vibration, electrical interference, or other nuisances? Explain. *No, it's a used car lot not a factory*
8. Does the use conform to all district regulations for the applicable district in which it is located, or have other provisions been provided for? Explain. *yes it's all commercial property surrounding the area*

MINOR CONDITIONAL USE CRITERIA FOR APPROVAL

1. Is the proposed use substantially compatible with other uses in the area, including factors relating to the nature of its location, operation, building design, site design, traffic characteristics, and environmental impacts? Explain.
2. Will the proposed use be materially detrimental to the health, safety, and general welfare of the public or otherwise injurious to the environment or to the property or improvements within the area? Explain.
3. Is the proposed use consistent with the Comprehensive Plan? Explain how.
4. Is the proposed use in conformance with specific site location, development, and operation standards as required by this Ordinance? Explain.

CONDITIONAL USE NARRATIVE — Describe the proposed project in detail. Include all types of business activities that will be conducted on-site, any out-door storage or seating proposed, anticipated traffic, access for pick-up/delivery vehicles, proposed improvements, etc. Use the space below or provide a separate type written sheet of paper and attach. Staff will provide guidance as needed on additional information needed in the narrative.

NARRATIVE

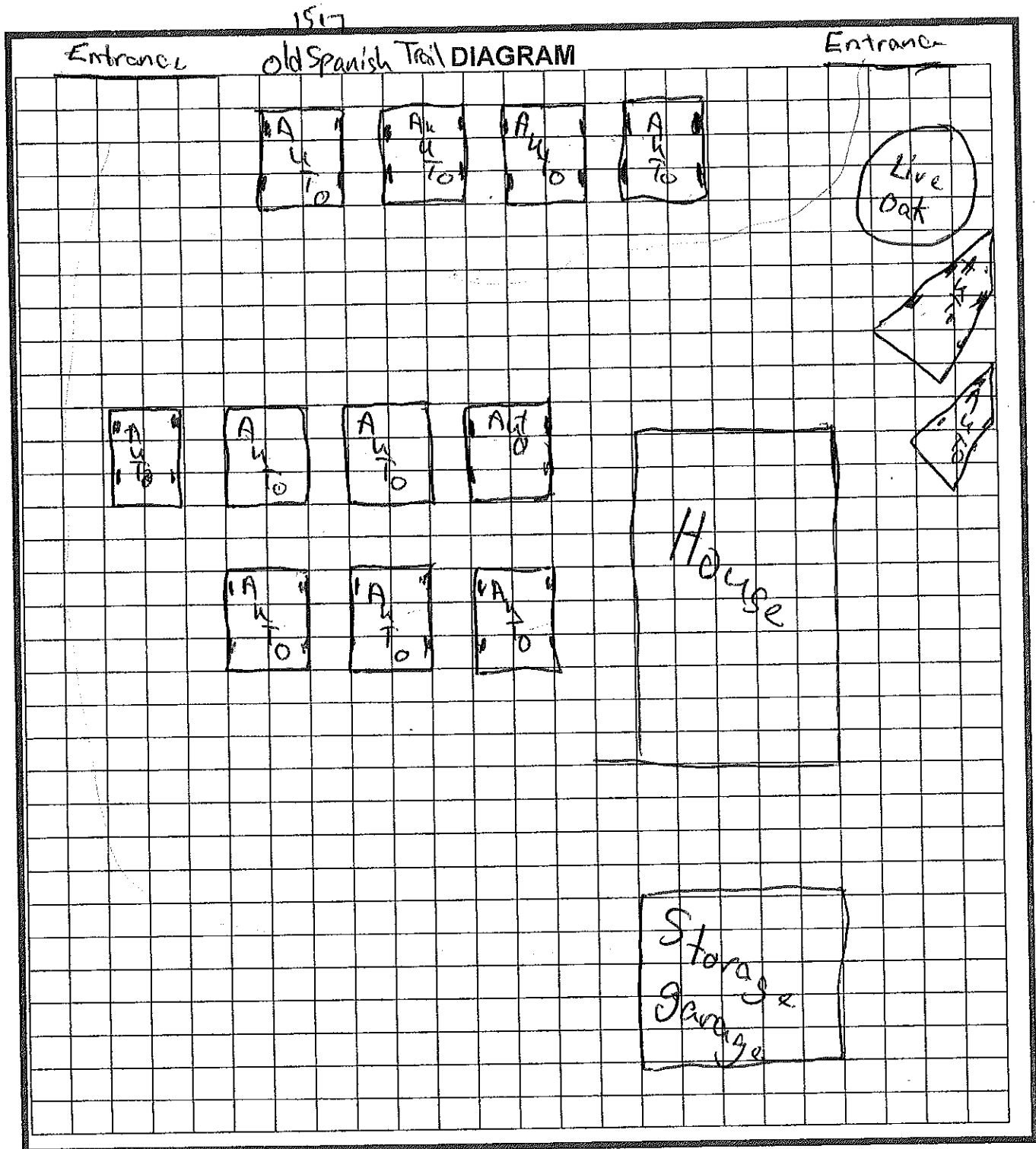
This is a perfect location for a used Car lot, it has a lot of traffic on the Road but is not on Hwy 90, all property on the Road is Commercial.

There is a storage build on Property to store any and all Car cleaning Products. I bought the build with the hope of opening a used Car lot and ~~when~~ when I checked the zone I could have a Auto Repair Shop not a used car lot, So I am asking you to Approve my Request for a Used Car lot and not a Auto Repair Shop because most Repair shops Look like Junkyard

Thank You
Eric Minor

I also own the lot next door to the house which in return gives me a total of 2Ac with the House

CONDITIONAL USE DIAGRAM – Provide a diagram of the project site. In cases where certain requirements such as parking are triggered by aspects of the interior of the building, the interior building layout will need to be provided also. Include location and dimensions of property lines, buildings, parking spaces, outdoor storage areas, outdoor seating areas, signage, landscape areas, driveways, loading/unloading areas, limits of paving, exterior elevations (if changes are proposed), entrance/exit locations. Include the whole site. Use the space below or provide separate drawings. Staff will provide guidance as needed on additional information needed on the diagram.



Prepared by:
Mark H. Watts
Attorney at Law
P. O. Drawer 1499
Pascagoula, MS 39568-1499
(228) 762-2373

Return to:
Mark H. Watts
Attorney at Law
P. O. Drawer 1499
Pascagoula, MS 39568-1499
(228) 762-2373

STATE OF MISSISSIPPI
COUNTY OF JACKSON

WARRANTY DEED

For and in the consideration of the sum of Ten Dollars (\$10.00), cash in hand, and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, I

JACQUES MARTIN
5904 Martin Bluff Road
Gautier, MS 39553
(228) 217-3335

do hereby sell, convey, bargain and warrant to

JAMES E. MINOR
3015 Bonita Road
Gautier, MS 39553
(228) 990-9123

all of my interest in and to that certain tract, piece or parcel of land situated in Jackson County, Mississippi, and being more particularly described as follows, to-wit:

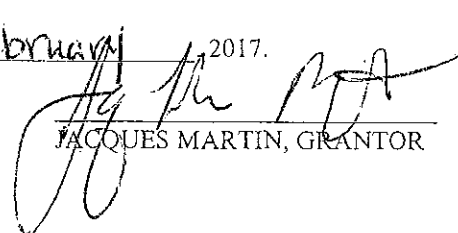
(See Exhibit A attached)

INDEXING INSTRUCTIONS: Section 36, Township 7 South, Range 7 West, Jackson County, Mississippi

The warranty of this conveyance is expressly made subject to any and all easements, covenants, dedications, right of ways, restrictions, reservations, mineral rights, and mineral conveyances of record, pertaining to or affecting the usage of the herein described property.

This deed was prepared at the request of the Grantor and Grantee without a title examination.

WITNESS MY SIGNATURE, this the 2nd day of February 2017.


JACQUES MARTIN, GRANTOR

STATE OF MISSISSIPPI

COUNTY OF JACKSON

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the above state and county, the within named, JACQUES MARTIN, who acknowledged that he executed, signed, and delivered the above and foregoing instrument of writing on the day and in the year therein stated as his free and voluntary act and deed and for the uses and purposes therein mentioned.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, on this the 2nd day
of February, 2017.

Deanna J. Wade
NOTARY PUBLIC

MY COMMISSION EXPIRES:

October 16, 2019

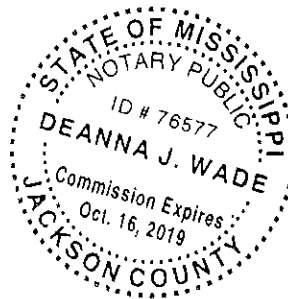


EXHIBIT A

JACKSON COUNTY, MISSISSIPPI
TOWNSHIP 7 SOUTH, RANGE 7 WEST

A tract of land situated in Section 36, Township 7 South, Range 7 West, Gautier, Jackson County, Mississippi and more particularly described as follows: Commencing at the Southeast corner of Section 36; thence North 89 degrees 27 minutes 20 seconds West along the south line of Section 36, 730.00 feet to an old fence; thence North along said fence 1145.90 feet to the Point of Beginning; thence North 152.96 feet (recorded-179.10 feet) to the south right-of-way of Old Spanish Trail; thence North 89 degrees 33 minutes 11 seconds West along the south right-of-way of Old Spanish Trail 80.00 feet; thence South 152.96 feet (recorded- 179.10 feet); thence South 89 degrees 33 minutes 11 seconds East 80.00 feet to the Point of Beginning. Being the same property as described in Deed Book 1720, page 455.

Exhibit A Location Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department



Exhibit B Existing Zoning Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department

Legend

<all other values>

ZONECODE

- AG
- C-1
- C-2
- C-3
- I-2
- MURC-1
- MURC-2
- MURC-MW
- PL
- PUD
- R-1
- R-2
- R-3
- RE
- TC

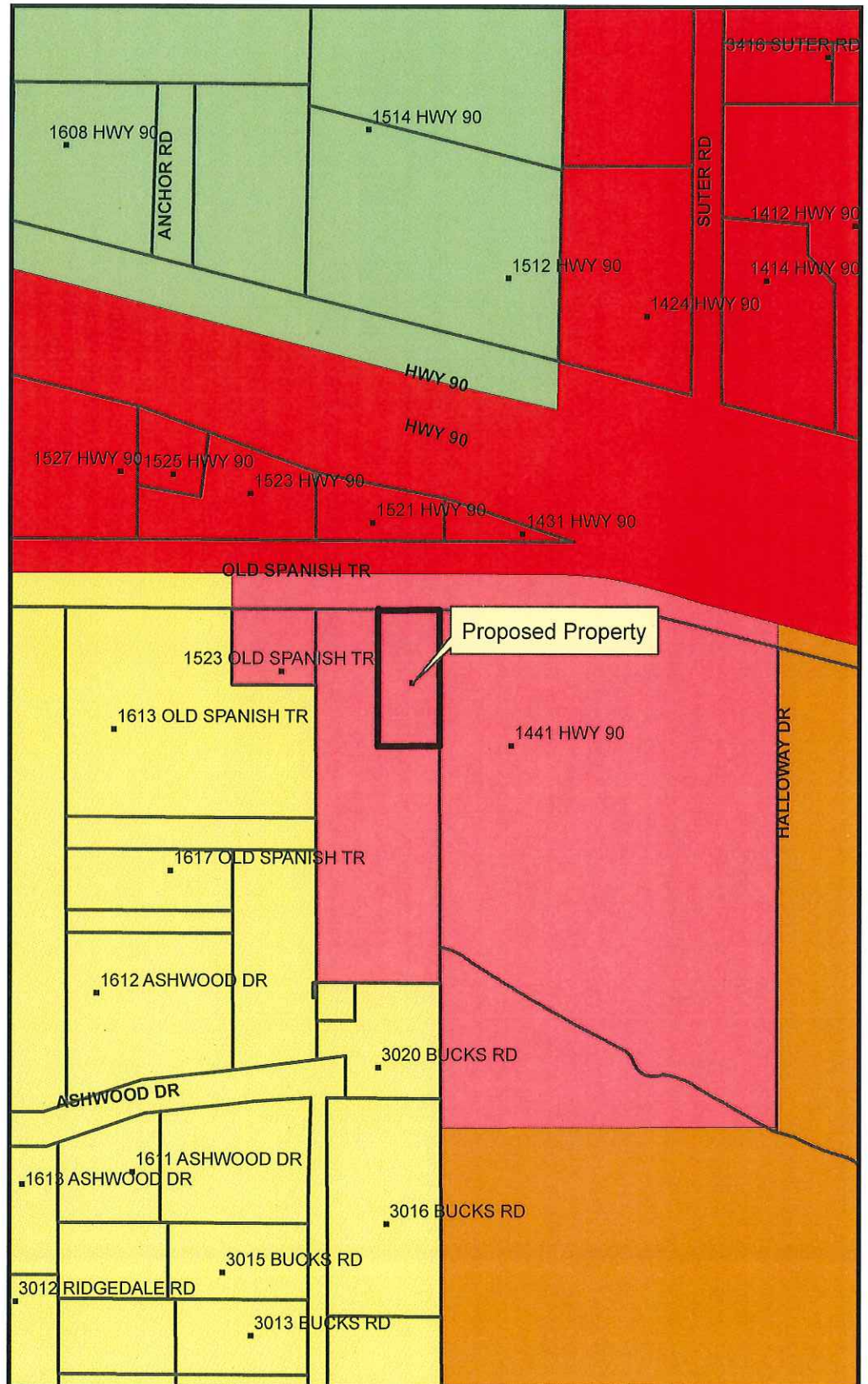


Exhibit C Existing Land Use Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department

Legend

- City_Limits
- GautierParTrimmed
- EXISTING LAND USE**
- Commercial-Retail
- Conservation
- Civic
- Industrial
- Marina/Fish Camps
- High Density Residential
- Mobile Home
- Mobile Home Park
- Medium Density Residential
- Office
- Recreation
- Very Low to Low Density Residential
- Utility
- Vacant

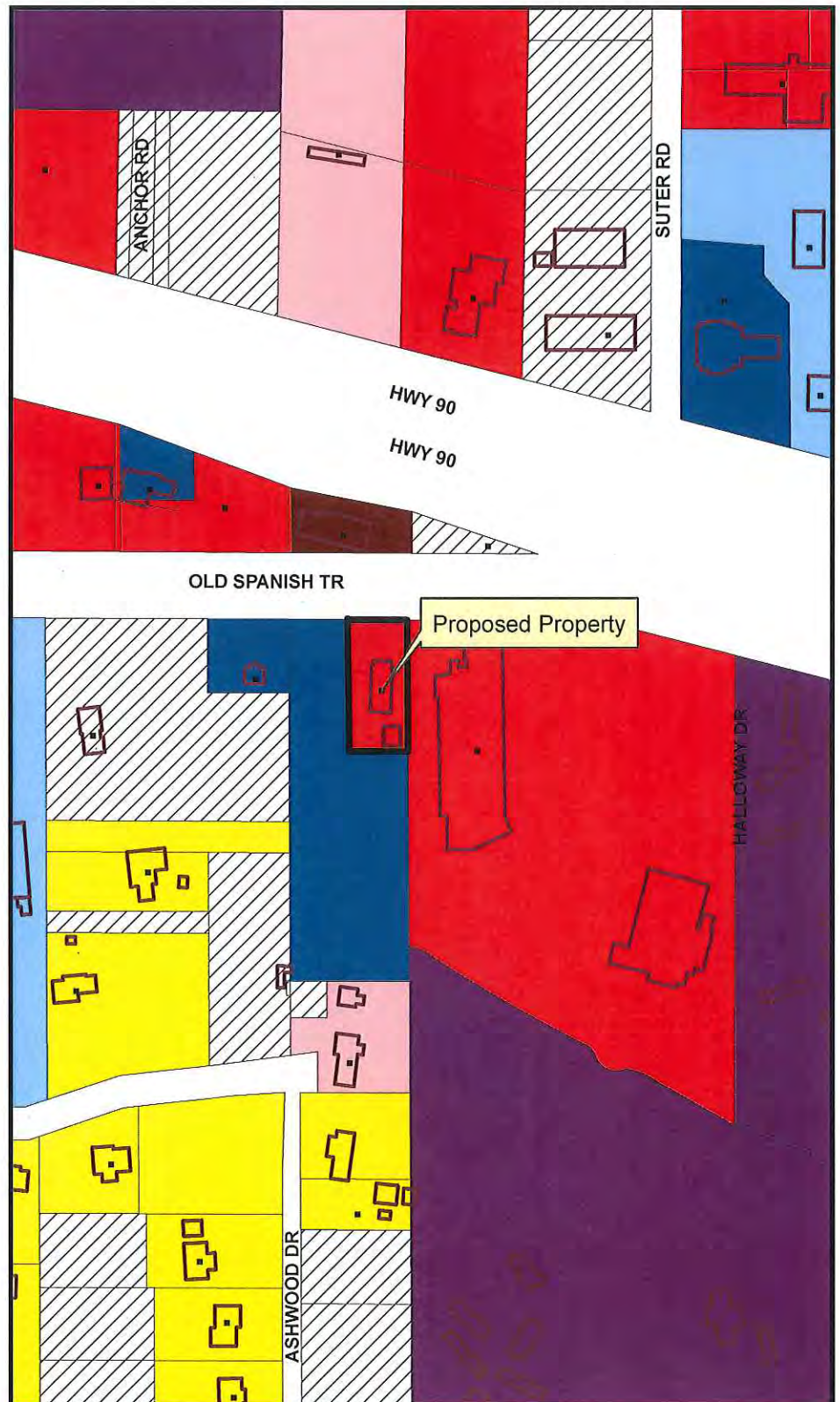


Exhibit D Future Land Use Map

City Of Gautier
Planning Department



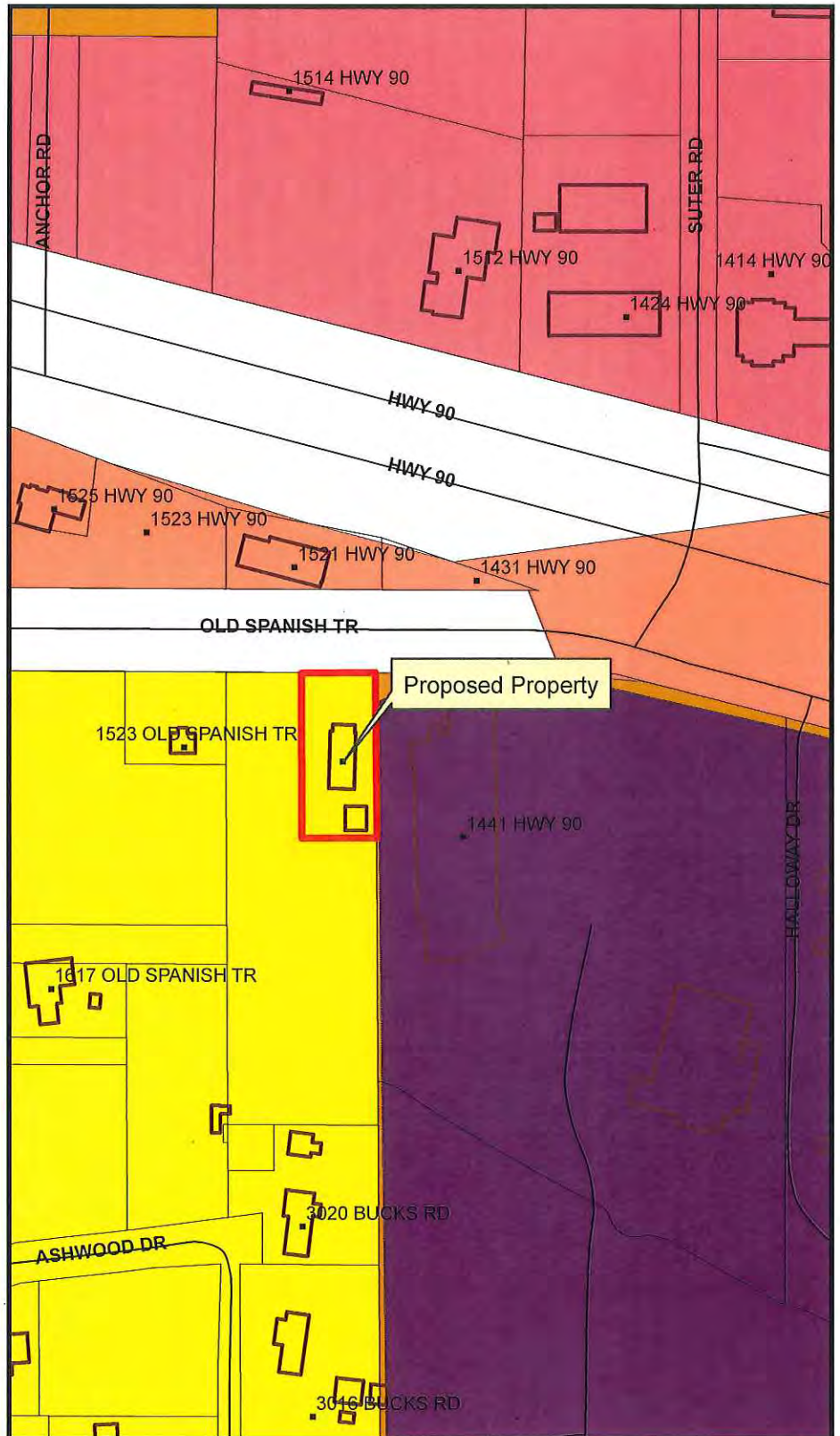
Prepared by the
City of Gautier
Planning Department

Legend

FUTURE LAND USE

FLU_Class

-  high impact commercial
-  Civic
-  Conservation
-  High Density Residential
-  Industrial
-  Low Density Residential
-  Medium Density Residential
-  Mobile Home Residential
-  low impact Commercial
-  Recreational
-  recreational commercial
-  Regional Scale Commercial
-  mixed use residential
-  Town Center
-  Very Low Density Residential



Excerpt from November 2, 2017 Gautier Planning Commission Meeting:

Eric James Minor/Gautier Auto Sales – 1517 Old Spanish Trail- Request for a Conditional Use-Major that would allow a used car sales lot in a C-2, Community Commercial Zoning District. (GPC Case #17-16-CU)

Scott Ankerson, Planning Director/Building Official, gave a brief overview of the case. Planning Department has received a request from James Eric Minor for a Conditional Use-Major Permit that would allow a Used Car Sales Lot in a C-2, Community Commercial Zone at 1517 Old Spanish Trail, PID #82436580.020. The application fee of \$250 was paid on September 19, 2017. All public notice requirements have been met.

The request property is zoned C-2, Community Commercial.

1. Location: 1517 Old Spanish Trail

2. General features of the proposed project:

Total Building Area: App. 1050 Square Feet

Site Size: App. 0.33 Acres

3. Existing Zoning - C-2, Community Commercial

4. Existing Land Use – Vacant Commercial Retail

5. Comprehensive Plan Future Land Use Designation - Low Density Residential

The following addresses the review criteria for a Major Conditional Use outlined in Section

4.17.5 of the UDO.

A. The proposed use is compatible with the character of development in the vicinity relative to density, bulk and intensity of structures, parking, and other uses.

Staff Finding: The proposed use is Used Car Sales which will be compatible with the properties in the vicinity.

B. Any possible detrimental effects might occur as a result of the Conditional Use to the continued use, value, or development of properties in the vicinity.

Staff Finding: There is no evidence to indicate the proposed use will negatively affect the property values, or cause a detriment to the surrounding properties.

C. Whether or not the proposed use will adversely affect vehicular or pedestrian traffic in the vicinity.

Staff Finding: There is no evidence that the proposed Used Car Sales Lot use will have any adverse affect on vehicular or pedestrian traffic.

D. If the proposed use can be accommodated by existing or proposed public services and facilities including, but not limited to, water, sanitary sewer, streets, drainage, police and fire protection, and schools.

Staff Finding: The proposed use can be accommodated by existing public services and facilities.

E. If the proposed use is in harmony with the Comprehensive Plan.

Staff Response: No, the Comprehensive plan's Future Land Use Designation proposes Low Density Residential for this lot.

F. If the proposed use listed in the list of possible Conditional Uses in the particular Zoning District.

Staff Finding: Yes, a Used Car Sales Lot is listed as a Conditional Use-Major in a C-2 district.

G. Whether the proposed use will not be hazardous, detrimental, or disturbing, to present surrounding land uses due to noises, glare, smoke, dust, odor, fumes, water pollution, vibration, electrical interference, or other nuisances.

Staff Finding: There is no evidence that the proposed use poses a hazardous, detrimental or disturbing affect to present surrounding uses.

H. Whether the use conforms to all district regulations for the applicable district in which it is located, unless other provisions are specifically set forth in the application.

Staff Finding: The proposed use will conform to district regulations. This will be ensured by the Planning Department upon review of final submittals before permits are issued.

UDO Article II: Definitions

USED CAR SALES: A retail business which stocks and sells used cars, light passenger trucks, cargo vans and SUVs to the public. Such businesses may offer financing assistance to customers; however no major repair may be conducted on-site.

DETERMINATION OF APPLICABLE LAW:

1. The UDO defines conditional uses as specific uses which are enumerated in each zoning district and which because of their nature are not allowed by right but may be allowed after the required review process. The City may specify certain conditions as necessary to make the use compatible with other uses in the same district.

Conditional uses are issued for uses of land and uses designated "Conditional Uses-Major" are transferable from one (1) owner of land to another.

The UDO further defines Conditional Uses-Major as uses that are not allowed by right but require a recommendation by the Planning Commission and the approval of the City Council. Additionally, if the conditional use is transferred to a new owner, the new owner must submit a letter to the Planning Director agreeing to the current terms and conditions before a business license may be issued.

2. Conditional Uses-Major requires a public hearing before the Planning Commission and approval by the City Council (Section 4.14 of the UDO).

Staff finds that the proposed use will be compatible and harmonious with the C-2 District and recommends approval with no specific proposed conditions outside of the UDO regulations and all applicable adopted codes.

After a brief discussion, the following motion was made:

Commissioner Gainer made the motion to recommend that City Council approve the Conditional Use Major request as presented. **Commissioner Green** seconded the motion and the following vote was recorded:

AYES: **Larry Dailey**
 Jimmy Green
 Paul Gainer
 Kay C. Jamison
 James Lee
 John Hunter

NAYS: **None**

ABSENT: **Christopher Scruggs**

Motion passed.

**CITY OF GAUTIER
Business Agenda Item #4
Fact Sheet**

Council Meeting:
Title:

**November 21, 2017
Authorization to enter into a Long Term
Partnership Agreement with Magnolia Studio LLC
DBA PlayTheCoast.**

Introduced by:
Contact Person/Telephone

City Manager 497-8000 Ext. 306

Summary Explanation: Authorization to enter into a Long Term Partnership Agreement with Magnolia Studio LLC DBA PlayTheCoast for the purpose of advertising and bringing into favorable notice the opportunities, possibilities and resources of Gautier.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract/Agreement	☒
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
Anderson	☐	Colledge	☐						

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
Anderson	☐	Colledge	☐						

Voted as follows:		AYES	NAYS	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2017

WHEREAS, the PlayTheCoast.com is the premier media destination for Gulf Coast Tourists to learn about different areas of the Gulf Coast through attractions, sports, events, restaurants, shopping, clubs, festivals, and;

WHEREAS, pursuant to Miss. Code Ann. 17-3-1, the City may expend funds for the purpose of advertising and bringing into favorable notice the opportunities, possibilities and resources of Gautier, and;

WHEREAS, engaging Magnolia Ad Studio LLC DBA PlayTheCoast is deemed by the City Council to be helpful toward advancing the moral, financial and other interests of the City;

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the agreement with Magnolia Ad Studio LLC DBA PlayTheCoast to provide most comprehensive source of information websites, social media, user friendly free download phone apps and magazine to make it easy to promote the City of Gautier, is hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi,
at the meeting of November 21, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants & Projects Director
Date: November 14, 2017
Subject: Authorize entering into a Long Term Partnership Agreement and accept a Tourism Website and Digital Community Platform Proposal with Magnolia Studio LLC DBA PlayTheCoast

REQUEST:

The City Manager requests authorization to enter into a Long Term Partnership Agreement and accept a Tourism Website and Digital Community Platform Proposal with Magnolia Studio LLC DBA PlayTheCoast to promote and bring awareness to visitors of the City of Gautier.

BACKGROUND:

This agreement and proposal would allow for the creation of a new free website, VisitGautierMS.com, and link it to the City's website to promote tourism in the City of Gautier.

DISCUSSION:

If approved, the VisitGautierMS.com website will be created free of charge to the City. The City will pay \$750 per month for a full-page ad in the Play the Coast magazine. Promotion of the City will also include a Gautier section on the Play the Coast app, Play the Coast website, social media marketing, a Gautier profile within the Mississippi Gulf Coast network (to include events/activities, social media management on Gulf Coast tourism sites, analytics, etc.), and linkage of the Gautier profile to a regional network that includes the communities of New Orleans, Mobile, Fairhope, Pensacola, etc. City events will be entered onto one platform and automatically populate various websites and calendars of events.

RECOMMENDATION:

The City Manager requests that City Council authorize entering into a Long Term Partnership Agreement and accept a Tourism Website and Digital Community Platform Proposal with Magnolia Studio LLC DBA PlayTheCoast to promote and bring awareness to visitors of the City of Gautier.

The City Council may:

1. Authorize the Long Term Partnership Agreement and Digital Community Platform Proposal as presented; or
2. Not Authorize the Long Term Partnership Agreement and Digital Community Platform Proposal.

ATTACHMENT(S):

1. Long Term Partnership Agreement
2. Tourism Website and Digital Community Platform Proposal



11/15/2018

To: The City of Gautier

Long Term Partnership Agreement

Play The Coast is a very powerful connector to tourists and those looking for things to do in South Mississippi.

We appreciate the ongoing business opportunity to help promote and bring awareness to visitors of the Gulf Coast. Play The Coast is excited to offer a simple long term partnership.

Proposal is as follows:

City of Gautier Premium Full Page Advertisement

12 PTC ISSUES (24 months) = **\$750/month** Dec 1st 2017 - Nov 30th 2019

PTC will update each issue with current upcoming events.

Updated info needed by camera ready deadline.

Camera ready Artwork needed by the 10th day of the months of Jan, March, May, July, Sept, Nov.

Social media campaigns to promote www.VisitGautier.com and its content.

Visit Gautier MS Section to include advertisers from the City of Gautier and articles featuring attractions and businesses on every issue.

Play The Coast App Profile

INCLUDED with Play The Coast Agreement

The only app showing the best of Mississippi Gulf Coast with over 125,000 downloads to date.

* Portal linked to phone app giving The City of Gautier listing

*Link to www.Visitgautier.com and www.playthecoast.com.

*Video

*Location & Map

*Promotions of all events

Website

www.PlayTheCoast.com is the premier media destination for Gulf Coast tourists to learn about different areas of the Gulf Coast through attractions, sports, events, restaurants, shopping, clubs, festivals, and more.

Social Media

Multiple social media outlets to distribute and promote our customers, all with large amounts of followers and fans.

Mississippi Gulf Coast Network Profile:***Included w/PTC Agreement***

Include Events & Activities

Access to add Events, Promotions, Mapping

Social Media Management on Gulf Coast tourism sites

Promotions Portal

Analytics

Link Profile to Regional Network:***Included w/PTC Agreement***

Regional network includes communities in several Gulf Coast cities, such as : New Orleans, Mobile, Fairhope, Pensacola, just to name a few. Some of these cities we run the airports calendar which will allow the regional events to be filter to them.

All Businesses in the City of Gautier are eligible for a discounted rate of 25%

Our goal is to provide the Gulf Coast tourists with the most comprehensive source of information websites, social media, user friendly free download phone app, & magazine to make it easy to play the Coast. We enjoy working hand in hand with our coastal communities, cities, and Main Streets to help bring marketing awareness, local and visitor traffic. We would like to help do the same with The City of Gautier.

Play The Coast looks forward to entering a long term partnership that will bring the utmost value. We are looking forward to hearing from you soon.

Thank you,

Arturo Barajas, Owner/Publisher

Magnolia Ad Studio LLC DBA PlayTheCoast

Marketing and Business Development
Serving the Mississippi Gulf Coast
at [wwwPlayTheCoast.com](http://www.PlayTheCoast.com)

Proposal Expires on 11/25/2017

Advertising published in Playthecoast Magazine and Digital services is for the interest of the subscriber.
Magnolia Studio LLC. DBA

Playthecoast reserves the right to make the final decision on all content and advertisements. Once initial agreement ends, it is acknowledged that billing/account charge will continue on a monthly basis. Cancellation of agreement can be done at any time after the completion of initial agreement with 2 months advance notice. Advertiser is responsible to advise Magnolia Studio LLC about any update in billing information, It is acknowledged that any NSF charges and returned checks fees will be charged back to the advertiser in next billing cycle.

Proposal Accepted by: Name _____

Signature: _____

Title: _____

Date: _____

Tourism Website & Digital Community Platform Proposal

VisitGautierMS.com

Nov 14th , 2017

City of Gautier Website Network Proposal

Magnolia Studio LLC DBA PlayTheCoast would like to offer the City of Gautier the opportunity to partner with us through our comprehensive Tourism Program.

The components of our proposal are as follows:

- Create a new tourism website for City of Gautier that is truly mobile
- Filter website content such as Events, promotions and directory into regional network phone APPs and Websites including PlayTheCoast APP and Web .
- Provide full directory of all Shopping, Dining, Nightlife, and Lodging in the City of Gautier.
- Allow for locals and visitors to easily find Dining, Attractions, Lodging, Shopping, Nightlife, and Promotions at no cost with option to Call, Get Directions, Share on Email and Facebook.*
- PlayTheCoast Phone App is powered by the Gautier Tourism website and free to download on Apple|Android
- Link Gautier with Regional Subscribers, currently over 125,000 downloads
- New Gautier website platform will allow updating website , blogs, Calendar of Events, Facebook, Twitter, LinkedIn, PlayTheCoast Phone App, and the Regional Phone Apps from one easy to use location
- Training on platform to use blog, schedule posting, social media integration, analytics

***Community Business Profiles** , based on level of membership, can be upgraded to include logo, pictures, live calendar|event|promotion integration, social

media marketing tools, analytics, complete profile editing on top of the “free” business listing in the community business directory. This significantly increases SEO for both parties.

Magnolia Studio will Provide:

- Access and training to use blog, schedule posting, social media integration, analytics, to City staff to be able to manage City’s profile.
- Complete Gautier New Tourism Website and Digital Community Development.
- On going Orientation and training to any business that joins the network.

Requesting from the City of Gautier:

- Project Endorsement from City of Gautier
- Assistance with initial content (History, business listings, photos, logos, etc.)
- Allocate advertising budget towards presence in Playthecoast Tourism Network of \$750 month. (Magazines, Websites, Social Media boosted advertising) Contract Attached
- Maintenance of basic City content by City Staff (in their own Profile)
- Assistance in promoting the official launching of the app
- Links from City websites to the content to Gautier Tourism website and to download the PlayTheCoast Phone App
- Add the project to all promotional efforts by the City, Posters, City Guide, Banners, Flyers, water bill, etc.
- Create awareness in the community by press release, official presentation meetings and unveiling.

We hope that the City of Gautier will take advantage of our offer to provide a Tourism Website & Digital Community Platform free of hard costs.

Total project is start up valued over \$10,000, and will be provided to the City of Gautier at no hard costs as an ongoing partnership to promote small businesses and drive tourism to the area.

Should you have any questions or need a presentation in person, do not hesitate to let us know.

Arturo Barajas, Owner/Publisher
Magnolia Ad Studio LLC DBA PlayTheCoast

Marketing and Business Development
Serving the Mississippi Gulf Coast
at [wwwPlayTheCoast.com](http://www.PlayTheCoast.com)

Proposal Expires on 11/25/2017

Proposal Accepted by: Name _____

Signature: _____

Title: _____

Date: _____

CITY OF GAUTIER
Business Agenda Item #5
Fact Sheet

Council Meeting:
Title:

November 21, 2017
Authorization to accept a Design Phase Proposal
for Shepard State Park Gray House renovations
with Mississippi State University's Gulf Coast
Community Design Studio in an amount not to
exceed \$3,571.13

Introduced by:
Contact Person/Telephone

April Havens 497-8000 Ext. 315

Summary Explanation: Authorization to accept a Design Phase Proposal for Shepard State Park Gray House renovations with Mississippi State University's Gulf Coast Community Design Studio in an amount not to exceed \$3,571.13.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract/Agreement	☒
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
Anderson	☐	Colledge	☐						

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
Anderson	☐	Colledge	☐						

Voted as follows:		AYES	NAYS	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2017

WHEREAS, the Gray House at Shepard State Park was damaged by aa water leak in 2016 and requires renovation before it can be opened and used by the public; and

WHEREAS, It has been determined that renovations can be accomplished through partnerships with the Mississippi Department of Wildlife, Fisheries & Parks, MSU's Gulf Coast Community Design Studio, and non-profit Women in Construction; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the acceptance of a Design Phase Proposal for Shepard State Park Gray House renovations with Mississippi State University's Gulf Coast Community Design Studio in an amount not to exceed \$3,571.13 is hereby authorized.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 21, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 11/14/2017
Subject: Acceptance of a Design Phase Proposal for Shepard State Park Gray House renovations with Mississippi State University's Gulf Coast Community Design Studio in an amount not to exceed \$3,571.13.

REQUEST:

The Grants and Projects Department requests that City Council accept a Design Phase Proposal for Shepard State Park Gray House renovations with Mississippi State University's Gulf Coast Community Design Studio in an amount not to exceed \$3,571.13.

BACKGROUND:

The Gray House at Shepard State Park was damaged by a water leak in 2016 after a tenant who was serving as a park ranger for Shepard State Park moved out. A mold and mildew problem was caused by the water leak. The house requires renovation before it can be opened and used by the public. City staff has determined that renovations can be accomplished through partnerships with the Mississippi Department of Wildlife, Fisheries & Parks, MSU's Gulf Coast Community Design Studio, and non-profit Women in Construction.

DISCUSSION:

The Gulf Coast Community Design Studio is an outreach program of Mississippi State University's College of Architecture, Art + Design. It provides professional design and planning services to local communities and organizations to assistance in increasing their capacity to address issues of housing, public space, neighborhood development and the environment.

The City would like to renovate the Gray House to become a meeting space for local clubs, non-profit organizations, and citizens. Design services are required to determine a new floor plan, create a scope of work, develop a preliminary cost estimate, etc. The cost for these services is not to exceed \$3,571.13. Once a schematic design is completed, GCCDS may coordinate with the City for additional services to include construction documents and construction administration.

RECOMMENDATION:

The Grants and Projects Department recommends that City Council accept a Design Phase Proposal for Shepard State Park Gray House renovations with Mississippi State University's Gulf Coast Community Design Studio in an amount not to exceed \$3,571.13.

The City Council may:

- 1) Accept a Design Phase Proposal for Shepard State Park Gray House renovations as presented; or
- 2) Not accept a Design Phase Proposal for Shepard State Park Gray House renovations

ATTACHMENTS:

1. GCCDS Proposal and Cost Breakdown
2. David Perkes Resume

Proposal

To: City of Gautier

From: Mississippi State University Gulf Coast Community Design Studio (GCCDS)

For: Design Phase for Sheppard State Park Activity House

Date: November 3, 2017

Deliverables include:

- Auto-cad plan of existing house
- Floor plan alternatives to get city input
- Final schematic design plan
- Scope of work description
- Preliminary cost estimate

Cost:

The total cost for the design services described above is \$3,571.13. A budget breakdown is attached. Once the schematic design is completed GCCDS will coordinate with the city to extend the agreement to do the construction documents and construction administration phases.

Schedule:

Once GCCDS has a contract worked out by the MSU Office of Sponsored Projects we can start. Because of other ongoing work and depending upon the time to get feedback from the city the estimated time to completing the drawings outlined above is four weeks.

Firm Description

The Gulf Coast Community Design Studio (GCCDS), an outreach program of Mississippi State University's College of Architecture, Art + Design, provides professional design and planning services to local communities and organizations to assistance in increasing their capacity to address issues of housing, public space, neighborhood development and the environment. David Perkes, Architect, Professor and founding Director of the studio will manage the project. (Resume attached)

Gulf Coast Community Design Studio
Gautier house design, documentation and construction management

TASK	Perkes		Schattin		TOTAL
	HOURS	COST	HOURS	COST	
Produce measured as-is autocad drawings	0	\$ -	20	\$ 450.00	\$ 450.00
Preliminary design to get city feedback	16	\$ 903.68	32	\$ 720.00	\$ 1,623.68
totals	16	\$ 903.68	52	\$ 1,170.00	\$ 2,073.68
TOTAL SALARY COST	\$	2,073.68			
FRINGE BENEFITS AT 36.38%	\$	754.40			
TRAVEL 3 trips at 50 miles per trip	\$	80.00			
SUBTOTAL	\$	2,908.08			
INDIRECT COST AT 22.8%	\$	663.04			
TOTAL PROJECT COST	\$	3,571.13			

GCCDS

Gulf Coast Community Design Studio

Mississippi State University College of Architecture Art + Design

425 Division Street, Biloxi, MS 39530

phone: 228-436-4661

DAVID PERKES, AIA

BIO

David Perkes is a licensed architect and Professor for Mississippi State University. He is the founding director of the Gulf Coast Community Design Studio, a professional outreach program of the College of Architecture, Art + Design. The Design Studio was established in Biloxi following Hurricane Katrina and is providing resilient planning, landscape and architectural design support to many Gulf Coast communities and non-profit organizations.

David has a national role in leading the effort for design organizations to help communities become more resilient. He is part of a four person national team to receive the 2011 Latrobe Prize from the American Institute of Architects (AIA). The prize supported research in Public Interest Practices in Architecture. The Design Studio was part of one of ten teams selected by HUD to participate in "Rebuild By Design," which is a program to identify resilient design strategies for communities affected by Hurricane Sandy. The Design Studio was selected in 2015 to be part of the National Resilience Initiative, a program of the AIA to create a national network of design studios working on resilience.

David works to build and strengthen partnerships in the work of the Gulf Coast Community Design Studio. Under his leadership, the Design Studio has assisted in the renovation of hundreds of homes and over 300 new house projects in Biloxi and other communities. The Biloxi house projects were awarded an Honor Citation from the Gulf States Region AIA in 2007, a Turner Award for Innovative Housing and a Mississippi AIA Honor Citation in 2009. Other awards include: Mississippi AIA Honor Citation in 2012, an EPA Gulf Guardian Award in 2015 for the Bayou Auguste Restoration and a Mississippi AIA Honor Award in 2014 for the Women in Construction Training Center. Before creating the Design Studio, David was the director of the Jackson Community Design Center and taught in the School of Architecture's fifth year program in Jackson, Mississippi.

EDUCATION AND REGISTRATION

Loeb Fellow, Harvard Graduate School of Design, 2004
Master of Environmental Design, Yale School of Architecture, 1993
Master of Architecture, University of Utah, 1985
Ecole d'Art Americaines, Fontainebleau, France, Summer 1984.
Bachelor of Science in Civil and Environmental Engineering, Utah State University, 1982.
AIA, Mississippi & Pennsylvania

PROFESSIONAL AFFILIATIONS

American Institute of Architect, Member, Latrobe Prize Research Team 2011
Association for Community Design, Board Member 2008 to 2012
SEED Network, Member 2010 to present
Public interest Design Institute, Instructor 2011 to present.
Design Futures, Faculty, 2012 to present.
National Institute of Standards and Technology, Community Resilience Panel Member

COMMUNITY INVOLVEMENT

Moore Community House, Board Member

PROJECTS

Community Planning

- Gulf Coast Sustainable Communities Regional Plan supported by HUD.
- Rebuilding East Biloxi, HUD University Rebuilding America Partnership grant.
- East Biloxi Main Street Redevelopment Planning.
- Soria City Neighborhood Planning, Gulfport.
- Mississippi Center for Cultural Production, Utica.
- Three Mile Creek Greenway Trail Planning, Mobile.

Affordable Housing

- Katrina Replacement Houses Design Services, supported by HUD.
- Houston Disaster Recovery Houses.
- Energy Efficiency Retrofit Program.
- D'Iberville Housing Prototypes.

Resilience

- Beach Outfall Design Competition Winner, Mississippi Department of Environmental Quality.
- Rebuild by Design, Resilient Planning for Bridgeport, CT, supported by HUD.
- Flood-proof Commercial Construction Research funded by Department of Homeland Security.
- FEMA Temporary Disaster Housing Research funded by Department of Homeland Security.
- Women in Construction Work Space.
- National Disaster Resilience Competition.
- AIA, National Resilience Initiative.
- Wind and Flood Mitigation Research, supported by Oxfam America.
- Mississippi Gulf Coast Flood Zone Mitigation Planning.

Environment

- Bayou Auguste Restoration, Biloxi.
- Rotten Bayou Watershed Implementation Plan.
- Moss Point Nature Park Master Plan.
- Shearwater Park Design, Ocean Springs.
- Weeks Bayou Restoration and Outdoor Classroom, Ocean Springs.

**CITY OF GAUTIER
Business Agenda Item #6
Fact Sheet**

Council Meeting:
Title:

November 21, 2017
Resolution declaring the intention to either issue combined utility system revenue bonds of the city, issue a combined utility system revenue bond of the city for sale to Mississippi Development Bank or enter into a loan with the Mississippi Development Bank

Introduced by:
Contact Person/Telephone

City Manager 497-8000 ext. 306

Summary Explanation: Resolution declaring the intention to either issue combined utility system revenue bonds of the city, issue a combined utility system revenue bond of the city for sale to Mississippi Development Bank or enter into a loan with the Mississippi Development Bank with a principal amount not to exceed Ten Million Dollars (\$10,000,000).

EXHIBITS FOR REVIEW

Resolution	☒
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Second Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came on for consideration the matter of providing financing for various capital improvements for the City of Gautier, Mississippi, and after a discussion of the subject matter, Councilman _____ offered and moved the adoption of the following resolution:

RESOLUTION NUMBER 000-2017

RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF GAUTIER, MISSISSIPPI (THE "CITY"), TO EITHER ISSUE COMBINED UTILITY SYSTEM REVENUE BONDS OF THE CITY, ISSUE A COMBINED UTILITY SYSTEM REVENUE BOND OF THE CITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK OR ENTER INTO A LOAN WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED TEN MILLION DOLLARS (\$10,000,000) TO RAISE MONEY FOR THE PURPOSE OF IMPROVING, REPAIRING, AND EXTENDING THE COMBINED UTILITY SYSTEM OF THE CITY AND OTHER AUTHORIZED PURPOSES PURSUANT TO MISSISSIPPI CODE 1972 ANNOTATED, SECTIONS 21-27-23 AND 21-27-41 THROUGH 21-27-69, AS AMENDED AND/OR SUPPLEMENTED FROM TIME TO TIME (THE "BOND ACT") AND SECTIONS 31-25-1 ET SEQ., MISSISSIPPI CODE OF 1972, AS AMENDED AND/OR SUPPLEMENTED FROM TIME TO TIME (THE "BANK ACT" AND TOGETHER WITH THE BOND ACT, THE "ACT"); INCLUDING PAYING FOR THE COST OF SUCH BORROWING, DIRECTING THE PUBLICATION OF NOTICE OF SUCH INTENTION; AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and City Council (the "Governing Body") of the City of Gautier, Mississippi (the "City"), acting for and on behalf of the City, is authorized under the provisions of Sections 21-27-23 and 21-27-41 through 21-27-69, Mississippi Code of 1972, as amended and/or supplemented from time to time (the "Bond Act") and Sections 31-25-1 et seq., Mississippi Code of 1972, as amended from time to time (the "Bank Act" and together with the Bond Act, the "Act"), to issue utility system revenue bonds for the purposes set forth therein, including, but not limited to the improvement, repair and extension of the combined utility system of the City (the "System") and other authorized purposes under the Bond Act (together, the "Project") and

WHEREAS, the Governing Body, acting for and on behalf of the City is authorized under the Bond Act and Sections 31-25-1 et seq., Mississippi Code of 1972, as amended and/or supplemented from time to time (the "Bank Act"), and other applicable laws of the State, to (a) issue a utility system revenue bond of the City to be sold to the Bank to finance the costs of the Project, or (b) enter into a loan or loans with the Bank to borrow money to finance the costs of the Project; and

WHEREAS, the Project is in accordance with and in furtherance of the provisions of the Bond Act and the Bank Act; and

WHEREAS, the Governing Body is authorized pursuant to the Bond Act and/or the Bank Act to provide funding for the costs of the Project either through the issuance of (a) utility system revenue bonds of the City pursuant to the Bond Act in a total aggregate principal amount of not to exceed Ten Million Dollars (\$10,000,000) (the "Bonds"), (b) a utility system revenue bond of the City to be sold to the Bank in a total aggregate principal amount of not to exceed Ten Million Dollars (\$10,000,000) (the "City Bond"), or (c) by entering into a loan or loans with the Bank to borrow money from the Bank in a total principal amount not to exceed Ten Million Dollars (\$10,000,000) (the "Loan"); and

WHEREAS, the Governing Body finds and determines that it is necessary and proper to improve, repair and extend the System which improvements, repairs and extensions are to be done substantially in accordance with plans and specifications prepared by engineers employed by the City and approved by the Mayor and City Council; and

WHEREAS, it would be in the best interest of the City for the Governing Body to provide funding for the costs of the Project by borrowing money through the issuance of the Bonds or the City Bond or by entering into the Loan; and

WHEREAS, the City reasonably expects that it will incur expenditures in connection with the Project for which the City intends to reimburse itself with the proceeds of the Bonds, the City Bond or the Loan; and

WHEREAS, the Governing Body is authorized and empowered by the Bond Act and/or the Bank Act to issue the Bonds or the City Bond or to enter into the Loan for the purposes herein set forth and there are no other available funds on hand or available from regular sources of income for such purposes.

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

SECTION 1. The Governing Body, acting for and on behalf of the City, hereby declares its intention to (a) issue and sell the Bonds pursuant to the Bond Act in an aggregate principal amount not to exceed Ten Million Dollars (\$10,000,000), (b) issue and sell the City Bond to the Bank pursuant to the City Bond Act and the Bank Act in an aggregate principal amount not to exceed Ten Million Dollars (\$10,000,000), or (c) enter into the Loan with the Bank pursuant to the City Bond Act and the Bank Act in a principal amount not to exceed Ten Million Dollars (\$10,000,000).

SECTION 2. The Bonds or the City Bond will be issued or the Loan will be entered into for the purpose of financing the Project, as authorized by the Bond Act and the Bank Act.

SECTION 3. The principal and interest on the said Loan and Note shall be payable solely from revenues derived and to be derived from operation of the combined utility system of the City, subject to the prior payment of the reasonable and necessary expense of operating and maintaining the System and subject to the prior lien of debt service on certain State Revolving Fund Loans (the "SRF Loans"), existing on the date of entering into the Loan and the issuance of the Note, from the State of Mississippi to the City, and the parity lien of the City's outstanding \$9,995,000 Combined Utility System Revenue Refunding Bonds, Series 2012 (the "2012 Bonds") and the City's outstanding \$3,500,000 Combined Utility System Revenue Project, Series 2013 (the "2013 Bonds"). Said Loan and Note shall not constitute an indebtedness of the City within the meaning of any statutory or charter restriction, limitation, or provision, and the taxing power of the City will not be pledged to the payment of said Loan and Note, but the same, together with the interest thereon, shall be payable solely from revenues of the System subject to the prior payment of the reasonable and necessary expense of operating and maintaining the System and the prior lien of debt service on the SRF Loans and the parity lien of the 2012 Bonds and the 2013 Bonds.

SECTION 4. Unless a protest in writing signed by not less than twenty percent (20%) of the qualified electors of the City, objecting to and protesting against the Loan and the Note is filed with the City Clerk on or before 5:00 o'clock p.m. on January 2, 2018, the Mayor and City Council of the City, will authorize the Loan and the issuance of the Note at a meeting of the Mayor and City Council set for 6:30 o'clock p.m. on January 2, 2018, which date shall be more than ten (10) days after the date of the last publication of this resolution. If such sufficient protest and objection is filed on or before the date and hour hereinabove set forth, the question of entering into said Loan and the issuance of the Note shall be submitted to an election to be held as provided in Mississippi Code 1972 Annotated, Section 21-27-43, as amended.

SECTION 5. This resolution shall be (i) published once a week for at least three consecutive weeks in *The Mississippi Press*, a newspaper published in the City of Pascagoula, Mississippi, and having a general circulation in the City and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended; and the last publication of this resolution shall be more than ten (10) days prior to the date hereinabove set forth as the deadline for the filing of objection or protest and shall be more than ten (10) days prior to the date hereinabove set forth for the meeting of the Mayor and City Council to authorize entering into said Loan and the issuance of the Note; and (ii) be posted for at least twenty-one (21) days next preceding the date fixed therein at three (3) public places in the City.

SECTION 6. The City Clerk is hereby directed to procure from the publisher of the aforesaid newspaper the customary proof of publication of this resolution and have the same before the Mayor and City Council on the day and hour hereinabove specified.

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

Mayor Phil Torjusen	Voted: ____
Councilwoman Mary Martin	Voted: ____
Councilman Cameron B. George	Voted: ____
Councilman Richard "DJ" Jackson	Voted: ____
Councilman Casey Vaughan	Voted: ____
Councilman Charles "Rusty" Anderson	Voted: ____
Councilman Adam Colledge	Voted: ____

The motion having received the affirmative vote of a majority of the members of the Governing Body present, being a quorum of said Governing Body, the Mayor declared the motion carried and the resolution adopted this 21st day of November, 2017.

Mayor of the City of Gautier, Mississippi

ATTEST:

City Clerk

(SEAL)

PUBLISH: December 6, 13 and 20, 2017

**CITY OF GAUTIER
Business Agenda Item #7
Fact Sheet**

Council Meeting:
Title:

November 21, 2017
Resolution declaring the intention to either issue General Obligation Bonds of the City, issue a general obligation bond of the City for sale to the Mississippi Bank or enter into a loan with the Mississippi Development Bank

Introduced by:
Contact Person/Telephone

City Manager 497-8000 ext. 306

Summary Explanation: Resolution declaring the intention to either issue General Obligation Bonds of the City, issue a general obligation bond of the city for sale to the Mississippi Bank or enter into a loan with the Mississippi Development Bank all in an aggregate principal amount of not to exceed Five million dollars (\$5,000,000).

EXHIBITS FOR REVIEW

Resolution	☒
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:

Torjusen ☐ **Martin** ☐ **George** ☐ **Jackson** ☐ **Vaughan** ☐ **Anderson** ☐ **Colledge** ☐

Second Made by:

Torjusen ☐ **Martin** ☐ **George** ☐ **Jackson** ☐ **Vaughan** ☐ **Anderson** ☐ **Colledge** ☐

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came on for consideration the matter of providing financing for various capital improvements for the City of Gautier, Mississippi, and after a discussion of the subject matter, Councilman _____ offered and moved the adoption of the following resolution:

RESOLUTION NUMBER 000-2017

RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF GAUTIER, MISSISSIPPI (THE "CITY"), TO EITHER ISSUE GENERAL OBLIGATION BONDS OF THE CITY, ISSUE A GENERAL OBLIGATION BOND OF THE CITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK OR ENTER INTO A LOAN WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED FIVE MILLION DOLLARS (\$5,000,000) TO RAISE MONEY FOR THE PURPOSE OF (I) CONSTRUCTING, IMPROVING, EQUIPPING OR PAVING STREETS, SIDEWALKS, DRIVEWAYS, PARKWAYS, PUBLIC PLAY GROUNDS, WALKWAYS OR PUBLIC PARKING FACILITIES, BRIDGES, CULVERTS AND PURCHASING LAND THEREFOR IF NECESSARY; (II) ERECTING, REPAIRING, IMPROVING, ADORNING, EQUIPPING AND FURNISHING MUNICIPAL BUILDINGS; (III) REPAIRING, IMPROVING, AND EXTENDING PUBLIC UTILITY PLANTS OR DISTRIBUTION SYSTEMS; (IV) REPAIRING, IMPROVING AND EXTENDING SANITARY, STORM, DRAINAGE OR SEWERAGE SYSTEMS; AND (V) FOR OTHER RELATED PURPOSES AS AUTHORIZED UNDER MISSISSIPPI CODE ANN. SECTIONS 21-33-301 ET SEQ., AS AMENDED AND/OR SUPPLEMENTED FROM TIME TO TIME, INCLUDING PAYING FOR THE COST OF SUCH BORROWING, DIRECTING THE PUBLICATION OF A NOTICE OF SUCH INTENTION; AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and City Council (the "Governing Body") of the City of Gautier, Mississippi (the "City"), acting for and on behalf of the City, is authorized by Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "City Bond Act"), to issue general obligation bonds for the purposes set forth therein, including, but not limited to, (i) constructing, improving, equipping or paving streets, sidewalks, driveways, parkways, public play grounds, walkways or public parking facilities, bridges, culverts and purchasing land therefor if necessary; (ii) erecting, repairing, improving, adorning, equipping and furnishing municipal buildings; (iii) repairing, improving, and extending public utility plants or distribution systems; (iv) repairing, improving and extending sanitary, storm, drainage or sewerage systems; and (v) for other related purposes as authorized under Mississippi Code Ann. Sections 21-33-301 *et seq.*, as amended and/or supplemented from time to time, including paying for the cost of such borrowing (collectively, the "Project"); and

WHEREAS, the Governing Body, acting for and on behalf of the City, is also authorized under the City Bond Act and Sections 31-25-1 *et seq.*, Mississippi Code of 1972, as amended (the "Bank Act"), and other applicable laws of the State, to (a) issue a general obligation bond of the City to be sold to the Mississippi Development Bank (the "Bank") to finance the costs of the Project, or (b) enter into a loan or loans with the Bank to borrow money to finance the costs of the Project; and

WHEREAS, the Project is in accordance with and in furtherance of the provisions of the City Bond Act and the Bank Act; and

WHEREAS, the Governing Body is authorized pursuant to the City Bond Act and/or the Bank Act to provide funding for the costs of the Project either through the issuance of (a) general obligation bonds of the City pursuant to the City Bond Act in a total aggregate principal amount of not to exceed Five Million Dollars (\$5,000,000) (the "Bonds"), (b) a general obligation bond of the City to be sold to the Bank in a total aggregate principal amount of not to exceed Five Million Dollars (\$5,000,000) (the "City Bond"), or (c) by entering into a loan or loans with the Bank to borrow money from the Bank in a total principal amount not to exceed Five Million Dollars (\$5,000,000) (the "Loan"); and

WHEREAS, as of November 1, 2017, the assessed value of all taxable property within the City, according to the last completed assessment for taxation, was One Hundred Twenty Million Five Hundred Seventy One Thousand Three Hundred Thirty Nine Dollars (\$120,571,339), and the City had outstanding bonded and floating indebtedness as subject to the fifteen percent (15%) debt limit prescribed by Section 21-33-303 of the City Bond Act, as amended, in the amount of Eighteen Million Eighty Five Thousand Seven Hundred Dollars (\$18,085,700), and outstanding bonded and floating indebtedness as subject to the twenty percent (20%) debt limit prescribed by Section 21-33-303 of the City Bond Act, in the amount of Twenty Four Million One Hundred Fourteen Thousand Two Hundred Sixty Seven Dollars (\$24,114,267); and

WHEREAS, the Bonds, the City Bond or the Loan, when added to the outstanding bonded indebtedness of the City, will not result in bonded indebtedness, exclusive of indebtedness not subject to the aforesaid fifteen percent (15%) debt limit, of more than fifteen percent (15%) of the assessed value of all taxable property within the City, will not result in indebtedness, both bonded and floating, exclusive of indebtedness not subject to the aforesaid twenty percent (20%) debt limit prescribed by Section 21-33-303 of the City Bond Act, in excess of twenty percent (20%) of the assessed value of all taxable property within the City, and will not exceed any constitutional or statutory limitation upon indebtedness which may be incurred by the City; and

WHEREAS, there has been no increase in said bonded and floating general obligation indebtedness of the City since November 1, 2017; and

WHEREAS, it would be in the best interest of the City for the Governing Body to provide funding for the costs of the Project by borrowing money through the issuance of the Bonds or the City Bond or by entering into the Loan; and

WHEREAS, the City reasonably expects that it will incur expenditures in connection with the Project for which the City intends to reimburse itself with the proceeds of the Bonds, the City Bond or the Loan; and

WHEREAS, the Governing Body is authorized and empowered by the City Bond Act and/or the Bank Act to issue the Bonds or the City Bond or to enter into the Loan for the purposes herein set forth and there are no other available funds on hand or available from regular sources of income for such purposes.

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

SECTION 1. The Governing Body, acting for and on behalf of the City, hereby declares its intention to either (a) issue and sell the Bonds pursuant to the City Bond Act in an aggregate principal amount not to exceed Five Million Dollars (\$5,000,000), (b) issue and sell the City Bond to the Bank pursuant to the City Bond Act and the Bank Act in an aggregate principal amount not to exceed Five Million Dollars (\$5,000,000), or (c) enter into the Loan with the Bank pursuant to the City Bond Act and the Bank Act in a principal amount not to exceed Five Million Dollars (\$5,000,000).

SECTION 2. The Bonds or the City Bond will be issued or the Loan will be entered into for the purpose of financing the Project, as authorized by the City Bond Act and the Bank Act.

SECTION 3. The Bonds or the City Bond may be issued in one or more series and, if issued, will be general obligations of the City 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 Loan will be payable from available revenues of the City and will not constitute an indebtedness of the City within the meaning of any constitutional or statutory restrictions, limitations, or provisions, and the taxing power of the City will not be pledged to the payment of the Loan.

SECTION 4. The Governing Body proposes to direct the issuance of all or any portion of the Bonds or the City Bond or to authorize the Loan in the amount and for the purposes and secured as aforesaid at a meeting of the Governing Body to be held at its usual meeting place located at the City Hall in the City, located at 3330 Hwy 90, Gautier, Mississippi, at the hour of 6:30 o'clock p.m. on January 2, 2018, or at some meeting or meetings subsequent thereto; provided, however, that if ten percent (10%) or Fifteen Hundred (1500), whichever is less, of the qualified electors of the City shall file a written protest with the City Clerk against the issuance of the Bonds or the City Bond or the authorization of the Loan on or before the aforesaid date and hour, then the Bonds or the City Bond shall not be issued or the Loan shall not be entered into unless approved at an election on the question thereof called and held as is provided by law; provided, further that if no protest is filed, then the Bonds or the City Bond may be issued and sold in one or more series or the City may enter into the Loan without an election on the question of the issuance thereof at any time within a period of two (2) years after January 2, 2018.

SECTION 5. In full compliance with the City Bond Act, the City Clerk is hereby directed to publish a copy of this resolution once a week for at least three (3) consecutive weeks in *The Mississippi Press*, a newspaper published in the City of Pascagoula, Mississippi, and having a general circulation in the City and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended, with the first publication being not less than twenty-one (21) days prior to the date set forth in Section 4 of this resolution, and the last publication being made not more than seven (7) days prior to such date.

SECTION 6. The City Clerk is hereby directed to procure from the publisher of the aforesaid newspaper the customary proof of the publication of this resolution and the required notice and have the same before the Governing Body on the date and hour specified in Section 4 hereof.

SECTION 7. The City hereby declares its official intent to reimburse itself from the proceeds of the Bonds, the City Bond or the Loan for expenses incurred with respect to the Project subsequent to the date of this resolution. This resolution is intended as a declaration of official intent under Treasury Regulation 1.150-2. The Bonds, the City Bond or the Loan will not exceed the aggregate principal amount of Five Million Dollars (\$5,000,000).

SECTION 8. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

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

Mayor Phil Torjusen	Voted: ____
Councilwoman Mary Martin	Voted: ____
Councilman Cameron B. George	Voted: ____
Councilman Richard "DJ" Jackson	Voted: ____
Councilman Casey Vaughan	Voted: ____
Councilman Charles "Rusty" Anderson	Voted: ____
Councilman Adam Colledge	Voted: ____

The motion having received the affirmative vote of a majority of the members of the Governing Body present, being a quorum of said Governing Body, the Mayor declared the motion carried and the resolution adopted this 21st day of November, 2017.

Mayor of the City of Gautier, Mississippi

ATTEST:

City Clerk

PUBLISH: December 6, 13, 20 and 27, 2017

**CITY OF GAUTIER
Business Agenda Item #8
Fact Sheet**

Council Meeting:
Title:

November 21, 2017
Resolution hiring required legal counsel and an independent registered municipal advisor in connection with general obligation bonds of said City or a general obligation bond of said City and a combined utility system revenue bond

Introduced by:
Contact Person/Telephone

City Manager 497-8000 ext. 306

Summary Explanation: Resolution hiring required legal counsel and an independent registered municipal advisor in connection with general obligation bonds of said City or a general obligation bond of said City and a combined utility system revenue bond.

EXHIBITS FOR REVIEW

Resolution	☒
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:													
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
Second Made by:													
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
Voted as follows:			Ayes	Nays	Abstained	Absent							
Mayor	Torjusen	☐	☐	☐	☐	☐							
At Large	Martin	☐	☐	☐	☐	☐							
Ward 1	George	☐	☐	☐	☐	☐							
Ward 2	Jackson	☐	☐	☐	☐	☐							
Ward 3	Vaughan	☐	☐	☐	☐	☐							
Ward 4	Anderson	☐	☐	☐	☐	☐							
Ward 5	Colledge	☐	☐	☐	☐	☐							

Action Taken:

There came on for consideration the matter of providing financing for certain capital improvements for the City of Gautier, Mississippi, and after a discussion of the subject matter, Council Member _____ offered and moved the adoption of the following resolution:

RESOLUTION HIRING REQUIRED LEGAL COUNSEL AND AN INDEPENDENT REGISTERED MUNICIPAL ADVISOR IN CONNECTION WITH (I) THE SALE AND ISSUANCE BY THE CITY OF GAUTIER, MISSISSIPPI OF EITHER GENERAL OBLIGATION BONDS OF SAID CITY OR A GENERAL OBLIGATION BOND OF SAID CITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK OR THE EXECUTION AND DELIVERY OF THE DOCUMENTS NECESSARY TO SECURE A LOAN WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED FIVE MILLION DOLLARS (\$5,000,000); AND FOR RELATED PURPOSES AND (II) THE SALE AND ISSUANCE BY THE CITY OF GAUTIER, MISSISSIPPI OR EITHER COMBINED UTILITY SYSTEM REVENUE BONDS OF SAID CITY OR A COMBINED UTILITY SYSTEM REVENUE BOND OF SAID CITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK OR THE EXECUTION AND DELIVERY OF THE DOCUMENTS NECESSARY TO SECURE A LOAN WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED TEN MILLION DOLLARS (\$10,000,000); AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and City Council of the City of Gautier, Mississippi (the "**Governing Body**"), acting for and on behalf of the City of Gautier, Mississippi (the "**City**"), is authorized by Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "**GO Bond Act**"), to issue general obligation bonds for the purposes set forth therein, including, but not limited to, (i) constructing, improving, equipping or paving streets, sidewalks, driveways, parkways, public play grounds, walkways or public parking facilities, bridges, culverts and purchasing land therefor if necessary; (ii) erecting, repairing, improving, adorning, equipping and furnishing municipal buildings; (iii) repairing, improving, and extending public utility plants or distribution systems; (iv) repairing, improving and extending sanitary, storm, drainage or sewerage systems; and (v) for other related purposes as authorized under Mississippi Code Ann. Sections 21-33-301 *et seq.*, as amended and/or supplemented from time to time, including paying for the cost of such borrowing (the "**GO Project**"); and

WHEREAS, the Governing Body, acting for and on behalf of the City, is also authorized under the GO Bond Act and Sections 31-25-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "**Bank Act**" and together with the GO Bond Act, the "**Act**"), and other applicable laws of the State of Mississippi (the "**State**"), to (a) issue general obligation bonds of the City to finance the costs of the GO Project, (b) issue a general obligation bond of the City to be sold to the Mississippi Development Bank (the "**Bank**") to finance the costs of the GO Project, and/or (c) enter into a loan with the Bank to borrow money to finance the costs of the GO Project; and

WHEREAS, the GO Project is in accordance with and in furtherance of the provisions of the GO Bond Act and the Bank Act; and

WHEREAS, the Governing Body is authorized to provide financing for the costs of the GO Project either (a) through the issuance of general obligation bonds of the City in a total aggregate principal amount not to exceed Five Million Dollars (\$5,000,000) (the "**GO Bonds**") pursuant to the GO Bond Act, (b) through the issuance of a general obligation bond of the City to be sold to the Bank in a total aggregate principal amount not to exceed Five Million Dollars (\$5,000,000) (the "**City GO Bond**") pursuant to the Act, and/or (c) by entering into a loan with the Bank to borrow money from the Bank in a total principal amount not to exceed Five Million Dollars (\$5,000,000) (the "**GO Loan**") pursuant to the Act; and

WHEREAS, in connection with the execution and delivery of the documentation necessary to secure the Loan and/or the sale and issuance of the Bonds and the City Bond, the Governing Body now desires to hire the required legal counsel and an independent registered municipal advisor; and

WHEREAS, the Governing Body, acting for and on behalf of the City, is authorized under the provisions of Sections 21-27-23 and 21-27-41 through 21-27-69, Mississippi Code of 1972, as amended and/or supplemented from time to time (the "**Revenue Bond Act**") and Sections 31-25-1 et seq., Mississippi Code of 1972, as amended from time to time (the "**Bank Act**" and together with the Bond Act, the "Act"), to issue utility system revenue bonds for the purposes set forth therein, including, but not limited to the improvement, repair and extension of the combined utility system of the City (the "**System**") and other authorized purposes under the Bond Act (together, the "**Revenue Project**") and

WHEREAS, the Governing Body, acting for and on behalf of the City is authorized under the Bond Act and Sections 31-25-1 et seq., Mississippi Code of 1972, as amended and/or supplemented from time to time (the "Bank Act"), and other applicable laws of the State, to (a) issue a utility system revenue bond of the City to be sold to the Bank to finance the costs of the Revenue Project, or (b) enter into a loan or loans with the Bank to borrow money to finance the costs of the Revenue Project; and

WHEREAS, the Revenue Project is in accordance with and in furtherance of the provisions of the Revenue Bond Act and the Bank Act; and

WHEREAS, the Governing Body is authorized pursuant to the Revenue Bond Act and/or the Bank Act to provide funding for the costs of the Revenue Project either through the issuance of (a) utility system revenue bonds of the City pursuant to the Bond Act in a total aggregate principal amount of not to exceed Ten Million Dollars (\$10,000,000) (the "**Revenue Bonds**"), (b) a utility system revenue bond of the City to be sold to the Bank in a total aggregate principal amount of not to exceed Ten Million Dollars (\$10,000,000) (the "**City Revenue Bond**"), or (c) by entering into a loan or loans with the Bank to borrow money from the Bank in a total principal amount not to exceed Ten Million Dollars (\$10,000,000) (the "**Revenue Loan**"); and

WHEREAS, the Governing Body finds and determines that it is necessary and proper to improve, repair and extend the System which improvements, repairs and extensions are to be done substantially in accordance with plans and specifications prepared by engineers employed by the City and approved by the Mayor and City Council; and

WHEREAS, it would be in the best interest of the City for the Governing Body to provide funding for the costs of the Revenue Project by borrowing money through the issuance of the Revenue Bonds or the City Revenue Bond or by entering into the Revenue Loan; and

WHEREAS, the City reasonably expects that it will incur expenditures in connection with the Revenue Project for which the City intends to reimburse itself with the proceeds of the Revenue Bonds, the City Revenue Bond or the Revenue Loan; and

WHEREAS, the Governing Body is authorized and empowered by the Bond Act and/or the Bank Act to issue the Revenue Bonds or the City Revenue Bond or to enter into the Revenue Loan for the purposes herein set forth and there are no other available funds on hand or available from regular sources of income for such purposes.

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

SECTION 1. The Governing Body, acting for and on behalf of the City, does hereby find and determine that it is necessary and advisable for the City to hire the required legal counsel and an independent registered municipal advisor in connection with (i) (a) the issuance and sale of the GO Bonds pursuant to the GO Bond Act, (b) the issuance and sale of the City GO Bond to the Bank pursuant to the GO Bond Act and the Bank Act, and/or (c) entering into the GO Loan with the Bank pursuant to the GO Bond Act and the Bank Act to borrow money from the Bank; and (ii) (a) the issuance and sale of the Revenue Bonds pursuant to the Revenue Bond Act, (b) the issuance and sale of the City Revenue Bond to the Bank pursuant to the Bond Act and the Bank Act, and/or (c) entering into the Revenue Loan with the Bank pursuant to the Revenue Bond Act and the Bank Act to borrow money from the Bank.

SECTION 2. Butler Snow LLP, Ridgeland, Mississippi, is hereby selected to serve as bond counsel (the "**Bond Counsel**") to the City and Bordis & Danos P.L.L.C., is hereby selected to serve as counsel to the City in connection with (i) the sale and issuance of the GO Bonds, the City GO Bond and/or the GO Loan; and (ii) the sale and issuance of the Revenue Bonds, the City Revenue Bond and/or the Revenue Loan. The Mayor of the City, the President of the Governing Body and/or the City Clerk of the City, acting for and on behalf of the City, is hereby authorized and directed to execute and deliver the engagement letter of Bond Counsel attached hereto as **Exhibit A**.

SECTION 3. Government Consultants, Inc., Madison, Mississippi, is hereby selected to serve as Independent Registered Municipal Advisor (the "**Municipal Advisor**") to the City in connection with (i) the sale and issuance of the GO Bonds, the City GO Bond and/or the GO Loan and (ii) the sale and issuance of the Revenue Bonds, the City Revenue Bond and/or the Revenue Loan. The Mayor of the City, the President of the Governing Body and/or the City Clerk of the City, acting for and on behalf of the City, is hereby authorized and directed to

execute and deliver the Independent Registered Municipal Advisor disclosure letter of the Municipal Advisor attached hereto as **Exhibit B**.

SECTION 4. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

SECTION 5. Council Member _____ seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Mayor Phil Torjusen	Voted: ____
Councilwoman Mary Martin	Voted: ____
Councilman Cameron B. George	Voted: ____
Councilman Richard "DJ" Jackson	Voted: ____
Councilman Casey Vaughan	Voted: ____
Councilman Charles "Rusty" Anderson	Voted: ____
Councilman Adam Colledge	Voted: ____

SECTION 6. The motion having received the affirmative vote of a majority of the members of the Governing Body present, being a quorum of said Governing Body, the Mayor declared the motion carried and the resolution adopted this 21st Day of November, 2017.

MAYOR

ATTEST:

CITY CLERK

(SEAL)

EXHIBIT A

BOND COUNSEL ENGAGEMENT LETTER

November 21, 2017

Mayor and City Council
City of Gautier, Mississippi

Re: Not to exceed \$5,000,000 (i) (a) General Obligation Bonds of the City (the "**GO Bonds**"), (b) General Obligation Bond of the City to be sold to the Mississippi Development Bank (the "**City GO Bond**"), and/or (c) Loan with the Mississippi Development Bank (the "**GO Loan**") and

Not to exceed \$10,000,000 (i) (a) Utility System Revenue Bonds of the City (the "**Revenue Bonds**"), (b) Utility System Revenue Bond of the City to be sold to the Mississippi Development Bank (the "**City Revenue Bond**"), and/or (c) Loan with the Mississippi Development Bank (the "**Revenue Loan**")

Gentlemen:

The purpose of this engagement letter is to set forth certain matters concerning the services we will perform as bond counsel to the City of Gautier, Mississippi (the "**City**") in connection with (a) the issuance of the above-referenced GO Bonds, City GO Bond and/or GO Loan. We understand that the GO Bonds, City GO Bond and/or GO Loan are being issued for the purpose of providing funds for various purposes throughout the City as authorized under Mississippi Code Ann. Sections 21-33-301 *et seq.*, as amended and/or supplemented from time to time, including paying for the cost of such borrowing; and (b) the issuance of the above-referenced Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively. We understand that the Revenue Bonds, City Revenue Bond and/or Revenue Loan are being issued for the purpose of providing funds for the improving, repairing and extending the combined utility system of the City and other authorized purposes under Mississippi Code Ann. Sections 21-27-23 and 21-27-41 through 21-27-69 *et seq.*, as amended and/or supplemented from time to time, including paying for the cost of such borrowing.

SCOPE OF ENGAGEMENT

In connection with this engagement, we expect to perform the following duties:

1. Subject to the completion of proceedings to our satisfaction, render our legal opinion (the "**Bond Opinion**") regarding the validity and binding effect of (a) the GO Bonds, City GO Bond and/or GO Loan, the source of payment and security for the GO Bonds, City GO Bond and/or GO Loan, and the excludability of interest on the GO Bonds, City GO Bond and/or GO Loan from gross income for federal and State of Mississippi (the "**State**") income tax purposes; and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, the source of payment and security for the Revenue Bonds, City Revenue Bond and/or Revenue Loan, and the

T 601.948.5711
F 601.985.4500
www.butlersnow.com

Suite 1400
1020 Highland Colony Parkway
Ridgeland, MS 39157

excludability of interest on the Revenue Bonds, City Revenue Bond and/or Revenue Loan from gross income for federal and State income tax purposes, respectively.

2. Prepare and review documents necessary or appropriate for the authorization, issuance and delivery of (a) the GO Bonds, City GO Bond and/or GO Loan and coordinate the authorization and execution of such documents; and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, and coordinate the authorization and execution of such documents, respectively.

3. Assist the City in seeking from any other governmental authorities such approvals, permissions, and exemptions as we determine are necessary or appropriate in connection with the authorization, issuance and delivery of (a) the GO Bonds, City GO Bond and/or GO Loan, and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively; except that we will not be responsible for any required Blue Sky filings;

4. Review legal issues relating to the structure of the GO Bond issue and the Revenue Bond issue, respectively;

5. Assist with pursuing validation proceedings under State law;

6. If applicable, assist the City in preparing the official statement (the "**Official Statement**") and subject to satisfactory completion of our review, provide to the Issuer written advice that in the course of our participation, no information has come to our attention that leads us to believe that the Official Statement, as of its date (except for financial statements, other statistical data, feasibility reports and statements of trends and forecasts and book-entry language contained in the Official Statement and its appendices, to which we will express no opinion), contains any untrue statement of material fact or omits to state any material fact necessary to make the statements in the Official Statement, in light of the circumstances under which they were made, not misleading;

7. Assist the City in presenting information to bond rating organizations, if necessary, and providers of credit enhancement relating to legal issues affecting the issuance of (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively;

8. If applicable, draft the continuing disclosure undertaking of the City.

Our Bond Opinion will be addressed to the City and will be delivered by us on the date of delivery of (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively. The Bond Opinion will be based on facts and laws existing as of its date. In rendering our Bond Opinion, we will rely upon the certified proceedings and other certifications of public officials and other persons furnished to us without undertaking to verify the same by independent investigation, and we will assume continuing compliance by the City with applicable laws relating to (a) the GO Bonds, City GO Bond and/or

GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively. During the course of this engagement, we will rely on you to provide us with complete and timely information on all developments pertaining to any aspect of (a) the GO Bonds, City GO Bond and/or GO Loan and their security and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan and their security, respectively. We understand that you will direct members of your staff and other employees of the City to cooperate with us in this regard. In rendering our Bond Opinion, we will expressly rely upon other counsel as to due authorization, execution and delivery of bond documents executed by the City.

Our duties in this engagement are limited to those expressly set forth above. Among other things, our duties under this engagement, without a separate engagement as may hereafter be agreed between the parties, do not include:

(a) Except as described in paragraph 6 above, assisting in the preparation or review of the Official Statement or any other disclosure document with respect to (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively, or performing an independent investigation to determine the accuracy, completeness or sufficiency of any such document or rendering advice that the Official Statement or other disclosure document does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements contained therein, in light of the circumstances under which they were made, not misleading;

(b) Preparing request for tax rulings from the Internal Revenue Service ("IRS") or no action letters from the Securities and Exchange Commission ("SEC");

(c) If applicable, preparing Blue Sky or investment surveys with respect to (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively;

(d) Drafting State constitutional or legislative amendments;

(e) Pursuing test cases or other litigation, such as contested validation proceedings;

(f) Making an investigation or expressing any view as to the creditworthiness of the City or (a) the GO Bonds, City GO Bond and/or GO Loan or (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively;

(g) Except as described above, assisting in the preparation of, or opining on, a continuing disclosure undertaking pertaining to (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan or, after closing, providing advice concerning any actions necessary to assure compliance with any continuing disclosure undertaking;

(h) Representing the City in IRS examinations or inquiries, or SEC investigations;

(i) After closing, providing continuing advice to the City or any other party concerning any actions necessary to assure that interest paid on (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively, will continue to be excludable from gross income for federal income tax purposes (e.g., our engagement does not include rebate calculations for (a) the GO Bonds, City GO Bond and/or GO Loan or (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively). Although our present engagement does not include rebate analysis and post-issuance advice relating to (a) the GO Bonds, City GO Bond and/or GO Loan or (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively, we would like to discuss with you a separate engagement involving rebate and other post-issuance compliance matters for the (a) GO Bonds, City GO Bond and/or GO Loan, (b) Revenue Bonds, City Revenue Bond and/or Revenue Loan and other bond issues that you may have issued on various occasions. This includes the drafting of a formal debt management policy and post-issuance tax compliance policy;

(j) Giving and/or providing any financial advice or financially-related recommendations concerning the issuance of (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, as mandated by SEC and/or MSRB rules; or

(k) Addressing any other matters not specifically set forth above that is not required to render our Bond Opinion.

ATTORNEY-CLIENT RELATIONSHIP

Upon execution of this engagement letter, the City will be our client and an attorney-client relationship will exist between us. We understand that counsel to the City has been engaged by the City to assist with the issuance of (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, particularly as to the authorization, execution and delivery of bond documents. We assume that all other parties will retain such counsel, as they deem necessary and appropriate to represent their interest in this transaction. We further assume that all other parties understand that in this transaction we represent only the City, we are not counsel to any other party, and we are not acting as an intermediary among the parties. Our services as bond counsel are limited to those contracted for in this letter, and the City's execution of this engagement letter will constitute an acknowledgment of those limitations. Our representation of the City will not affect, however, our responsibility to render an objective Bond Opinion.

Our representation of the City and the attorney-client relationship created by this engagement letter will be concluded upon issuance of (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively. Nevertheless, subsequent to Closing, we will mail to the IRS the appropriate IRS Form 8038-G and prepare and distribute to the participants in the transaction a transcript of the proceedings pertaining to (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively.

PROSPECTIVE CONSENT

As you are aware, Butler Snow represents many political subdivisions, companies and individuals. It is possible that during the time that we are representing the City, one or more of our present or future clients will have transactions with the City. It is also possible that we may be asked to represent, in an unrelated matter, one or more of the entities involved in the issuance of (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively. We do not believe that such representation, if it occurs, will adversely affect our ability to represent you as provided in this letter, either because such matters will be sufficiently different from the issuance of (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan; so as to make such representations not adverse to our representation of you, or because the potential for such adversity is remote or minor and outweighed by the consideration that it is unlikely that advice given to the other client will be relevant to any aspect of the issuance of (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively. Execution of this letter will signify the City's consent to our representation of others consistent with the circumstances described in this paragraph.

FEES

Based upon: (i) our current understanding of the terms, structure, size and schedule of the financing represented by (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively; (ii) the duties we will undertake pursuant to this engagement letter; (iii) the time we anticipate devoting to the financings; and (iv) the responsibilities we will assume in connection therewith, our fee will range from (a) \$40,000 to \$60,000 for each series of the GO Bonds, City GO Bond and/or GO Loan and (b) from \$55,000 to \$75,000 for each series of the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively; plus expenses. Our fee for the preparation of the Official Statement, if necessary, will not exceed \$5,000 for each series of (a) the GO Bonds, City GO Bond and/or GO Loan and (b) the Revenue Bonds, City Revenue Bond and/or Revenue Loan, respectively.

If the financing is not consummated, we understand and agree that we will not be paid for our time expended on your behalf, but will be paid for client charges made or incurred on your behalf.

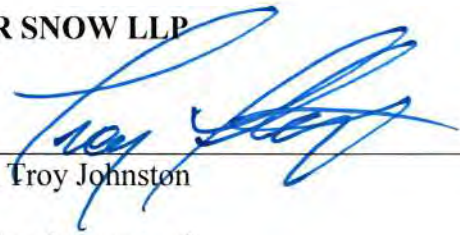
RECORDS

At your request, papers and property furnished by you will be returned promptly upon receipt of payment for outstanding fees and client charges. Our own files, including lawyer work product, pertaining to the transaction will be retained by us. For various reasons, including the minimization of unnecessary storage expenses, we reserve the right to dispose of any documents or other material retain by us after the termination of this engagement.

Mayor and City Council
City of Gautier, Mississippi
November 21, 2017
Page 6

If the foregoing terms are acceptable to you, please so indicate by returning the enclosed copy of this engagement letter dated and signed by an authorized officer, retaining the original for your files. We look forward to working with you.

BUTLER SNOW LLP

By: 
J. Troy Johnston

Accepted and Approved:

CITY OF GAUTIER, MISSISSIPPI

BY: _____
Mayor

Dated: November 21, 2017

Authorized by Resolution of the Governing Body of the City of Gautier, Mississippi dated November 21, 2017.

EXHIBIT B
M/A IRMA LETTER



GOVERNMENT
CONSULTANTS

GOVERNMENT CONSULTANTS, INC.

Consulting & Municipal Advisory Firm

116 Village Boulevard
Madison, Mississippi 39110

Telephone: (601) 982-0005
Facsimile: (601) 982-2448
Email: gcms@gc-ms.net

November 21, 2017

Mayor and City Council
City of Gautier, Mississippi
3330 Highway 90
Gautier, Mississippi

Re: City of Gautier, Mississippi
Not to Exceed \$5,000,000
City of Gautier, Mississippi General Obligation Bonds, Series 2018; OR
Mississippi Development Bank Special Obligation Bonds, Series 2018 (City of Gautier,
Mississippi General Obligation Bond Project) (the "Bonds")
Disclosure and Engagement Letter (the "Letter")

Dear Mayor and Council,

We are writing you to provide certain disclosures to you as representative of the City of Gautier, Mississippi (the "Issuer" or the "Obligor") as required by the Securities and Exchange Commission ("SEC") and Municipal Securities Rulemaking Board ("MSRB" or the "Board"). Government Consultants, Inc. ("GCI" or the "Municipal Advisor") is an Independent Registered Municipal Advisor and welcomes the opportunity to provide municipal advisory services to the Issuer or Obligor for the issuance of the above referenced Bonds.

Disclosures Concerning our Role as Municipal Advisor

- (i) The Municipal Advisor has a fiduciary duty to the Issuer or Obligor. This is different than an underwriter, if any, who only has an obligation to deal fairly with you, as Issuer or Obligor. The underwriter, if any, has financial and other interests that differ from the Issuer or Obligor, unlike the Municipal Advisor who has no financial or other interests that differ from the Issuer or Obligor.
- (ii) We shall provide advice concerning the structure, timing, terms, sizing and other similar matters related to any potential bond or debt issuance by the Issuer or Obligor.
- (iii) We shall make a reasonable inquiry to the relevant facts that help determine what course of action to take that best suits the Issuer or Obligor. A reasonable analysis will be conducted to determine that all advice and/or recommendation(s), are not based on materially inaccurate or incomplete information.
- (iv) We shall evaluate possible material risks, benefits and alternatives with the Issuer or Obligor.
- (v) Our duties are limited to this transaction and the above-mentioned disclosures.

Disclosure Concerning Conflicts of Interest and Other Information

MSRB Rule G-42 requires that GCI provide in writing any disclosures relating to actual or potential material conflicts of interest, including certain categories of potential conflicts of interest identified in MSRB Rule G-42, if applicable. After reasonable due diligence by GCI, there are no known material conflicts of interest that may affect GCI's ability to serve as a municipal advisor to the Issuer or Obligor. If new material conflict(s) of interest occurs after the delivery and execution of this Letter, GCI will disclose all new material conflict(s) of interest to the Issuer or Obligor.

In addition to providing disclosures concerning material conflict(s) of interest, MSRB Rule G-42 further requires GCI to have a fiduciary duty that includes a duty of loyalty and duty of care to the Issuer or Obligor and to disclose our role and duties as a Municipal Advisor. Our primary obligation is to always act in the best interest of the Issuer or Obligor.

Disclosure Concerning the Compensation

Our compensation for serving as municipal advisor will be contingent on the closing of the transaction(s) for the issuance of bonds and is based, in part, on the size of the bonds. We will negotiate with the Issuer or Obligor as to compensation and will be paid upon closing of the transaction(s). The Municipal Advisor will abide by its fiduciary duty to the Issuer or Obligor and provide unbiased and independent advice as required by MSRB.

Disclosure of Information Regarding Legal Events and Disciplinary History

MSRB Rule G-42 requires that all municipal advisors, including GCI, provide in writing to their clients certain legal or disciplinary events that are material to the Issuer's or Obligor's evaluation of GCI or the integrity of GCI management or personal. GCI believes there are no known legal or disciplinary events reported on any Form MA or Form MA-I that are material to your evaluation of GCI and there are no recent changes made on any Form MA or Form MA-I that are material to your evaluation. Any such information, whether material or not must be reported on Form MA and/or MA-I filed with the SEC, which forms are available and which can be viewed on the SEC's EDGAR system website at <http://www.sec.gov/edgar/searchedgar/companysearch.html>.

Disclosure Relating to Issuing Bonds

As with any issuance of debt, your obligation to pay principal and interest when due, will be a contractual obligation that will require you to make these payments no matter what budget restraints you encounter. The failure to pay principal and interest when due, could cause you to be in default. A default may negatively impact your credit ratings and may effectively limit your ability to publicly offer bonds or other securities at market rate levels. Please be aware of the following basic aspects of the Bonds.

Fixed rate bonds are interest bearing debt securities issued by an issuer and obligor. The interest rates for these bonds are specified at closing and will not change while the bonds are outstanding. Maturity dates for fixed rate bonds are fixed at the time of the issuance and may include serial maturities (specified principal amounts are payable on the same date each year until final maturity) or a term maturity (specified principal amounts are payable on each term maturity date) or a combination of serial and term maturities. Interest on fixed rate bonds is typically paid semiannually at a stated fixed rate or rates for each maturity.

General obligation bonds are debt securities to which your full faith and credit is pledged to pay principal and interest. Also, the Issuer or Obligor pledges to use your ad valorem taxing power, if needed, to pay principal and interest.

This debt issuance is secured by a millage collected within the jurisdiction of the Issuer or Obligor. The Issuer or Obligor promises to collect the taxes and repay the debt to which it is pledged.

Additionally, the Bonds will be offered as federally tax-exempt obligations. This requires that you comply with various Internal Revenue Service ("IRS") requirements and restrictions relating to how you use and invest the proceeds of the bond issue, how you use any facilities constructed with the proceeds of the bond issue and other restrictions throughout the term of the Bonds.

It is recommended that you consult with bond counsel on such tax matters related to the issuance of the Bonds.

Disclosure Concerning the Term of Engagement

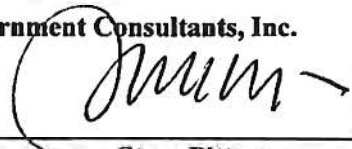
The Term of Engagement is effective on the execution date of the document that employed GCI as the Issuer's or Obligor's appointed municipal advisor and ends upon the closing and delivery of the Bonds. The Engagement may be terminated with or without cause by the Issuer or Obligor or the Municipal Advisor. A written notice must be delivered to the other party, specifying the effective date of the termination.

Acknowledgement

We must seek your acknowledgement that you have received this Letter. Accordingly, please acknowledge receipt of this Letter on behalf of the Issuer or Obligor in the space provided below. If you are not authorized to execute this Letter on behalf of the Issuer or Obligor, please notify GCI immediately so the correct individual may be contacted. Please let us know if you have any questions or concerns.

Sincerely,

Government Consultants, Inc.

BY: 

Steve Pittman

RECEIPT ACKNOWLEDGEMENT

BY: _____

Signature

_____ Date

Phil Torjusen, Mayor, City of Gautier, Mississippi
Authorized Representative's Name



GOVERNMENT CONSULTANTS, INC.

Consulting & Municipal Advisory Firm

116 Village Boulevard
Madison, Mississippi 39110

Telephone: (601) 982-0005
Facsimile: (601) 982-2448
Email: gcms@gc-ms.net

November 21, 2017

Mayor and City Council
City of Gautier, Mississippi
3330 Highway 90
Gautier, Mississippi

Re: City of Gautier, Mississippi
Not to Exceed \$10,000,000
City of Gautier, Mississippi Combined Utility System Revenue Bonds, Series 2018; OR
Mississippi Development Bank Special Obligation Bonds, Series 2018 (City of Gautier,
Mississippi Combined Utility System Revenue Project) (the "Bonds")
Disclosure and Engagement Letter (the "Letter")

Dear Mayor and Council,

We are writing you to provide certain disclosures to you as representative of the City of Gautier, Mississippi (the "Issuer" or the "Obligor") as required by the Securities and Exchange Commission ("SEC") and Municipal Securities Rulemaking Board ("MSRB" or the "Board"). Government Consultants, Inc. ("GCI" or the "Municipal Advisor") is an Independent Registered Municipal Advisor and welcomes the opportunity to provide municipal advisory services to the Issuer or Obligor for the issuance of the above referenced Bonds.

Disclosures Concerning our Role as Municipal Advisor

- (i) The Municipal Advisor has a fiduciary duty to the Issuer or Obligor. This is different than an underwriter, if any, who only has an obligation to deal fairly with you, as Issuer or Obligor. The underwriter, if any, has financial and other interests that differ from the Issuer or Obligor, unlike the Municipal Advisor who has no financial or other interests that differ from the Issuer or Obligor.
- (ii) We shall provide advice concerning the structure, timing, terms, sizing and other similar matters related to any potential bond or debt issuance by the Issuer or Obligor.
- (iii) We shall make a reasonable inquiry to the relevant facts that help determine what course of action to take that best suits the Issuer or Obligor. A reasonable analysis will be conducted to determine that all advice and/or recommendation(s), are not based on materially inaccurate or incomplete information.
- (iv) We shall evaluate possible material risks, benefits and alternatives with the Issuer or Obligor.
- (v) Our duties are limited to this transaction and the above-mentioned disclosures.

Disclosure Concerning Conflicts of Interest and Other Information

MSRB Rule G-42 requires that GCI provide in writing any disclosures relating to actual or potential material conflicts of interest, including certain categories of potential conflicts of interest identified in MSRB Rule G-42, if applicable. After reasonable due diligence by GCI, there are no known material conflicts of interest that may affect GCI's ability to serve as a municipal advisor to the Issuer or Obligor. If new material conflict(s) of interest occurs after the delivery and execution of this Letter, GCI will disclose all new material conflict(s) of interest to the Issuer or Obligor.

In addition to providing disclosures concerning material conflict(s) of interest, MSRB Rule G-42 further requires GCI to have a fiduciary duty that includes a duty of loyalty and duty of care to the Issuer or Obligor and to disclose our role and duties as a Municipal Advisor. Our primary obligation is to always act in the best interest of the Issuer or Obligor.

Disclosure Concerning the Compensation

Our compensation for serving as municipal advisor will be contingent on the closing of the transaction(s) for the issuance of bonds and is based, in part, on the size of the bonds. We will negotiate with the Issuer or Obligor as to compensation and will be paid upon closing of the transaction(s). The Municipal Advisor will abide by its fiduciary duty to the Issuer or Obligor and provide unbiased and independent advice as required by MSRB.

Disclosure of Information Regarding Legal Events and Disciplinary History

MSRB Rule G-42 requires that all municipal advisors, including GCI, provide in writing to their clients certain legal or disciplinary events that are material to the Issuer's or Obligor's evaluation of GCI or the integrity of GCI management or personal. GCI believes there are no known legal or disciplinary events reported on any Form MA or Form MA-I that are material to your evaluation of GCI and there are no recent changes made on any Form MA or Form MA-I that are material to your evaluation. Any such information, whether material or not must be reported on Form MA and/or MA-I filed with the SEC, which forms are available and which can be viewed on the SEC's EDGAR system website at <http://www.sec.gov/edgar/searchedgar/companysearch.html>.

Disclosure Relating to Issuing Bonds

As with any issuance of debt, your obligation to pay principal and interest when due, will be a contractual obligation that will require you to make these payments no matter what budget restraints you encounter. The failure to pay principal and interest when due, could cause you to be in default. A default may negatively impact your credit ratings and may effectively limit your ability to publicly offer bonds or other securities at market rate levels. Please be aware of the following basic aspects of the Bonds.

Fixed rate bonds are interest bearing debt securities issued by an issuer or obligor. The interest rates for these bonds are specified at closing and will not change while the bonds are outstanding. Maturity dates for fixed rate bonds are fixed at the time of the issuance and may include serial maturities (specified principal amounts are payable on the same date each year until final maturity) or a term maturity (specified principal amounts are payable on each term maturity date) or a combination of serial and term maturities. Interest on fixed rate bonds is typically paid semiannually at a stated fixed rate or rates for each maturity.

Revenue bonds are a debt instrument secured by a pledge of incomes and revenues (fees, rates or rentals). The Issuer or Obligor pledges to use the net revenues of the utility system for repayment of the bonds.

Additionally, the Bonds will be offered as federally tax-exempt obligations. This requires that you comply with various Internal Revenue Service ("IRS") requirements and restrictions relating to how you use and invest the proceeds of the bond issue, how you use any facilities constructed with the proceeds of the bond issue and other restrictions throughout the term of the Bonds.

It is recommended that you consult with bond counsel on such tax matters related to the issuance of the Bonds.

Disclosure Concerning the Term of Engagement

The Term of Engagement is effective on the execution date of the document that employed GCI as the Issuer's or Obligor's appointed municipal advisor and ends upon the closing and delivery of the Bonds. The Engagement may be terminated with or without cause by the Issuer or Obligor or the Municipal Advisor. A written notice must be delivered to the other party, specifying the effective date of the termination.

Acknowledgement

We must seek your acknowledgement that you have received this Letter. Accordingly, please acknowledge receipt of this Letter on behalf of the Issuer or Obligor in the space provided below. If you are not authorized to execute this Letter on behalf of the Issuer or Obligor, please notify GCI immediately so the correct individual may be contacted. Please let us know if you have any questions or concerns.

Sincerely,

Government Consultants, Inc.

BY: 

Steve Pittman

RECEIPT ACKNOWLEDGEMENT

BY: _____

Signature

Date

Phil Torjusen, Mayor, City of Gautier, Mississippi

Authorized Representative's Name

**CITY OF GAUTIER
Business Agenda Item #9
Fact Sheet**

Council Meeting:
Title:

**November 21, 2017
Approval of Docket of Claims**

Introduced by:
Contact Person/Telephone

Teresa Montgomery 497-8000

Summary Explanation: Approval of the Docket of Claims.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract/Agreement	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Second Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2017

WHEREAS, Miss. Code Ann. 21-39-9 requires governing authority to review all unpaid claims and determine if there is an obligation. An obligation exists if the related materials and supplies were properly contracted for and received by the municipality; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Docket of Claims is hereby approved, provided that all entries thereon are true, correct, properly entered and not fraudulent.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK** seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 21, 2017.

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	SECURE NETWORKS LLC	180260	11/21/2017	11/02/2017			2,430.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	DEC 2017 NETWORK SERVICES		3226	10/16/2017			2,280.00
	001-092-698	SYNCHRONIZED EMAIL		3226	10/16/2017			150.00
001	BELL AUTO PARTS INC	180267	11/21/2017	11/02/2017			248.67	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	BELT, HYD FILTER		42254	10/05/2017			81.42
	001-100-570	FRONT BRAKE PADS (3)		42290	10/27/2017			83.25
	001-170-639	TRUFUEL, 5GAL HYD FLUID		42291	10/30/2017			84.00
001	ALLENS TIRE AND WHEEL	180269	11/21/2017	11/02/2017			112.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-638	PATCH TIRE: REC TRUCK		180020	10/16/2017			25.00
	001-100-638	DISMOUNT/MOUNT/BAL, TIRE		180011	10/27/2017			87.00
001	STEINER SAW & MOWER	180270	11/21/2017	11/02/2017			105.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	PULLEY		487293	10/05/2017			29.00
	001-170-639	STIHL LINK, CARB, HOSE, FILTER		305318	10/25/2017			76.00
001	O'REILLY AUTO PARTS	180272	11/21/2017	11/02/2017			615.88	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-639	QT STABILIZER, OCTANE BOOST		1978473075	10/05/2017			14.98
	001-100-570	WIPER BLADE (2)		1978473209	10/06/2017			3.98
	001-161-638	SEALED BEAM, MINI LAMP		1978473420	10/09/2017			11.38
	001-161-638	SEALED BEAM (2)		1978473425	10/09/2017			16.56
	001-100-570	HOSE, DEGRSR, ADH RMVR, BLADE		1978473746	10/12/2017			31.86
	001-100-570	BLOWER RSSTR, BLOWER MOTOR		1978474166	10/17/2017			108.09
	001-100-570	CABIN FILTER		1978474178	10/17/2017			11.46
	001-100-570	RADIATOR: U #12411		1978474351	10/19/2017			197.82
	001-205-559	BOOSTER CABLE: SHOP		1978474396	10/19/2017			49.99
	001-170-639	PARTS (158): REPR MOTOR		1978474437	10/20/2017			106.02
	001-100-570	OIL TRMT, BRAKE CLEAN (12)		1978475041	10/26/2017			36.27
	001-170-638	OIL FILTER, 1QT & 5QT MOTOR OIL		1978475044	10/26/2017			27.47
001	DELTA SANITATION OF MS LLC	180274	11/21/2017	11/03/2017			35.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-698	FRAZIER PORT O LET		0000870394	10/31/2017			35.00
001	MALLETTE BROTHERS CONSTRUCTION INC	180278	11/21/2017	11/03/2017			945.30	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-634	18.17 RAP TN		19472	10/31/2017			545.10
	001-201-576	4.85 RAP TN		19473	10/31/2017			145.50
	001-170-577	8.49 RAP TN		19473	10/31/2017			254.70
001	TEC	180285	11/21/2017	11/06/2017			123.22	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-605	MONTHLY LONG DISTANCE		912926	11/01/2017			123.22

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	AUTO TRUCK AND TRAILER PARTS INC	180287	11/21/2017	11/06/2017			2,135.29	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	001-161-638	ROTELLA(6), FILTER(2): CMD 33	264587	10/03/2017			157.18	
	001-100-570	WINDSHIELD WIPER (3)	264615	10/03/2017			39.00	
	001-100-570	FILTER (7)	264616	10/04/2017			136.50	
	001-100-570	FAN: U #146	264657	10/04/2017			140.00	
	001-100-570	WINDSHIELD WIPER (8)	264700	10/09/2017			52.00	
	001-161-638	CLEARANCE LIGHT (2): E2	264776	10/12/2017			5.58	
	001-161-638	STARTER: E2	264777	10/12/2017			228.35	
	001-100-638	LIGHT (2): E2	264795	10/12/2017			160.70	
	001-161-638	TIE ROD: E2	264803	10/12/2017			35.00	
	001-161-638	LIGHT (2): E2	264813	10/13/2017			13.52	
	001-170-639	REPR PARTS (5): TRAILER	264878	10/17/2017			61.75	
	001-161-638	BULB (20), BUTT SPLICE: E2	264890	10/17/2017			18.10	
	001-161-638	LIGHT BAR, FREIGHT: E2	264963	10/20/2017			1,026.00	
	001-100-570	WINDOW REGULATOR: U #13497	265052	10/25/2017			40.65	
	001-170-639	PINS (4): LIGHT STAND	265075	10/26/2017			6.80	
	001-170-639	TRAILER WIRE	265150	10/31/2017			14.16	
001	LOWES HOME CENTERS INC	180289	11/21/2017	11/07/2017			1,196.68	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	001-021-513	LINK,BUCK KNIFE: CRUISIN EVT	915887	09/25/2017			29.15	
	001-021-513	POWER POLE PARTS: CRUISIN EVT	902840	09/25/2017			190.68	
	001-100-559	FALL DECOR: POLICE DEPT	915935	09/26/2017			200.49	
	001-021-513	PUSH BROOM (3): CRUISIN EVT	909150	09/27/2017			62.78	
	001-021-513	GAL PAINT,SCREWS: CRUISIN EVT	909470	09/28/2017			56.52	
	001-201-559	TWIST LOCK LIGHT SENSOR	901959	09/29/2017			10.23	
	001-021-513	20X40 BLUE TARP: CRUISIN EVT	910527	09/30/2017			74.47	
	001-021-513	TARP STRAP,BUNGEE: CRUISIN EVT	909072	10/01/2017			25.54	
	001-021-513	LUMBER,CABLE TIE: CRUISIN EVT	902632	10/01/2017			35.75	
	001-170-639	CORD CONN,BULB(2):LIGHT PLANT	903269	10/03/2017			32.53	
	001-170-635	THERMO GUARD, SINK STRAINER	902937	10/03/2017			25.01	
	001-205-559	CLEVIS GRAB HOOK	901289	10/03/2017			4.65	
	001-170-559	SALES TAX ADJ: CREDIT	916690	10/03/2017			-12.67	
	001-040-559	BULLETIN BOARD SUPPLIES	901332	10/04/2017			21.13	
	001-170-559	4PC CORDLESS TOOL KIT W/CASE	901375	10/05/2017			185.27	
	001-161-635	IRON PIPES (6), PIPE SEALANT	901427	10/05/2017			49.88	
	001-161-639	2-CYCLE ENG OIL (8)	909950	10/05/2017			25.79	
	001-161-639	1GAL BAR & CHAIN OIL (2)	902879	10/07/2017			21.38	
	001-170-635	FLUSH LEVER, TOILET FLAPPER	902757	10/12/2017			11.72	
	001-170-559	25CT WOOD LANDSCAPE STAKE	902167	10/19/2017			6.70	
	001-205-559	CABLE TIES, CRIMP RING	902104	10/19/2017			10.85	
	001-170-559	CRDT RTN: STAPLE GUN	918064	10/19/2017			-26.06	
	001-170-559	HD STAPLES, STAPLE GUN	901737	10/19/2017			28.83	
	001-161-559	GARAGE DOOR LUBE	909580	10/20/2017			5.59	
	001-161-639	NIAGARA WATER(20),FAUCET KNOB	910432	10/23/2017			83.21	
	001-170-635	1-LB ROUND PLASTIC CAP NAILS	901317	10/24/2017			6.51	
	001-161-559	50-LB CONCRETE, REFL NUMBERS	901377	10/24/2017			23.68	
	001-205-559	150PK WIRE CONNECTORS	901261	10/24/2017			7.07	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	SYSCON INC	180293	11/21/2017	11/07/2017			1,475.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-010-698	NOV 2017 COURT SUPPORT		1-43561	11/01/2017			1,475.00
001	CABLE ONE INC	180294	11/21/2017	11/07/2017			129.01	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	NOV 2017: #107571481		10252017	11/01/2017			129.01
001	AIRGAS USA LLC	180295	11/21/2017	11/07/2017			205.17	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-205-588	CYLINDER RENTAL		9948815516	10/31/2017			205.17
001	M & E FEED & SEED	180302	11/21/2017	11/09/2017			83.98	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-514	DOG FOOD		5156	10/05/2017			41.99
	001-100-514	DOG FOOD		5193	10/31/2017			41.99
001	DPS CRIME LAB	180303	11/21/2017	11/09/2017			240.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	ANALYTICAL FEES		90064639	11/01/2017			240.00
001	TRIDENT INSURANCE SERVICES	180305	11/21/2017	11/13/2017			1,266.05	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-625	DEDUCTIBLE:WRONGFUL TERMINATN		90316	11/09/2017			1,266.05
001	BORDIS & DANOS PLLC	180306	11/21/2017	11/13/2017			7,916.67	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-060-602	OCT 2017 RETAINER		47	11/13/2017			7,916.67
001	JONATHAN LINTON	180308	11/21/2017	11/13/2017			144.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-681	PER DIEM ADV:HAZMAT TECH 1		11272017	10/03/2017			144.00
001	ROBERT JONES	180309	11/21/2017	11/13/2017			163.71	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-596	REIMB:TRUNK OR TREAT CANDY		10302017	11/07/2017			163.71
001	DIRECTV LLC	180310	11/21/2017	11/13/2017			140.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-698	WEST STN: 022727663 (DEC)		11132017	11/14/2017			140.00
001	MSC 7511	180328	11/21/2017	11/13/2017			146.71	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	FNK100-01 RENTAL FEE		INV2133212	10/19/2017			145.10
	001-100-699	MPC2504EX USAGE: B/W		INV2133212	10/19/2017			1.61
001	MSC 7511	180329	11/21/2017	11/13/2017			470.88	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	FPO200-01 RENTAL FEE		INV2162718	11/05/2017			470.88

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	THE SUN HERALD	180330	11/21/2017	11/13/2017			825.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-513	CRUISIN AD "MARQUEE"		G1370601	09/29/2017			250.00
	001-021-513	CRUISIN AD "MARQUEE"		G1370602	09/29/2017			200.00
	001-021-513	CRUISIN AD "SPECIAL SECTION"		G1365901	09/30/2017			375.00
001	WLOX	180332	11/21/2017	11/13/2017			150.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-513	PRODUCTION: EVENT COMMERCIAL		1781881-3	10/31/2017			150.00
001	ROBERT JOHNSON	180333	11/21/2017	11/13/2017			480.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-502	REFEREE FEES: 16 GAMES		11092017	11/09/2017			480.00
001	CORY BIALOTA	180334	11/21/2017	11/13/2017			510.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-502	REFEREE FEES: 17 GAMES		11092017	11/09/2017			510.00
001	BASKCUM KILGORE	180335	11/21/2017	11/13/2017			450.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-502	REFEREE FEES: 15 GAMES		11092017	11/09/2017			450.00
001	COREY CROCKETT	180336	11/21/2017	11/13/2017			60.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-502	REFEREE FEES: 2 GAMES		11092017	11/09/2017			60.00
001	DENNIS HOLIFIELD	180337	11/21/2017	11/13/2017			30.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-502	REFEREE FEES: 1 GAME		11092017	11/09/2017			30.00
001	CABLE ONE INC	180338	11/21/2017	11/13/2017			88.94	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	NOV 2017 SUB STN: #107718827		11012017	11/08/2017			88.94
001	CABLE ONE INC	180340	11/21/2017	11/13/2017			65.19	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	NOV CABLE BOX PD: #118476316		11012017	11/13/2017			65.19
001	FUELMAN OF MS	180341	11/21/2017	11/13/2017			3,331.75	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-525	UNL FUEL		NP51793986	11/06/2017			79.50
	001-100-525	UNL FUEL		NP51793986	11/06/2017			2,109.52
	001-161-525	DSL FUEL		NP51793986	11/06/2017			845.95
	001-170-525	UNL & DSL FUEL		NP51793986	11/06/2017			273.05
	001-205-525	UNL FUEL		NP51793986	11/06/2017			23.73
001	CABLE ONE INC	180343	11/21/2017	11/13/2017			213.05	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	NOV 2017: #107718371		11012017	11/08/2017			213.05

Docket of Claims
Release date from 11/21/2017 thru 11/21/2017

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	CREDIT CARD CENTER	180345	11/21/2017	11/13/2017			2,213.53	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	001-040-681	REFUND HOTEL FEE: RUSSELL, C	09262017	09/28/2017				-35.10
	001-205-560	FALL DECORATIONS: CITY HALL	09272017	09/28/2017				57.90
	001-205-560	FALL DECORATIONS: CITY HALL	09282017	09/29/2017				22.82
	001-205-560	FALL DECORATIONS: CITY HALL	09272017	09/29/2017				29.89
	001-021-513	CRUISIN SUPPLIES	09292017	10/02/2017				6.42
	001-021-513	CRUISIN SUPPLIES	10012017	10/02/2017				55.50
	001-001-509	YOUTH COUNCIL SWEARING IN	10032017	10/04/2017				39.28
	001-170-535	5 UNIFORM SHIRTS: BILBO, C	10102017	10/11/2017				84.95
	001-092-625	K9 INSURANCE: JUSTICE	10102017	10/11/2017				613.71
	001-001-509	ROPES COURSE: YOUTH COUNCIL	10122017	10/13/2017				300.00
	001-001-509	YTH COUNCIL LUNCH (ROPES CRS)	10142017	10/16/2017				45.97
	001-040-681	HOTEL-CLERK TRNG: THIGPEN	10182017	10/23/2017				129.71
	001-170-681	HOTEL-MRPA CONF: BILBO	10202017	10/23/2017				444.72
	001-170-682	SAMS CLUB MEMBERSHIP FEE	10242017	10/25/2017				45.00
	001-170-645	CANDY: TRUNK OR TREAT	10242017	10/25/2017				372.76
001	C SPIRE WIRELESS	180349	11/21/2017	11/13/2017			876.20	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	001-021-605	CITY MGR CELL PHONES	0030759348	10/31/2017				50.28
	001-022-605	HR CELL PHONES	0030759348	10/31/2017				50.28
	001-040-605	ADMIN CELL PHONES	0030759348	10/31/2017				134.75
	001-090-605	BLDG-PLNG CELL PHONES	0030759348	10/31/2017				150.84
	001-090-698	IPAD SERVICE (3)	0030759348	10/31/2017				102.57
	001-094-605	GRANT-PROJ CELL PHONES	0030759348	10/31/2017				100.56
	001-161-605	FIRE DEPT CELL PHONES	0030759348	10/31/2017				156.83
	001-170-605	RECREATION CELL PHONES	0030759348	10/31/2017				110.24
	001-205-605	MAINT CELL PHONES	0030759348	10/31/2017				19.85
001	G&K SERVICES INC	180351	11/21/2017	11/14/2017			277.58	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	001-205-535	MAINTENANCE	6033436740	10/09/2017				71.47
	001-205-535	MAINTENANCE	6033438865	10/16/2017				71.47
	001-205-535	MAINTENANCE	6033441015	10/23/2017				70.42
	001-205-535	MAINTENANCE	6033443132	10/30/2017				70.42
	001-205-535	CREDIT: CONTRACT DISPUTE	941071	10/12/2017				-3.10
	001-205-535	CREDIT: CONTRACT DISPUTE	941430	11/02/2017				-3.10
001	FUELMAN OF MS	180352	11/21/2017	11/14/2017			3,019.76	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	001-092-525	UNL FUEL	NP51838867	11/13/2017				75.83
	001-100-525	UNL FUEL	NP51838867	11/13/2017				2,102.75
	001-161-525	UNL & DSL FUEL	NP51838867	11/13/2017				631.67
	001-170-525	UNL FUEL	NP51838867	11/13/2017				116.54
	001-205-525	UNL & DSL FUEL	NP51838867	11/13/2017				92.97

Release date from 11/21/2017 thru 11/21/2017

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	CHASSITY BILBO	180353	11/21/2017	11/14/2017			289.11	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-681	REIMB MILEAGE: MRPA CONF		10192017	11/14/2017			289.11
001	JACKSON COUNTY ADULT DETENTION CENTER	180356	11/21/2017	11/14/2017			7,770.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-010-696	OCT 2017 ADC CHGS		10312017	11/13/2017			7,770.00
001	AT&T	180363	11/21/2017	11/15/2017			229.64	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	NCIC EQUIPMENT CHARGES		GC75717	11/01/2017			229.64
001	ADVANCE AUTO PARTS	180364	11/21/2017	11/15/2017			186.45	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-570	RAD FAN ASSEMBLY: U #12411		7270	10/19/2017			126.64
	001-100-570	1GAL ANTIFREEZE (3)		7273	10/19/2017			44.62
	001-100-570	1GAL ANTIFREEZE		7274	10/19/2017			15.19
001	ALABAMA MEDIA GROUP	180368	11/21/2017	11/15/2017			34.68	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-090-615	PUBLIC NOTICE: GPC #17-15-VAR		0008385606	10/15/2017	180052		17.04
	001-090-615	PUBLIC NOTICE: GPC #17-16-CU		0008385614	10/15/2017	180052		17.64
001	CAN'T MISS EMBROIDERY	180369	11/21/2017	11/15/2017			232.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-535	POLO SHIRT (5):FIRE CAPTAIN		19464	11/06/2017	180063		145.00
	001-161-535	POLO SHIRT (3):FIRE LIEUTENANT		19464	11/06/2017	180063		87.00
001	AIR MASTERS MECHANICAL INC	180371	11/21/2017	11/15/2017			180.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-635	FABRICATE 40' ROOF FLASHING		4318	10/31/2017	180099		180.00
001	BELL AUTO PARTS INC	180373	11/21/2017	11/15/2017			421.20	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-570	DUNLOP TIRES (2):HARLEY CYCLE		42305	11/08/2017	180151		421.20
001	GULF COAST BUSINESS SUPPLY CO	180374	11/21/2017	11/15/2017			254.11	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-510	CS/4 BMF TOWEL (2)		158412	10/27/2017	180100		43.14
	001-092-510	SPRAY BOTTLE W/TRIGGER (4)		158412	10/27/2017	180100		4.76
	001-092-510	CS/100 43X47 CAN LINER		158412	10/27/2017	180100		19.68
	001-092-510	LYSOL DISINFECTANT 133-OZ (6)		158412	10/27/2017	180100		19.38
	001-092-510	CS/24 COMET CLEANSER		158412.1	10/30/2017	180100		35.26
	001-092-510	CS/4 BMF TOWEL (3)		159094	11/10/2017	180173		64.71
	001-092-510	8/CT DISH DETERGENT		159094	11/10/2017	180173		34.49
	001-161-500	2018 DESK CALENDAR REFILL		159094	11/10/2017	180173		6.48
	001-161-500	OFFICE COMPUTER MOUSE		159094	11/10/2017	180173		10.06
	001-161-500	DZ GEL PENS		159094	11/10/2017	180173		13.10
	001-161-500	12/PK POST IT NOTES 3X3		159094	11/10/2017	180173		3.05

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	A-1 AUTO PARTS	180375	11/21/2017	11/15/2017			542.28	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-570	CONDENSER	14473	11/01/2017	180146		180.00	
	001-100-570	EXP RAD	14473	11/01/2017	180146		28.33	
	001-100-570	DYE, FREON 12-OZ	14473	11/01/2017	180146		15.50	
	001-100-570	OIL	14473	11/01/2017	180146		5.50	
	001-100-570	SHOP SUPPLIES	14473	11/01/2017	180146		2.00	
	001-100-638	CONDENSER REMOVE, REPLACE	14473	11/01/2017	180146		195.00	
	001-100-638	EVAP EXPN VALVE REMV, REPLACE	14473	11/01/2017	180146		65.00	
	001-100-638	A/C VAC, RECHARGE	14473	11/01/2017	180146		36.95	
	001-100-638	HAZARDOUS MATERIAL	14473	11/01/2017	180146		1.00	
	001-100-570	R134 FREON: U #8	14473	11/01/2017	180146		13.00	
001	VERNON W DOSTER MD	180376	11/21/2017	11/15/2017			420.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-161-604	PRE-EMP DRUG SCREEN: BOURQUE	23665	10/18/2017	180076		45.00	
	001-161-604	PRE-EMP PHYSICAL: BOURQUE	23665	10/18/2017	180076		50.00	
	001-161-604	PFT: BOURQUE	23665	10/18/2017	180076		45.00	
	001-161-604	PRE-EMP DRUG SCREEN: HANCOCK	23670	10/13/2017	180076		45.00	
	001-161-604	PRE-EMP PHYSICAL: HANCOCK	23670	10/13/2017	180076		50.00	
	001-161-604	PFT: HANCOCK	23670	10/13/2017	180076		45.00	
	001-161-604	PRE-EMP DRUG SCREEN: PUZZ	23679	09/19/2017	180076		45.00	
	001-161-604	PRE-EMP PHYSICAL: PUZZ	23679	09/19/2017	180076		50.00	
	001-161-604	PFT: PUZZ	23679	09/19/2017	180076		45.00	
001	PASCAGOULA TIRE & SERVICE INC	180379	11/21/2017	11/15/2017			509.08	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-638	FS FIREHAWK GT PURSUIT: U #9	77876	11/06/2017	180115		509.08	
001	THE SUN HERALD	180380	11/21/2017	11/15/2017			643.05	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-040-615	PUBLISH:FY17 SOLID WASTE FUND	G1419201	10/29/2017	171241		643.05	
001	COMM-TECH SOLUTIONS INC	180381	11/21/2017	11/15/2017			112.50	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-639	REPR OFFICE CAMERA: HH SUBSTN	15900	10/30/2017	180106		112.50	
001	BARNEYS POLICE AND HUNTING SUPPLIES	180384	11/21/2017	11/15/2017			194.95	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-535	TACTICAL PANTS KHAKI	26556	11/03/2017	180149		44.99	
	001-100-535	TACTICAL PANTS NAVY	26556	11/03/2017	180149		44.99	
	001-100-535	LWT PANTS (3)	26556	11/03/2017	180149		104.97	
001	MS COAST HARLEY-DAVIDSON	180385	11/21/2017	11/15/2017			329.22	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-570	OIL SEAL, INNER PRIMARY	150352	11/08/2017	180166		5.22	
	001-100-570	OIL SEAL	150352	11/08/2017			7.99	
	001-100-570	GASKET, SERVICE KIT	150352	11/08/2017			5.17	
	001-100-570	GASKET, PRIMARY COVER	150352	11/08/2017			36.00	
	001-100-570	GASKET, TRANSMISSION SIDE	150352	11/08/2017			14.29	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	MS COAST HARLEY-DAVIDSON	180385	11/21/2017	11/15/2017			329.22	(CONTINUED)
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-570	CLUTCH RELEASE ROD		150352	11/08/2017			5.28
	001-100-570	ROTOR, SPRING COVER ASSY		150352	11/08/2017			12.01
	001-100-570	RETAINING RING		150352	11/08/2017			227.18
	001-100-570	BEARING, ROLLER		150352	11/08/2017			1.58
	001-100-570	GASKET PRIMARY HOUSING		150352	11/08/2017			14.50
001	SPORTABOUT	180386	11/21/2017	11/15/2017			349.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-001-509	MAYOR'S YTH COUNCIL TSHIRT(18)		5419	11/01/2017	180091		153.00
	001-021-513	PLAQUES (8): BICENTENNIAL EVT		5458	11/09/2017	180176		196.00
001	GRAFIX SHOPPE	180387	11/21/2017	11/15/2017			1,209.65	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-799	REFLECTIVE GRAPHICS		117665	10/30/2017	180087		463.00
	001-100-799	REFLECTIVE GRAPHICS: U #8		117665	10/30/2017	180087		463.00
	001-100-799	REAR DECK DECALS REFLECT:U #24		117665	10/30/2017	180087		50.00
	001-100-799	SHIPPING		117665	10/30/2017	180087		23.65
	001-100-620	3' BADGE DECAL: OFFICE TABLE		117766	11/03/2017	180116		145.00
	001-100-620	CAUTION K9 DECAL (3)		117766	11/03/2017	180116		45.00
	001-100-620	SHIPPING		117766	11/03/2017	180116		20.00
001	FOREMOST PROMOTIONS	180390	11/21/2017	11/15/2017			200.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-559	LAMINATED POLICE RULER (1000)		414508	10/25/2017	180095		200.00
001	CLARKS PROFESSIONAL CAR CARE INC	180391	11/21/2017	11/15/2017			59.95	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-638	COMPUTERIZED WHL ALIGN: U #54		0023899	10/31/2017	180119		59.95
001	OCEAN SPRINGS SIGN AND GRAPHICS LLC	180392	11/21/2017	11/15/2017			525.06	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-513	2X3 SIGN: BICENTENNIAL EVT		1231	11/01/2017	180111		81.06
	001-021-513	4X8 BANNER(3):BICENTENNIAL EVT		180073	11/06/2017	180073		384.00
	001-170-615	LIGHTS & LAGNIAPPE BANNER (3)		1244	11/07/2017	180164		60.00
001	STERLING PETROLEUM PRODUCTS INC	180393	11/21/2017	11/15/2017			634.70	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-570	55GAL SYN MOTOR OIL 5W20		55776	10/27/2017	180097		312.95
	001-100-570	55GAL PREM MOTOR OIL 10W30		55776	10/27/2017	180097		312.95
	001-100-570	LUBE TAX		55776	10/27/2017	180097		8.80
001	OCCUPATIONAL HEALTH CENTER INC	180395	11/21/2017	11/15/2017			954.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-604	PRE-EMP PHYSICAL: WORTH		129746	11/03/2017	180089		65.00
	001-100-604	PRE-EMP DRUG SCREEN: WORTH		129746	11/03/2017	180089		30.00
	001-022-604	PRE-EMP DRUG SCREEN: CRASWELL		129746	11/03/2017	180074		30.00
	001-022-604	PRE-EMP PHYSICAL: CRASWELL		129746	11/03/2017	180074		65.00
	001-022-604	PRE-EMP PHYSICAL: KIHYET		129746	11/03/2017	180085		65.00
	001-022-604	PRE-EMP DRUG SCREEN: KIHYET		129746	11/03/2017	180085		30.00
	001-022-604	PRE-EMP PHYSICAL: CHANDLER		129746	11/03/2017	180085		65.00
	001-022-604	PRE-EMP DRUG SCREEN: CHANDLER		129746	11/03/2017	180085		30.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	OCCUPATIONAL HEALTH CENTER INC	180395	11/21/2017	11/15/2017			954.00	(CONTINUED)
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-604	PRE-EMP DRUG SCREEN: GOFF		129746	11/03/2017	180075		60.00
	001-161-604	PRE-EMP PHYSICAL: GOFF		129746	11/03/2017	180075		65.00
	001-161-604	PRE-EMP PFT: GOFF		129746	11/03/2017	180075		45.00
	001-161-604	RESPIRATOR MED QUEST: GOFF		129746	11/03/2017	180075		20.00
	001-161-604	PRE-ACADEMY PHY: NORTHINGTON		128924	11/03/2017	180035		384.00
001	PERKINS TIRE & POLARIS	180396	11/21/2017	11/15/2017			79.90	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-638	TIRE MOUNT, BALANCE (2):HARLEY		34210	11/02/2017	180150		79.90
001	AUDIOWAVE INC	180397	11/21/2017	11/15/2017			1,564.97	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-638	INSTALL EQUIPMENT: U #19688		A48253	11/07/2017	180059		1,100.00
	001-100-638	SHOP SUPPLIES: U #19688		A48253	11/07/2017	180059		100.00
	001-100-799	F/LASER CUT FLOOR MAT:EXPLORER		A48253	11/07/2017	180059		129.99
	001-100-799	F/LASER CUT FLOOR MAT:CHARGER		A48253	11/07/2017	180059		129.99
	001-100-799	R/LASER CUT FLOOR MAT:CHARGER		A48253	11/07/2017	180059		79.99
	001-100-799	SHIPPING		A48253	11/07/2017	180059		25.00
001	BOYS & GIRLS CLUBS OF JACKSON COUNTY INC	180407	11/21/2017	11/15/2017			833.33	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-642	OCT 2017 CLUB SUPPORT		10312017	11/15/2017			833.33
FUND TOTAL	1 Claims	to	Checks	63 Total	51,678.05 Manual	Held	Total	51,678.05

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
050	COMPTON ENGINEERING INC	180307	11/21/2017	11/13/2017			3,350.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	050-300-763	CONSTRUCTION ADMIN		216-055-8	10/31/2017			3,350.00
FUND TOTAL	50 Claims	to	Checks	1 Total	3,350.00 Manual		Held	Total 3,350.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
157	MID SOUTH UNIFORM & SUPPLY INC	180372	11/21/2017	11/15/2017			2,220.75	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	157-100-799	SBA ARMOR LVL 2 MALE VEST (3)	569360	11/10/2017	171133		1,800.00	
	157-100-799	SBA M1 CONCEALABLE CARRIER (3)	569360	11/10/2017	171133		216.00	
	157-100-799	SBA SOFT TRAUMA PLATE (3)	569360	11/10/2017	171133		60.00	
	157-100-799	SS ARMORSKIN BASE SHIRT (3)	569360	11/10/2017	171133		138.75	
	157-100-799	SEW ON PATCHES (6)	569360	11/10/2017	171133		6.00	
157	WATCHGUARD VIDEO	180388	11/21/2017	11/15/2017			10,040.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	157-100-799	4RE DVR CAMERA SYSTEM (2)	INV0004325	10/31/2017	180088		9,590.00	
	157-100-799	FRONT CAMERA 4RE PANORAMIC (2)	INV0004325	10/31/2017	180088		400.00	
	157-100-799	SHIPPING	INV0004325	10/31/2017	180088		50.00	
157	144TH MARKETING GROUP LLC	180389	11/21/2017	11/15/2017			4,018.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	157-100-799	RAPTOR KA-BAND ANTENNA (2)	19030	10/30/2017	180045		3,950.00	
	157-100-799	SHIPPING (2): RADAR SYSTEM	19030	10/30/2017	180045		68.00	
FUND TOTAL 157 Claims		to	Checks	3 Total	16,278.75 Manual	Held	Total	16,278.75

Docket of Claims
Release date from 11/21/2017 thru 11/21/2017

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
160	POSITIVE PROMOTIONS INC	180383	11/21/2017	11/15/2017			704.05	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	160-161-799	JR FIREFIGHTER HATS (1000)		05899468	11/09/2017	180072		610.00
	160-161-799	SHIPPING		05899468	11/09/2017	180072		64.05
	160-161-799	PRESS SET UP CHARGE		05899468	11/09/2017	180072		30.00
FUND TOTAL 160 Claims	to	Checks	1 Total	704.05	Manual	Held	Total	704.05

Docket of Claims
Release date from 11/21/2017 thru 11/21/2017

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
171	CREDIT CARD CENTER	180346	11/21/2017	11/13/2017			10,083.54	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	171-176-779	NEC 6700 LUMINS PROJECTOR	10252017	10/26/2017			3,499.00	
	171-176-779	OUTDOOR 30'X17' INFLAT SCREEN	10252017	10/26/2017			3,299.00	
	171-176-779	ZLX 15 P EV SPEAKER (2)	10252017	10/26/2017			978.00	
	171-176-779	SHURE BLX WIRELESS MICS (2)	10252017	10/26/2017			850.66	
	171-176-779	ALLESIS MIXER	10252017	10/26/2017			299.00	
	171-176-779	PELICAN PROJECTOR CASE	10252017	10/26/2017			240.00	
	171-176-779	SKB EQUIP RACK - 10 SPACE	10252017	10/26/2017			199.99	
	171-176-779	DVD/BLUE RAY PLAYER	10252017	10/26/2017			90.00	
	171-176-779	BOOM HEAVY DUTY SPEAKER (2)	10252017	10/26/2017			179.98	
	171-176-779	HEAVY DUTY SPEAKER STAND (2)	10252017	10/26/2017			151.98	
	171-176-779	XLR 50' CABLES (4)	10252016	10/26/2017			199.96	
	171-176-779	WHIRLWIND 2 CHANNEL DIRECT BOX	10252016	10/26/2017			49.99	
	171-176-779	MONSTER VGA CABLE	10252016	10/26/2017			29.99	
	171-176-779	MONSTER MP3 CABLE	10252016	10/26/2017			15.99	
FUND TOTAL 171 Claims	to	Checks	1 Total	10,083.54	Manual	Held	Total	10,083.54

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
176	BELL AUTO PARTS INC Account Number 176-170-639	180268	11/21/2017	11/02/2017	Description TRUFUEL, 5GAL HYD FLUID: PW13	Invoice # 42292	Date 10/31/2017	P.O. Amount 84.00
176	STEINER SAW & MOWER Account Number 176-170-639	180271	11/21/2017	11/02/2017	Description SPARK PLUGS (6), SAW WRENCH	Invoice # 305319	Date 10/25/2017	P.O. Amount 36.00
176	O'REILLY AUTO PARTS Account Number 176-170-639	180273	11/21/2017	11/02/2017	Description ISO SW, BATT CABLE (2), RATCHET	Invoice # 1978472292	Date 09/29/2017	P.O. Amount 55.96
176	AUTO TRUCK AND TRAILER PARTS INC Account Number 176-170-639	180288	11/21/2017	11/06/2017	Description WIRE TIE	Invoice # 264785	Date 10/12/2017	P.O. Amount 12.50
176	LOWES HOME CENTERS INC Account Number 176-170-559 176-170-635	180290	11/21/2017	11/07/2017	Description OFFICE SUPPLIES: SHEPARD REPR TOILET: SHEPARD OFFICE	Invoice # 901481 902825	Date 10/06/2017 10/23/2017	P.O. Amount 154.08 126.23 27.85
176	FUELMAN OF MS Account Number 176-170-525	180342	11/21/2017	11/13/2017	Description UNL FUEL	Invoice # NP51793986	Date 11/06/2017	P.O. Amount 28.09
176	C SPIRE WIRELESS Account Number 176-170-605	180350	11/21/2017	11/13/2017	Description CELL PHONE	Invoice # 0030759348	Date 10/31/1017	P.O. Amount 50.28
FUND TOTAL 176 Claims to		Checks	7 Total		420.91 Manual		Held	Total 420.91

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	MALLETTE BROTHERS CONSTRUCTION INC	180284	11/21/2017	11/03/2017			247.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-585	8.25 SACTUN A-BASE TN		19473	11/01/2017			247.50
400	CLEARWATER SOLUTIONS LLC	180286	11/21/2017	11/06/2017			199,107.75	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-672	OCT 2017 OPERATION FEE		GAUTIER059	11/01/2017			199,107.75
400	LOWES HOME CENTERS INC	180291	11/21/2017	11/07/2017			118.05	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-583	SCADA PARTS (8)		909312	10/24/2017			118.05
400	WASTE MANAGEMENT OF MS-GLF COAST INC	180296	11/21/2017	11/07/2017			596.66	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-698	ROLL - OFF TIMBERLANE		6621202134	11/01/2017			596.66
400	JACKSON COUNTY UTILITY AUTHORITY	180297	11/21/2017	11/07/2017			174,032.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-668	NOV 2017 TREATMENT CHGS		120927	11/01/2017			168,061.00
	400-651-668	FY 2017 ACTUAL FLOW ADJ		120927	11/01/2017			5,971.00
400	IRBY'S ANSWERING SERVICE	180298	11/21/2017	11/07/2017			543.26	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	SERVICES 11/1/17 - 11/28/17		277-110117	11/01/2017			543.26
400	FOSTERS A/C & HEATING INC	180327	11/21/2017	11/13/2017			697.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-635	SERV CALL: CHECK 3 UNITS		W1022600	10/27/2017			190.00
	400-650-635	INSTALL THERMOSTAT: UNIT 2		W1022600	10/27/2017			105.00
	400-650-635	SERV CALL UNIT 1 FROZE UP		W1022604	10/30/2017			130.00
	400-650-635	ADD 3LBS R22: UNIT 1		W1022604	10/30/2017			135.00
	400-650-635	SERV CALL: TESTING LAB		W1022604	10/30/2017			77.50
	400-650-635	ADD 2 LBS R410A: TEST LAB		0000166875	10/30/2017			60.00
400	AT&T	180339	11/21/2017	11/13/2017			85.31	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-605	MONTHLY SERVICE		2284972276	11/06/2017			85.31
400	FUELMAN OF MS	180344	11/21/2017	11/13/2017			43.97	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-525	UNL FUEL		NP51793986	11/06/2017			43.97
400	CREDIT CARD CENTER	180347	11/21/2017	11/13/2017			467.98	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-500	RICOH 402449 COLOR PCU		10202017	10/23/2017			317.99
	400-650-500	RICOH 402448 B/W PCU		10202017	10/23/2017			149.99

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	MSC 7511	180348	11/21/2017	11/13/2017			166.49	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	FGYJ00-01 RENTAL FEE		INV2170960	11/09/2017			166.49
400	REYNOLDS WHOLESALE CO	180370	11/21/2017	11/15/2017			553.70	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-559	CS 96/ROLLS HS TISSUE (2)		57050	11/06/2017	180153		77.00
	400-650-559	CS 30/ROLLS PAPER TOWELS (3)		57050	11/06/2017	180153		77.70
	400-650-559	CS BROWN MF TOWELS (3)		57050	11/06/2017	180153		59.85
	400-650-559	CS 4/GAL NABC CLEANER		57050	11/06/2017	180153		46.00
	400-650-559	CS 3/144-OZ PINE-SOL ASSRT		57050	11/06/2017	180153		32.25
	400-650-559	CS 10/100CT PF LATEX GLOVES		57050	11/06/2017	180153		59.50
	400-650-559	CS 30X36 WHITE CAN LINERS		57050	11/06/2017	180153		18.95
	400-650-559	CS 24X33 WHITE CAN LINER		57050	11/06/2017	180153		22.95
	400-650-559	CS 12/CT LYSOL SPRAY		57050	11/06/2017	180153		68.28
	400-650-559	1-GAL PEARLIZED HAND SOAP (2)		57050	11/06/2017	180153		21.90
	400-650-559	CS 32-OZ WINDEX SPRAY (4)		57050	11/06/2017	180153		21.16
	400-650-559	SPRAY BOTTLE W/NOZZLE (2)		57050	11/06/2017	180153		2.98
	400-650-559	1-GAL BLEACH		57050	11/06/2017	180153		3.58
	400-650-559	MOP HEAD		57050	11/06/2017	180153		9.80
	400-650-559	BROOM/STAND UP DUST PAN		57050	11/06/2017	180153		16.95
	400-650-559	PLEDGE FURNITURE POLISH (3)		57050	11/06/2017	180153		14.85
400	CONSOLIDATED PIPE & SUPPLY	180377	11/21/2017	11/15/2017			4,322.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-581	4 JCM REPR CLMP F/PVC (4)		3772680001	11/03/2017	180152		380.00
	400-651-581	6 S1500 DUAL WEDGE (12)		3772680000	11/09/2017	180152		540.00
	400-651-581	6 MUL A2361-23 MJ GV OL NT (6)		3772680000	11/09/2017	180152		2,550.00
	400-651-581	6 MJ TRAN GSKT ONLY (6)		3772680000	11/09/2017	180152		30.00
	400-651-581	3/4X4 T-HEAD BOLT W/NUT (36)		3772680000	11/09/2017	180152		72.00
	400-651-581	6 INFAC T FOSTER ADPT W/ACC (6)		3772689000	11/09/2017	180156		750.00
400	C & M ELECTRIC MOTOR SERVICE INC	180378	11/21/2017	11/15/2017			328.60	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-584	15HP ELECT MOTOR:DARTMOUTH LS		11966	11/07/2017	180180		328.60
400	STAPLES BUSINESS ADVANTAGE DEPT ATL	180382	11/21/2017	11/15/2017			304.63	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-559	MONTHLY DESK CALENDAR (2)		3358353281	11/02/2017	180112		8.60
	400-650-559	MONTHLY WALL CALENDAR (2)		3358353281	11/02/2017	180112		27.18
	400-650-559	MONTHLY PLANNER (3)		3358353281	11/02/2017	180112		22.08
	400-650-559	60/PK BIC BLUE MED PEN		3358353281	11/02/2017	180112		5.61
	400-650-559	3/PK MOISTENER FINGERTIP		3358353281	11/02/2017	180112		4.59
	400-650-559	SMEAD TRI-CUT LEGAL FOLDERS		3358353281	11/02/2017	180112		38.59
	400-650-559	HP COLOR INK COMBO 950XL 951		3358353281	11/02/2017	180112		96.99
	400-650-559	HP COLOR INK COMBO 952XL 952		3358353281	11/02/2017	180112		100.99

Docket of Claims
Release date from 11/21/2017 thru 11/21/2017

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	DNA UNDERGROUND LLC	180394	11/21/2017	11/15/2017			2,775.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-583	MANHOLE LINING: OST & DOLPHIN		MP7029	11/03/2017	180104		2,775.00
400	J H WRIGHT & ASSOCIATES INC	180398	11/21/2017	11/15/2017			9,715.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-767	M112 WIRELESS ALARM SYSTEM (5)		403202	11/03/2017	180055		7,000.00
	400-651-767	M651 WET WELL ALARM MODULE (5)		403202	11/03/2017	180055		875.00
	400-651-767	1 YEAR SERVICE PACKAGE (5)		403202	11/03/2017	180055		1,740.00
	400-651-767	FREIGHT		403202	11/03/2017	180055		100.00
400	MISSISSIPPI 811 INC	180408	11/21/2017	11/16/2017			2,593.08	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-698	LINE LOCATES 11/16-10/17		180381	11/13/2017			2,593.08
FUND TOTAL 400 Claims to		Checks	18 Total	396,698.48	Manual	Held	Total	396,698.48

Docket of Claims
Release date from 11/21/2017 thru 11/21/2017

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
404	DELTA SANITATION OF MS LLC	180275	11/21/2017	11/03/2017			80,350.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	404-677-693	OCT 2017 RES GARBAGE SERV		0000870891	10/31/2017			77,833.67
	404-677-693	OCT 2017 CART RENTAL		0000870891	10/31/2017			2,258.85
	404-677-693	OCT 2017 COM CART RENTAL		0000870891	10/31/2017			257.48
FUND TOTAL 404 Claims	to	Checks	1 Total	80,350.00	Manual	Held	Total	80,350.00

Docket of Claims
Release date from 11/21/2017 thru 11/21/2017

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
421	TYLER TECHNOLOGIES INC	180331	11/21/2017	11/13/2017			692.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	421-652-704	ENERGOV IPAD APPS SAAS FEE	025-205517	10/24/2017			230.66	
	421-652-704	ENERGOV ANNUAL SAAS FEE	025-205517	10/24/2017			461.34	
FUND TOTAL 421 Claims	to	Checks	1 Total	692.00 Manual	Held	Total	692.00	

SUMMARY OF ALL FUNDS

FUND 1 Claims	to	Checks	63 Total	51,678.05 Manual	Held	Total	51,678.05
FUND 50 Claims	to	Checks	1 Total	3,350.00 Manual	Held	Total	3,350.00
FUND 157 Claims	to	Checks	3 Total	16,278.75 Manual	Held	Total	16,278.75
FUND 160 Claims	to	Checks	1 Total	704.05 Manual	Held	Total	704.05
FUND 171 Claims	to	Checks	1 Total	10,083.54 Manual	Held	Total	10,083.54
FUND 176 Claims	to	Checks	7 Total	420.91 Manual	Held	Total	420.91
FUND 400 Claims	to	Checks	18 Total	396,698.48 Manual	Held	Total	396,698.48
FUND 404 Claims	to	Checks	1 Total	80,350.00 Manual	Held	Total	80,350.00
FUND 421 Claims	to	Checks	1 Total	692.00 Manual	Held	Total	692.00
Total for all Funds			Checks 96 Total	560,255.78 Manual	Held	Total	560,255.78

CITY OF GAUTIER
Consent Agenda Item #1
Fact Sheet

Council Meeting:
Title:

November 21, 2017
Authorization to accept a donation of a American
Aluminum K9 Kennel from Police Lieutenant/K9
Handler David Bever

Introduced by:
Contact Person/Telephone

Chief Dante Elbin 497-8007

Summary Explanation: Authorization to accept a donation of a American Aluminum K9 Kennel from Police Lieutenant/K9 Handler David Bever.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract/Agreement	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
☐		☐		☐		☐		☐	

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
☐		☐		☐		☐		☐	

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2017

WHEREAS, Police Lieutenant/K9 Handler David Bever won a American Aluminum Kennel in a raffle while competing in a national K9 competition in Foley, Alabama with his K9 partner “Justice”; and

WHEREAS, Lieutenant Bever wishes to donate the kennel to the Gautier Police Department; and

WHEREAS, this donation is in the best interest of the Police Department and the City of Gautier; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the donation of a American Aluminum K9 Kennel valued at \$1,700 by Police Lieutenant/K9 Handler David Bever is hereby authorized.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK** seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 21, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Danny Selover, Police
Date: 11/09/2017
Subject: Authorization to accept a donation of a American Aluminum K9 Kennel from Police Lieutenant/K9 Handler David Bever.

REQUEST:

City Council authorization is requested by the Gautier Police Department to accept a donation from Gautier Police Lieutenant/K9 handler David Bever of a new American Aluminum K9 kennel.

BACKGROUND:

This is a brand new American Aluminum K9 kennel that is custom built for a Ford police interceptor sport utility vehicle valued at approximately \$1700.00.

DISCUSSION:

Lieutenant David Bever and his K9 partner "Justice" recently competed in a national K9 competition in Foley, Alabama. At this competition, Lieutenant Bever won the American Aluminum kennel in a raffle. Lieutenant Bever wishes to donate this kennel to the Gautier Police Department to be utilized.

RECOMMENDATION:

Police Department staff recommends that City Council authorize accepting the donation of the American Aluminum kennel and placing it on the police department's inventory. .

ATTACHMENTS:

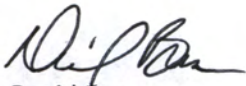
1. donation letter

November 1, 2017

Dear Chief Dante Elbin,

I, David Bever, would like to donate to the Gautier Police Department an American Aluminum E/Z Rider K9 Platform kennel, worth \$2,100.00, for the department's K9 program.

Sincerely,

A handwritten signature in black ink, appearing to read "David Bever", written in a cursive style.

David Bever

CITY OF GAUTIER
Consent Agenda Item #2
Fact Sheet

Council Meeting:
Title:

November 21, 2017
Approval of minutes from Regular Council Meeting
held November 7, 2017

Introduced by:
Contact Person/Telephone

Cynthia Russell 497-8000 Ext. 302

Summary Explanation: Approval of minutes from Regular Council Meeting held November 7, 2017.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract/Agreement	☐
Minutes	☒
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
Anderson	☐	Colledge	☐						

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
Anderson	☐	Colledge	☐						

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2017

WHEREAS, Miss. Code Ann. 21-15-33 requires that the minutes be adopted and approved by a majority of the members of the governing body at the next regular meeting or within thirty (30) days of the meeting they represent, whichever occurs first. Upon such approval, the minutes are valid from and after the date of the meeting; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the minutes from Regular Council Meeting held November 7, 2017 are hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK** seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 21, 2017.

**Tuesday
November 7, 2017
Gautier, Mississippi**

BE IT REMEMBERED THAT A REGULAR MEETING of the Mayor and Members of the Council of the City of Gautier, Mississippi, was held November 7, 2017 at 6:30 PM in the City Hall Municipal Building, 3330 Highway 90, Gautier, Mississippi.

Those present were Mayor Phil Torjusen, Council Members Mary Martin, Cameron George, Richard Jackson, Casey Vaughan, Rusty Anderson, and Adam Colledge. Also present was Paula Yancey, City Manager; Cynthia Russell, City Clerk; Joshua Danos, City Attorney and concerned citizens.

**REVISED AGENDA
CITY OF GAUTIER, MISSISSIPPI
CITY HALL COUNCIL CHAMBERS
November 7, 2017 @ 6:30 PM**

I. Call to Order

- 1. Prayer**
- 2. Pledge of Allegiance**

II. Agenda Order Approval

III. Announcements

- 1. Office closed Friday, November 10th in observance of Veterans Day.**
- 2. Mississippi Masterpieces Bicentennial Celebration of the Arts November 10th 6:00 P.M. - 9:00 P.M.**
- 3. Veterans Day Laying of the Wreath Ceremony November 11th 11:00 A.M. Veterans Tribute Tower.**
- 4. Office closed Thursday, November 23rd and Friday, November 24th in observance of Thanksgiving Day.**
- 5. Lights & Lagniappe on the Bayou December 2nd 11:00 A.M. - 6:00 P.M.**

IV. Presentation Agenda

1. Small Business Saturday Proclamation.
2. Presentation of the Mississippi Recreation & Parks Association Special Event Award of Merit to the Gautier Parks & Recreation Department for the Paint the Town Plein Air Art Competition.

V. Business Agenda

1. Authorization to enter into a Tri-party Agreement with ERM Properties, LLC. and Southern Mississippi Planning and Development District, Inc.

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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2. Authorization of FY 2018 Brownfields Assessment Grant Application Submission.

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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3. Authorization to Advertise for Bids for the NRCS Emergency Watershed Protection Program Grant Drainage Project.

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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4. Authorization for Payment of Final Pay Application and Approve Summary Change Order for Shepard State Park Historic Log Cabin Welcome Center Project.

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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5. Approval of Memorandum of Agreement with Jackson County, MS, regarding Hurricane Nate Debris Removal.

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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6. Approval of Docket of Claims.

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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VI. Consent Agenda (All items approved in one motion)

1. Resolution removing equipment from Police Department inventory and declaring the equipment surplus.
2. Resolution removing a Police Department vehicle from inventory and authorizing vehicle to be used for parts until such time as it can be deemed surplus.

3. **Resolution removing equipment from Police Department inventory and declaring the equipment surplus.**
4. **Receive August 2017 Finance Report.**
5. **Approval of minutes from Regular Council Meeting held October 3, 2017 and Recessed Council Meeting held October 17, 2017.**
6. **Approval of Establishment of Just Compensation for Cecil J. and Deborah A. Connor Property for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.**
7. **Approval and authorization to pay commercial moving expenses totaling \$9,651.94 payable to John Fayard Moving and Warehousing on behalf of Mary F. Dufrene for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.**
8. **Approval and authorization to pay business landlord reestablishment expenses and moving expenses totaling \$15,437.16 to Martin Bluff Trust for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.**
9. **Elimination of two (2) part time Code Enforcement positions and one (1) full-time Animal Control/Code Enforcement position in order to create one (1) full-time Animal Control position and one (1) full time Code Enforcement position.**
10. **Approval to close all City facilities and offices from 11:00 A.M. - 1:00 P.M. Thursday, November 16th for the Employee Thanksgiving Dinner.**

VII. STUDY AGENDA

1. **Discuss Citizen Comments**
2. **Discuss Council Comments**
3. **Discuss City Manager Comments**
4. **Discuss City Clerk Comments**
5. **Discuss City Attorney Comments**

Recess unity November 21, 2017 at 6:30 PM
www.gautier-ms.gov

Councilman Vaughan made the motion to approve the agenda order as follows:

1. Add Business Item #7 – Approval of a Professional Services Agreement Modification with Compton Engineering for City Park Boat Launch Improvements.
2. Add Consent Item #11 – Approval of a resolution opposing the Subtitle G-Bond Reforms of H.R.1 or any similar provisions in other proposed legislation.

Councilwoman Martin seconded the motion and the vote carried unanimously.

Announcements

1. Office closed Friday, November 10th in observance of Veterans Day.
2. Mississippi Masterpieces Bicentennial Celebration of the Arts November 10th 6:00 P.M. - 9:00 P.M.
3. Veterans Day Laying of the Wreath Ceremony November 11th 11:00 A.M.
Veterans Tribute Tower.
4. Office closed Thursday, November 23rd and Friday, November 24th in observance of Thanksgiving Day.
5. Lights & Lagniappe on the Bayou December 2nd 11:00 A.M. - 6:00 P.M.

Presentation Agenda

1. Small Business Saturday Proclamation.
2. Presentation of the Mississippi Recreation & Parks Association Special Event Award of Merit to the Gautier Parks & Recreation Department for the Paint the Town Plein Air Art Competition.

STATE OF MISSISSIPPI

Office of the Governor



PROCLAMATION

WHEREAS, under the provisions of Miss. Code Ann. Section 3-3-7(1), Veterans Day is declared a legal holiday in the State of Mississippi; and

WHEREAS, Veterans Day annually falls on November 11, which is a Saturday this year; and

WHEREAS, the Veterans Day holiday will be observed by the Federal Government by closing offices on Friday, November 10:

NOW, THEREFORE, I, Phil Bryant, Governor of the State of Mississippi, pursuant to the authority vested in me under the Constitution and laws of the State of Mississippi, do hereby authorize the executive officers of all state agencies, in their discretion after considering the interests of the people of the State of Mississippi and the staffing needs of their respective agencies, to close all offices of the State of Mississippi on Friday, November 10, 2017, in further observance of Veterans Day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.



DONE at the Capitol, in the City of Jackson, this the 18th day of September, in the year of our Lord two thousand and seventeen, and in the two hundred and forty-second year of the Independence of the United States of America.

A blue ink signature of Phil Bryant, written in a cursive style.

**PHIL BRYANT
GOVERNOR**

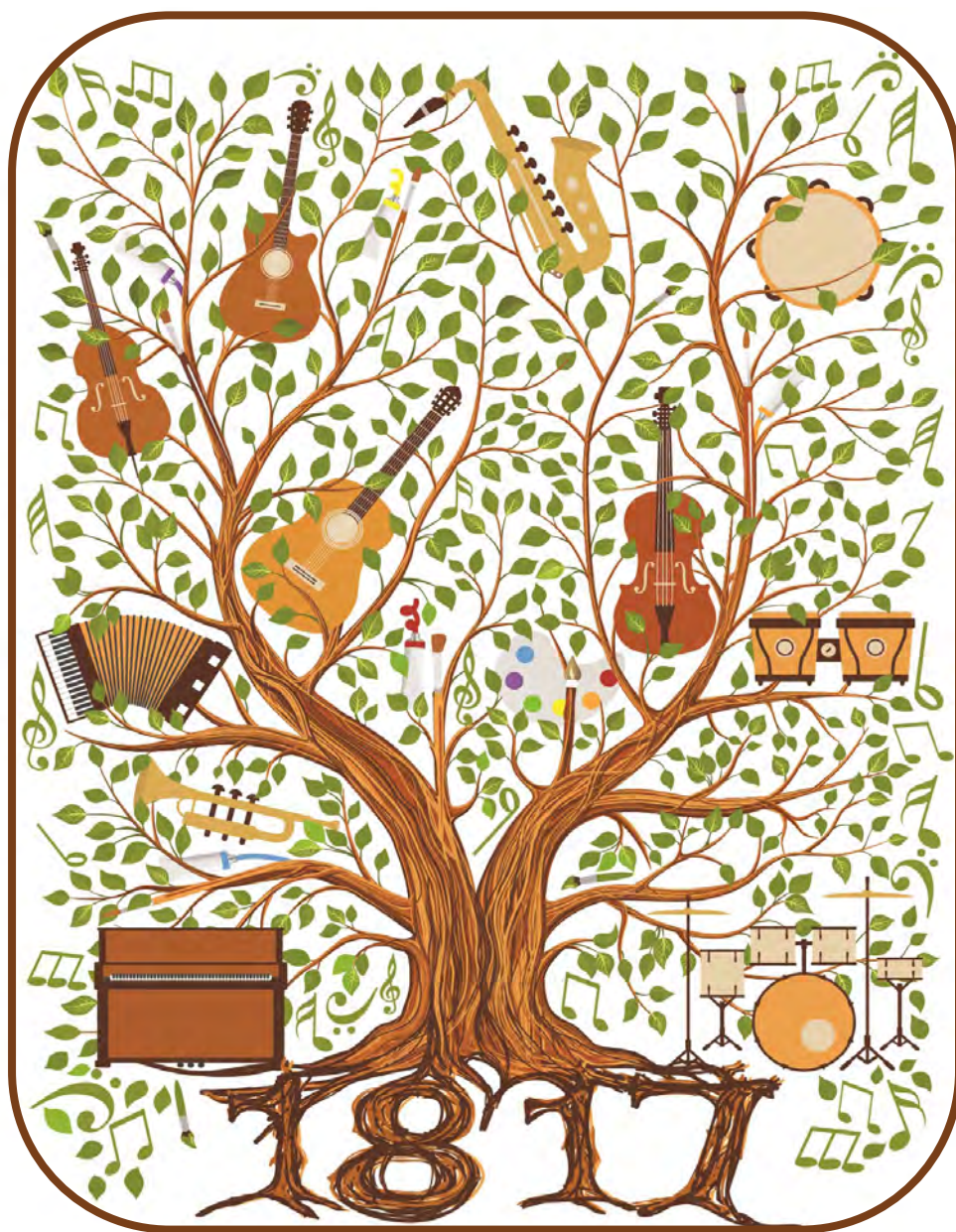
BY THE GOVERNOR

A blue ink signature of C. Delbert Hosemann, Jr., written in a cursive style.

**C. DELBERT HOSEMAN, JR.
SECRETARY OF STATE**

Mississippi Masterpieces

Bicentennial Celebration of the Arts



Gautier Convention Center

Nov. 10, 2017 6-9 p.m.

Art. Music. Literature. Food.

Veterans Day

Laying of the Wreath Ceremony



Please join us to honor our veterans
and those men and women
currently serving in the military.

Hosted by

American Legion Post 1992 Family & The City of Gautier

November 11, 2017 ~ 11:00 A.M.

Veterans Tribute Tower

3330 Hwy 90 Gautier, Mississippi

For more information contact
American Legion Post 1992 Family
228-497-6422

STATE OF MISSISSIPPI

Office of the Governor



PROCLAMATION

WHEREAS, pursuant to Miss. Code Ann. Section 3-3-7, Thanksgiving Day, Christmas Day and New Year's Day are declared legal holidays in the State of Mississippi; and

WHEREAS, Christmas Day of 2017 falls on a Monday; and

WHEREAS, during the Thanksgiving holiday and Christmas season, many state employees will spend time with their families in Mississippi and in other states:

NOW, THEREFORE, I, Phil Bryant, Governor of the State of Mississippi, pursuant to the authority vested in me under the Constitution of the State of Mississippi and applicable statutes of the State of Mississippi, do hereby authorize the closing of all offices of the State of Mississippi on Thursday, November 23, 2017, in observance of THANKSGIVING DAY; on Monday, December 25, 2017, in observance of CHRISTMAS DAY; and on Monday, January 1, 2018, in observance of NEW YEAR'S DAY.

IN ADDITION, I hereby authorize the executive officers of all state agencies, in their discretion after considering the interests of the people of the State of Mississippi and the staffing needs of their respective agencies, to close all offices of the State of Mississippi on Friday, November 24, 2017, in further observance of the THANKSGIVING holiday, and on Tuesday, December 26, 2017, in further observance of CHRISTMAS; and to staff their respective agencies as needed during the THANKSGIVING holiday and CHRISTMAS season.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE in the City of Jackson, on the 13th day of October in the year of our Lord, two thousand and seventeen, and of the Independence of the United States of America, the two hundred and forty-second.



PHIL BRYANT
GOVERNOR

BY THE GOVERNOR

C. DELBERT HOSEMAN, JR.
SECRETARY OF STATE

**The City of Gautier Presents
Lights & Lagniappe
on the Bayou**

**Saturday, December 2nd
11:00 a.m. - 6:00 p.m.**

Gautier City Hall

**Arts & Crafts Vendors. Great Food.
Santa. Music. Fun. Pet Parade
Annual Tree Lighting
&**

**Special Appearance by the
Elf on the Bayou!**



CITY OF GAUTIER PROCLAMATION

Whereas, the government of Gautier, Mississippi, celebrates our local small businesses and the contributions they make to our local economy and community; according to the United States Small Business Administration, there are currently 28.8 million small businesses in the United States, they represent 99.7 percent of all businesses with employees in the United States, are responsible for 63 percent of net new jobs created over the past 20 years, and

Whereas, small businesses employ 48 percent of the employees in the private sector in the United States; and

Whereas, on average, 33 percent of consumers' holiday shopping will be done at small, independently-owned retailers and restaurants; and

Whereas, 91 percent of all consumers believe that supporting small, independently-owned restaurants and bars is important; and

Whereas, 76 percent of all consumers plan to go to one or more small businesses as part of their holiday shopping; and

Whereas, Gautier, Mississippi, supports our local businesses that create jobs, boost our local economy and preserve our neighborhoods; and

Whereas, advocacy groups as well as public and private organizations across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday.

Now, Therefore, I, Phil Torjusen, Mayor of Gautier, Mississippi, do hereby proclaim, November 25, 2017, as:

SMALL BUSINESS SATURDAY

And urge the residents of our community, and communities across the country, to support small businesses and merchants on Small Business Saturday and throughout the year.

IN WITNESS WHEREOF, we have hereunto set our hands and caused the Seal of the City of Gautier, Mississippi, to be affixed on this the 7th day of **November, 2017**.



Phil Torjusen, Mayor
City of Gautier, Mississippi

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 217-2017

WHEREAS, the City has authority to appropriate and provide to SMPDD such sums as it deems necessary and desirable pursuant to Miss. Code Ann. § 17-19-1; and

WHEREAS, the City may also place reasonable conditions on the use of the funds allocated to SMPDD, and otherwise earmark such funds for a specific purpose; and

WHEREAS, SMPDD is a 501(c)(3) private non-profit corporation which engages in activities which include, but are not limited to, administration of a Commercial Redevelopment Incentive Grant Program (the "Grant Program"), which allows private developers to apply for redevelopment grants to incentivize the reuse/redevelopment of existing commercial properties; and

WHEREAS, it is the desire of the City to allocate to SMPDD certain sums described below for the specific purpose of funding the Grant Program to be used as described below for redevelopment of certain commercial property within the City of Gautier (the "Redevelopment Project"), which shall be developed for the purpose of opening and operating a retail chain establishment, and specifically, Harbor Freight; and

WHEREAS, ERM has approached the City and requested participation in the Grant Program administered by SMPDD in order to incentivize the reuse/redevelopment of existing commercial property within the City, as described above; and

WHEREAS, ERM, the City and SMPDD wish to proceed with memorializing these agreements;

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the City is hereby authorized to enter into a tri-party agreement with ERM Properties, LLC. and Southern Mississippi Planning and Development, Inc. to enable ERM to utilize the Commercial Redevelopment Incentive Grant Program through SMPDD for a proposed development within the city limits of Gautier.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilwoman Martin** seconded by **Councilman Vaughan** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 10/31/2017
Subject: Tri-party Agreement with ERM Properties, LLC. and Southern Mississippi Planning and Development District, Inc.

REQUEST:

The Grants and Projects Director requests that City Council authorize entering into a tri-party agreement with ERM Properties, LLC. and Southern Mississippi Planning and Development District, Inc. to enable ERM to utilize the Commercial Redevelopment Incentive Grant Program through SMPDD for a proposed development within the city limits of Gautier.

BACKGROUND:

This is a grant program established by SMPDD to incentivize retail economic development within municipalities, within the bounds of current state law. The City of Gautier is the first to participate in the grant program. In May 2017, the City entered into a memorandum of agreement with developers contemplating entering into the agreement currently before council.

DISCUSSION:

ERM Properties is the development company that has purchased property and is redeveloping same for the purpose of locating a Harbor Freight Tools within the city limits of Gautier. The developer has entered into a lease agreement with Harbor Freight, and the proposed project is underway. The next step in this process is to approve the agreement before the City Council, which establishes the funding for the redevelopment grant that ERM is obtaining through SMPDD. In order to attract this development, the City pledged an amount equal to, but not to exceed, 26.5 percent of the increased sales tax received by the City from Harbor Freight for up to 15 consecutive years. This is for the purpose of funding the redevelopment grant and incentivizing the location of the development within the city limits of Gautier.

RECOMMENDATION:

The Grants and Projects Director recommends that City Council authorize entering into a tri-party agreement with ERM Properties, LLC. and Southern Mississippi Planning and Development District, Inc. to enable ERM to utilize the Commercial Redevelopment Incentive Grant Program through SMPDD for a proposed development within the city limits of Gautier.

City Council may:

- 1) Authorize entering into the tri-party agreement as outlined above; or
- 2) Not authorize entering into the tri-party agreement as outlined above.

ATTACHMENTS:

1. Proposed Tri-party Agreement

TRI-PARTY AGREEMENT
FOR COMMERCIAL REDEVELOPMENT INCENTIVE GRANT
AND RELATED SERVICES

This Tri-Party Agreement for Commercial Redevelopment Incentive Grant and Related Services (herein the “Tri-Party Agreement”) is entered into as of the ____ day of _____, 2017, by and among the City of Gautier (hereinafter, “City”), ERM Properties, LLC (hereinafter “ERM”) and Southern Mississippi Planning and Development District, Inc. (hereinafter, “SMPDD”). Each above entity is a “Party” and collectively they shall be referred to as the “Parties”.

WHEREAS, the City has authority to appropriate and provide to SMPDD such sums as it deems necessary and desirable pursuant to Miss. Code Ann. § 17-19-1; and

WHEREAS, the City may also place reasonable conditions on the use of the funds allocated to SMPDD, and otherwise earmark such funds for a specific purpose; and

WHEREAS, SMPDD is a 501(c)(3) private non-profit corporation which engages in activities which include, but are not limited to, administration of a Commercial Redevelopment Incentive Grant Program (the “Grant Program”), which allows private developers to apply for redevelopment grants to incentivize the reuse/redevelopment of existing commercial properties; and

WHEREAS, it is the desire of the City to allocate to SMPDD certain sums described below for the specific purpose of funding the Grant Program to be used as described below for redevelopment of commercial property located at 2029 Highway 90, Gautier, Mississippi 39553 (the “Redevelopment Project”), which shall be developed for the purpose of opening and operating a retail chain establishment, and specifically, Harbor Freight; and

WHEREAS, it is understood by all parties that the incentive for ERM’s participation in the Grant Program is based upon the Verified Tax Increase, as defined herein, and as further described in the Program Agreement to be entered into by and between SMPDD and ERM contemporaneously herewith; and

WHEREAS, ERM has approached the City and requested participation in the Grant Program administered by SMPDD in order to incentivize the reuse/redevelopment of existing commercial property within the City, as described above; and

WHEREAS, Michael Sawyer, on behalf of ERM, and the City entered into a Memorandum of Intent (hereinafter “MOI”) on or about May 9, 2017, and ERM relied upon said MOI in moving forward with the Redevelopment Project; and

WHEREAS, ERM, the City and SMPDD wish to proceed with memorializing these agreements;

NOW THEREFORE, THE PARTIES AGREE AS FOLLOWS:

I. ERM REPRESENTATIONS AND RESPONSIBILITIES

1. ERM represents that it owns or will purchase the Redevelopment Project, and that it has or will secure a lease of the Redevelopment Project with Harbor Freight Tools USA, Inc., as lessee (“Harbor Freight Tools”), for the purpose of operating a Harbor Freight retail chain establishment (“Harbor Freight”) upon the Redevelopment Project.
2. Upon the execution of this Tri-Party Agreement, ERM will immediately complete a grant application with SMPDD which shall include, but is not limited to, estimated costs, projected tax increase, and development time frame, in order to take part in the Grant Program.
3. Upon approval of the grant application, ERM will enter into a Program Agreement with SMPDD governing the distribution of funds under the Grant Program.
4. ERM will redevelop the Redevelopment Project and will document all costs incurred by it in said redevelopment for the purpose of leasing the property to Harbor Freight Tools for the further purpose of opening and operating Harbor Freight.
5. ERM acknowledges and agrees that within 90 days of the grant of a certificate of occupancy for the Redevelopment Project, documentation of project costs will be provided to the City and SMPDD, to the City’s and SMPDD’s satisfaction. “Project Costs” shall be defined as any expenditure related to the reuse and redevelopment of the Redevelopment Project, including the purchase price of the real property related to the Redevelopment Project (but excluding associated acquisition costs, including, but not limited to, attorney’s fees, title abstract fees, title insurance, hazard insurance, attorney’s fees, prorated taxes, appraisal costs, and financing-related costs), and cost of materials directly related to the reuse and redevelopment (but excluding expenditures for furniture, fixtures and equipment, inventory of merchandise to be sold by Harbor Freight, general maintenance, and work that does not improve the appearance or functionality of the Redevelopment Project).
6. ERM acknowledges that it is eligible to participate in the Grant Program administered by SMPDD. Under the Grant Program, commencing twelve (12) months after the certificate of occupancy is issued, and once per year for a period of up to fifteen (15) consecutive years, ERM is eligible to receive an amount equal to 35% of the City’s portion of the verified increase in sales tax collected by the City and directly attributable to sales made by Harbor Freight (the “Verified Tax Increase”). The 35% of the Verified Tax Increase attributable to sales by Harbor Freight shall be referred to herein as the “Grant Award.” Under no circumstances will the total Grant Award exceed the lesser of one-third (1/3) of ERM’s total substantiated Project Costs, or Three Hundred Thirty Three Thousand Three Hundred Thirty Three and 33/100 Dollars (\$333,333.33), (the “Grant Cap”).
7. ERM acknowledges that SMPDD shall be entitled to an administration fee of Five Percent (5%) of every Grant Award (the “Administrative Fee”), as more fully detailed in the Program Agreement, which will be deducted from all Grant Awards prior to SMPDD paying the balance thereof to ERM.

8. ERM acknowledges that upon acceptance of its completed Grant Program application, and execution of this Tri-Party Agreement and the Program Agreement, Grant Awards will not begin until twelve (12) months after the certificate of occupancy is issued to ERM for the Redevelopment Project, and the Verified Tax Increase is reviewed and accepted by both the City and SMPDD. It shall be ERM's responsibility to provide documented proof of the Verified Tax Increase to the City and SMPDD to the satisfaction of each entity.
9. ERM acknowledges that its lease agreement with Harbor Freight Tools requires Harbor Freight Tools, as lessee, to provide the Verified Tax Increase information and supporting documentation to ERM, the City and SMPDD on an annual basis. This shall include, but is not limited to, the total Mississippi sales taxes paid by Harbor Freight Tools, d/b/a Harbor Freight. The parties acknowledge that this information provided by Harbor Freight Tools is third party proprietary information and will not be further released by any Party to this Tri-Party Agreement, unless required by law.

II. CITY REPRESENTATIONS AND RESPONSIBILITIES:

1. City agrees that upon ERM's compliance with the above obligations, and as consideration therefore, it will provide to SMPDD, as administrator of the Grant Program and on ERM's behalf, the Grant Award. SMPDD shall be compensated by way of the Administrative Fee. The Administrative Fee shall be deducted from the Grant Award prior to submission of payment to ERM.
2. For ERM's successful participation in the Grant Program, the City agrees to provide the Grant Award to SMPDD for a period of fifteen (15) consecutive years, or until the Grant Cap is reached, whichever occurs first, unless sooner terminated in accordance with Paragraphs 4 or 5 of this Section II.
3. The City will execute and deliver to SMPDD any other documentation consistent with this Tri-Party Agreement necessary to carry out the terms hereof.
4. Should the Redevelopment Project as defined herein cease to exist, or in the event Harbor Freight Tools terminates its lease and/or its operations at 2029 Highway 90, Gautier, Mississippi 39553, this Tri-Party Agreement will automatically terminate and the responsibilities of the City and SMPDD, as identified herein, shall terminate effective immediately as of the date of termination of operations of Harbor Freight or cessation of the Redevelopment Project, whichever date first occurs.
5. The City is agreeing to contribute the Grant Award as calculated by the Verified Tax Increase in sales tax resulting from only this Redevelopment Project, and specifically excludes an increase in sales tax resulting from any further expansion, or additional redevelopment in the future. If at any time the Redevelopment Project is conveyed, transferred or assigned to any other entity by ERM, whether by specific act or operation of law, or is leased by any entity other than Harbor Freight Tools, the City's obligations under this Tri-Party Agreement shall automatically terminate.

III. SMPDD REPRESENTATIONS AND RESPONSIBILITIES

1. Upon execution of this Tri-Party Agreement, SMPDD will provide an application to ERM for participation in SMPDD's Grant Program.
2. Upon reaching terms satisfactory to SMPDD and ERM, SMPDD will enter a Program Agreement with ERM governing the distribution of funds under the Grant Program.
3. The Grant Program and Program Agreement will allow for and detail the mechanism for distribution of the Grant Award to ERM pertaining to the Redevelopment Project.
4. The Program Agreement between SMPDD and ERM will define the Administrative Fee to be charged by SMPDD and paid from the Grant Award provided by the City; however, no additional funds from the City shall be obligated beyond those identified above.
5. SMPDD will administer the Grant Program to ensure that ERM meets all requirements and obligations identified herein and in the Program Agreement prior to distribution of any Grant Award.
6. SMPDD's administration of the Grant Program includes receipt of the Grant Award from the City, determining (in conjunction with the City) the appropriate amount of funds due to ERM, if any, and disbursing the Grant Award, less the Administrative Fee, to ERM in accordance with this Tri-Party Agreement and the Program Agreement.
7. Upon SMPDD's annual receipt of the Grant Award, SMPDD shall prepare a report to ERM and the City (the "Annual Report") which will include, but is not limited to: (a) the Verified Tax Increase for the year; (b) the amount of the Grant Award for the year; (c) the amount of the Administrative Fee to be deducted from that year's Grant Award and retained by SMPDD; and (d) the amount of eligible awards remaining on the Grant Cap after each annual Grant Award.

IV. GENERAL TERMS

1. All notices, requests, demands, and other communications which may or are required to be delivered hereunder will be in writing and will be delivered by messenger, by a nationally-recognized overnight mail delivery service or by certified mail, return receipt requested, to the following:

Paula Yancey, City Manager
City of Gautier
3330 HWY 90
Gautier, MS 39553

ERM Properties, LLC
Ryan Markle

Southern Mississippi Planning and Development District, Inc.
Attn: Leonard Bentz, Executive Director
9229 Highway 49
Gulfport, MS 39503

With a copy to:

Hugh D. Keating, Esq.
Dukes, Dukes, Keating & Faneca, P.A.
2909 13th Street, Sixth Floor
Gulfport, MS 39501

2. The modification or amendment of this Tri-Party Agreement, or any of the provisions herein, will not become effective unless executed in writing by all Parties.

3. Except for disclosure to legal counsel, accountant or financial advisors, no Party to this Tri-Party Agreement shall disclose the terms hereof to any person who is not a Party or signatory hereto, unless disclosure thereof is required by law or otherwise authorized by this Tri-Party Agreement or consented to by all Parties in writing. The parties understand that this agreement is a public record and must be adopted by the City Council on the minutes of an open meeting. Unauthorized disclosure of the terms of this Tri-Party Agreement shall be a material breach hereof.

4. Nothing contained in this Agreement shall be construed as constituting any Parties as principal and agent, partners or joint venturers.

5. If any provision of this Tri-Party Agreement is held to be invalid or unenforceable for any reason, the remaining provisions will continue to be valid and enforceable. If a court finds that any provision herein is invalid or unenforceable, but that by limiting such provision it would become valid and enforceable, then such provision will be deemed to be written, construed, and enforced as so limited.

6. This Tri-Party Agreement shall be construed in accordance with the laws of the State of Mississippi. Any and all disputes arising hereunder shall be tried in a court of competent jurisdiction in Jackson County, Mississippi. By execution hereof, each Party consents to jurisdiction in Jackson County, Mississippi, and waives any and all defenses or objections to jurisdiction or venue in Jackson County, Mississippi.

7. This Tri-Party Agreement may be executed in separate counterparts, each of which so executed and delivered shall constitute an original, but all such counterparts shall together constitute one and the same instrument. The Parties stipulate that a photocopy of an executed original shall be admissible in evidence for all purposes in any proceeding as between the Parties.

8. This Tri-Party Agreement has been jointly drafted by all Parties, and in the event of any ambiguity, such ambiguity shall not be construed against any drafting Party.

AGREED:

City of Gautier:

DATE: _____

By: _____

ERM Properties, LLC:

DATE: _____

By: _____

Southern Mississippi Planning and Development District, Inc.

DATE: _____

By: _____

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 218-2017

WHEREAS, the U.S. Environmental Protection Agency (EPA) offers a Brownfields Assessment Grant for \$300,000 to assess additional sites; and

WHEREAS, it is in the best interest of the City of Gautier; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the City is hereby authorized to submit an application to the U.S. Environmental Protection Agency (EPA) for FY 2018 Brownfields Assessment Grant Funding.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Vaughan** seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 10/31/2017
Subject: FY 2018 Brownfields Assessment Grant Application Submission

REQUEST:

The Grants and Projects Director requests City Council authorization to submit an application to the U.S. Environmental Protection Agency (EPA) for FY 2018 Brownfields Assessment Grant funding.

BACKGROUND:

EPA's Brownfields Program provides funds to empower states, communities, tribes and nonprofits to prevent, inventory, assess, clean up, and reuse brownfield sites. A brownfield site is defined as "real property, the expansion, redevelopment, or reuse of which may be complicated by the presence or potential presence of hazardous substances, pollutants, contaminants, controlled substances, petroleum or petroleum products, or is mine-scarred land." Assessment grant funding is used to inventory, characterize, assess, and conduct planning (including clean-up planning) and community involvement related to brownfield sites.

DISCUSSION:

The City has recently completed and is in the process of closing out a \$400,000 Brownfields grant that assessed 16 properties within City limits. The Grants and Projects Department requests authorization to apply for a community-wide Brownfields Assessment Grant for \$300,000 (\$200,000 from hazardous substances funding and \$100,000 from petroleum funding) in order to assess additional sites. This funding opportunity does not require a local match.

RECOMMENDATION:

The Grants and Projects Director recommends that City Council authorize submission of an application for FY 2018 Brownfields Assessment Grant funding as outlined above prior to the November 16, 2017, deadline.

City Council may:

- 1) Approve submission of an application for FY 2018 Brownfields Assessment Grant funding as described above; or
- 2) Not approve submission of an application for FY 2018 Brownfields Assessment Grant funding as described above.

ATTACHMENTS:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 219-2017

WHEREAS, the NRCS Emergency Watershed Protection Program provides grants for drainage projects in municipalities; and

WHEREAS, the City of Gautier was awarded such a grant; and

WHEREAS, to move forward with the drainage project, the City must advertise for bids; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the City is hereby authorized to advertise for bids for the NRCS Emergency Watershed Protection grant drainage project.

IT IS FURTHER ORDERED that the areas approved for drainage work include:

- 1) South of White Wood Drive, from Pine Dale Lane to Rockvale Drive.
- 2) Along the conveyance just east of Shell Landing Boulevard, from Highway 90 south to the railroad tracks.
- 3) Along the conveyance just east of Highway 57, from Highway 90 south to Old Spanish Trail.
- 4) South of Old Shell Landing Road, from near house number 2116 to the end of the road.
- 5) Along the west side of Oxford Drive.
- 6) Along the conveyance just southeast of the intersection of Ladnier Road and Service Road, south to the railroad tracks.
- 7) Along the conveyance east of Johnston Road (behind Thomas Transmission), south to Highway 90.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Vaughan** seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 10/31/2017
Subject: Authority to Advertise for Bids for the NRCS Emergency Watershed Protection Program Grant Drainage Project.

REQUEST:

The Grants and Projects Director requests that City Council authorize staff to advertise for bids for the NRCS Emergency Watershed Protection Program grant drainage project.

BACKGROUND:

The Emergency Watershed Protection Program (EWP) was established by Congress to respond to emergencies created by natural disasters. The EWP Program is designed to help people and conserve natural resources by relieving imminent hazards to life and property caused by floods, fires, drought, windstorms, and other natural occurrences. The U.S. Department of Agriculture's Natural Resources Conservation Service (NRCS) administers the EWP Program.

The City was notified via email on May 5, 2017 that it had received an estimated \$589,640 in Emergency Watershed Protection Program grant funds for drainage work in various locations across the City.

Areas approved for drainage work include:

- 1) South of White Wood Drive, from Pine Dale Lane to Rockvale Drive.
- 2) Along the conveyance just east of Shell Landing Boulevard, from Highway 90 south to the railroad tracks.
- 3) Along the conveyance just east of Highway 57, from Highway 90 south to Old Spanish Trail.
- 4) South of Old Shell Landing Road, from near house number 2116 to the end of the road.
- 5) Along the west side of Oxford Drive.
- 6) Along the conveyance just southeast of the intersection of Ladnier Road and Service Road, south to the railroad tracks.
- 7) Along the conveyance east of Johnston Road (behind Thomas Transmission), south to Highway 90.

DISCUSSION:

Dates shown on the draft bid advertisement are tentative and may change based upon the results of a time extension request made to NRCS by Seymour Engineering. Seymour is providing engineering design, bidding phase, environmental permitting, construction administration, resident project representation, and topographic survey for design related to the NRCS drainage grant.

RECOMMENDATION:

The Grants and Projects Director recommends that City Council authorize staff to advertise for bids for the NRCS Emergency Watershed Protection Program grant drainage project.

City Council may:

- 1) Authorize staff to advertise for bid; or
- 2) Not authorize staff to advertise for bid.

ATTACHMENTS:

1. Draft Bid Advertisement

NOTICE OF INVITATION FOR BID

 - Dates subject to change.

Notice is hereby given that sealed bids will be received by the City of Gautier, Mississippi until 2:00 P.M. (CDT) on Tuesday, **December 14, 2017**, and then said bids will be opened and read aloud in the Gautier City Council Chambers located at Gautier City Hall, 3330 Highway 90, Gautier, MS 39553. Envelopes containing the bids must be sealed, addressed to SHERRY FARABEE, PURCHASING AGENT, City of Gautier, City Hall, 3330 Highway 90, Gautier, Mississippi 39533 and designated as Bid for the following described, to wit:

NATURAL RESOURCES CONSERVATION SERVICE DEBRIS AND SEDIMENT REMOVAL PROJECT

Bids are invited to perform low impact maintenance removal work of hurricane debris and related sediment from drainage ways and canals in Gautier, Mississippi.

All bids must be on file with Sherry Farabee, Purchasing Agent, City of Gautier, City Hall, 3330 Highway 90, Gautier, Mississippi 3953 on or prior to the hour and date first mentioned above, and must be sealed.

Plans and Specifications (contract documents) may be obtained at the offices of Seymour Engineering, 925 Tommy Munro Drive, Suite G, Mississippi 39532, upon payment of \$100.00 non-refundable fee. **A Pre-Bid meeting will be held at 10:00 a.m., November 27, 2017. The Pre-bid meeting will be conducted at the office of Seymour Engineering, 925 Tommy Munro Drive, Suite G, Biloxi, Mississippi, and a site visit will be held afterward.** The Seymour Engineering Project Manager is Reed Bryant and can be contacted at Seymour Engineering, 925 Tommy Munro Drive, Suite G, Biloxi, Mississippi, 39532, (228) 385-2350 regarding the project.

A certified check or bank draft payable to the order of The City of Gautier, Mississippi, negotiable U.S. Government bonds (at par value), or a satisfactory Bid bond executed by the Bidder and an acceptable surety, must be submitted in an amount equal to five percent (5%) of the total bid for:

NATURAL RESOURCES CONSERVATION SERVICE DEBRIS AND SEDIMENT REMOVAL PROJECT

All bids submitted in excess of \$50,000.00 by a prime or subcontractor to do any erection, building, construction, repair, maintenance or related work, must comply with Section 31-3-21, Mississippi Code of 1972, by having a current Certificate of Responsibility from the State Board of Public Contractors. The Contractor's classification should include the ability to perform work in regards to clearing, grubbing, and snagging. The current Certificate of Responsibility Number shall be indicated on the exterior of the sealed bid envelope before it can be opened.

ALL BIDS SUBMITTED FOR \$50,000.00 OR LESS SHALL BE SO MARKED ON THE EXTERIOR OF THE SEALED BID ENVELOPE

The City of Gautier reserves the right to reject any and all bids received and to award said bid in the best interest of the City. Bids may be held for a period not to exceed sixty (60) days from the date of the opening of bids for the purpose of reviewing the bids and investigating the qualifications of Bidders, prior to awarding of the Contract.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, THIS THE _____ DAY OF _____, 2017.

PAULA YANCY, CITY MANAGER
CITY OF GAUTIER
3330 US-90
GAUTIER, MS 39553

Run 2 times - 11/10/17
- 11/17/17
Open - 12/14/17

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 220-2017

WHEREAS, a contract was entered between the City of Gautier and Moran Hauling, Inc. for Phase I of the Shepard State Park Log Cabin Welcome Center Project; and

WHEREAS, Moran Hauling, Inc. is requesting approval of Change Order #2 and final payment under the contract; and

WHEREAS, the engineering firm assisting with this project has approved and recommended approval of the final payment application and Change Order #2; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the payment of a Final Pay Application to Moran Hauling, Inc. is hereby authorized and Summary Change Order #2, reducing the contract amount by \$7,301.30 (bringing the total contract amount to \$273,142.20) is hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Colledge** seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 10/31/2017
Subject: Authorize Payment of Final Pay Application and Approve Summary Change Order for Shepard State Park Historic Log Cabin Welcome Center Project

REQUEST:

The Grants & Projects Department requests authorization for payment of a final pay application to Moran Hauling, Inc., and approval of a summary change order for the Shepard State Park Log Cabin Welcome Center project.

BACKGROUND:

Phase I of the Shepard State Park Historic Log Cabin Welcome Center project is now complete. The work in the phase included disassembly, transportation, and reassembly of the log cabin at the entrance of Shepard State Park, a new foundation for the structure, a new parking lot, sidewalks, RV dump station, etc.

DISCUSSION:

The original contract amount for the project was \$298,600.00. After Change Order #1 was approved to change the parking lot surface from concrete to asphalt, the contract total was reduced to \$280,443.50. Approving this Change Order #2 (summary) would further reduce the contract amount by \$7,301.30, bringing the total contract amount to \$273,142.20.

This summary change order adds \$6,255.00 for excavation work, borrow material/sandy clay, and asphalt pavement. It deducts \$13,556.30 for granular base, silt fence, straw wattles, concrete pavement, curb and sidewalk, 18" HDPE culvert, erosion control mat, and sod. The net savings to the City is \$7,301.30.

RECOMMENDATION:

The Grants & Projects Department requests that Council authorize payment of the final pay application in the amount of \$22,060.54 to Moran Hauling, Inc., and approve change order #2 (summary) for the Shepard State Park Historic Log Cabin Welcome Center Project as presented.

The City Council may:

- 1) Authorize Payment of the Final Pay Application and Approve Change Order #2 as presented; or
- 2) Not Authorize Payment of the Final Pay Application and Approve Change Order #2 as presented.

ATTACHMENTS:

1. Pay Application and Summary Change Order Package

October 18, 2017

796 Vieux Marche, 2nd Floor
Biloxi, MS 39530
228-436-7612

Ms. Paula Yancey
City of Gautier
3330 Hwy. 90
Gautier, MS 39553

3103 Pascagoula Street
Pascagoula, MS 39567
228-436-7612

www.bmaengineers.com

**RE: Shepard State Park Log Cabin Welcome Center Foundation and Sitework Project
Final Pay Application and Summary Change Order**

Dear Ms. Yancey:

Moran Hauling, Inc., has completed the above referenced project. We have prepared and enclose final documents for your review and approval:

- (1) Pay Application No. 8 (FINAL) in the amount of \$22,060.54;
- (2) Summary Change Order to reflect actual quantities used on the project;

The final contract price for this project is \$273,142.20.

As required by the General Conditions of the Contract Documents, we have requested the following closeout documents from the Contractor and will forward to you upon receipt:

- Contractor's Affidavit of Payment of Debts and Claims
- Contractor's Affidavit of Release of Liens
- Consent of Surety Company to Final Payment
- Certificate of Insurance reflecting Completed Operations Coverage

If all is acceptable, please place on the next available Council Agenda for approval. Once approved, please forward a fully executed copy of the Summary Change Order to our office for our records.

As always, should you have any questions or comments, please feel free to contact me at (228) 436-7612.

Sincerely,



Benjamin Smith, P.E.
Vice-President

Enclosures



APPLICATION FOR PAYMENT NUMBER: 8 (FINAL)

PROJECT: SHEPARD STATE PARK LOG CABIN WELCOME CENTER FOUNDATION & SITEWORK PROJECT
 CONTRACTOR: MORAN HAULING, INC.
 OWNER PROJECT #: 13-3399A-05

SEE WORKSHEET (ATTACHMENT A) CHANGE ORDER NO. 1	ADDITIVE DEDUCTIVE DEDUCTIVE	TOTAL CONTRACT COST	EARNED THIS PERIOD	EARNED TO DATE	PERCENT COMPLETE
SUMMARY CHANGE ORDER		\$298,600.00 \$88,843.50 (\$107,000.00) (\$7,301.30)	\$15,622.55 \$0.00	\$183,744.70 \$89,397.50	61.54% 100.62%
TOTALS:		\$273,142.20	\$15,622.55	\$273,142.20	100.00%

WORK PERIOD ENDING.....	9/14/2017	AMOUNT EARNED ON CONTRACT TO DATE.....	\$ 273,142.20
APPLICATION DATED.....	10/10/2017	MATERIALS STORED AT CLOSE OF THIS PERIOD (ATTACH. B).....	\$ 0.00
CALENDAR DAYS THIS PERIOD.....	0	GROSS AMOUNT DUE.....	\$ 273,142.20
CALENDAR DAYS TO DATE.....	222	0% RETAINAGE.....	\$ 0.00
CONTRACT TIME.....	222	AMOUNT DUE TO DATE.....	\$ 273,142.20
NOTICE TO PROCEED DATE.....	1/2/2017	LESS PREVIOUS PAYMENTS.....	\$ (251,081.66)
SUBSTANTIAL COMPLETION DATE.....	8/11/2017	AMOUNT DUE THIS APPLICATION.....	\$ 22,060.54
TOTAL EARNED TO DATE.....	\$273,142.20		
TOTAL CONTRACT.....	\$273,142.20		
PERCENT COMPLETE.....	100.00%		
PERCENT OF TIME ELAPSED.....	100.00%		

Contractor's Certification: The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied to discharge in full all obligations of CONTRACTOR incurred in connection with Work covered by prior Applications for Payment numbered 0 through 7, inclusive; and (2) title to all materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to OWNER at time of payment, free and clear of all liens, claims, security interests, and encumbrances (except such as covered by Bond acceptable to OWNER).

ACCEPTED:
 MORAN HAULING, INC.
 BY: [Signature] DATED: 10/13/17

PAYMENT OF THE AMOUNT DUE THIS APPLICATION IS RECOMMENDED.
 BROWN MITCHELL & ALEXANDER, INC.
 BY: [Signature] DATED: 10/13/17
 BENJAMIN SMITH P.E., VICE-PRESIDENT

*NOTE: An on-site observation of the work has been performed, and to the best of my knowledge and information, the work approved for payment has been performed in general compliance with the plans and specifications.

APPLICATION FOR PAYMENT NUMBER.....8 (FINAL)

SHEPARD STATE PARK
LOG CABIN WELCOME CENTER
FOUNDATION & SITEWORK PROJECT
CITY OF GAUTIER, MISSISSIPPI

WORKSHEET
ATTACHMENT A
13-3399A-05

PAY ITEM NUMBER	DESCRIPTION OF PAY ITEM	UNIT	CONTRACT QUANTITY	CONTRACT UNIT COST	CONTRACT COST	PREV	QUANTITIES CURR	TOTAL	CURRENT	EARNED TO DATE	ITEM % COMP
BASE BID											
01505-A	MOBILIZATION	LS	1	\$6,959.00	\$6,959.00	1	0	1	0.00	6,959.00	100.00%
01720-A	CONSTRUCTION LAYOUT	LS	1	\$2,500.00	\$2,500.00	1	0	1	0.00	2,500.00	100.00%
02050-A	REMOVAL OF TREES	LS	1	\$1,750.00	\$1,750.00	1	0	1	0.00	1,750.00	100.00%
02050-B	REMOVAL OF EXISTING SEWER PUMP OUT STATION (Refer to CO-1)	LS	1	\$2,000.00	\$2,000.00						
02227-A	UNCLASSIFIED EXCAVATION (Refer to CO-1)	CY (PM)	1,100	\$6.00	\$6,600.00	1400	0	1400	0.00	8,400.00	127.27%
02227-B	BORROW MATERIAL, SANDY CLAY (Refer to CO-1)	CY (PM)	450	\$12.35	\$5,557.50	750	0	750	0.00	9,262.50	166.67%
02227-C	BORROW MATERIAL, CLEAN SAND	CY (FM)	450	\$12.35	\$5,557.50	450	0	450	0.00	5,557.50	100.00%
02234-A	GRANULAR BASE COURSE, 6" THICK (Refer to CO-1)	SY	50	\$12.50	\$625.00				0.00	0.00	0.00%
02234-B	STONE CONSTRUCTION ENTRANCE	LS	1	\$3,000.00	\$3,000.00	1	0	1	0.00	3,000.00	100.00%
02243-A	GEOTEXTILE FABRIC (Refer to CO-1)	SY	1,400	\$2.34	\$3,276.00	1400	0	1400	0.00	3,276.00	100.00%
02295-A	SILT FENCE	LF	1,100	\$5.00	\$5,500.00	550	0	550	0.00	2,750.00	50.00%
02295-B	STRAW WATTLES	LF	150	\$5.00	\$750.00	0	0	0	0.00	0.00	0.00%
02520-A	CONCRETE PAVEMENT (Refer to CO-1)	SY	1,925	\$56.00	\$107,800.00				0.00	0.00	0.00%
02522-A	CONCRETE SIDEWALK	SY	440	\$46.00	\$20,240.00	344.45	0	344.45	0.00	15,844.70	78.28%
02522-B	DETECTABLE/TACTILE WARNING SURFACE TILES (CAST-IN-PLACE)	SF	15	\$66.00	\$990.00	15	0	15	0.00	990.00	100.00%
02580-A	PAINTED STRIPING & THERMOPLASTIC LEGENDS	LS	1	\$12,000.00	\$12,000.00	0	1	1	12,000.00	12,000.00	100.00%
02580-B	PARKING BUMPERS	EA	15	\$100.00	\$1,500.00	0	15	15	1,500.00	1,500.00	100.00%
02585-A	REFLECTORIZED TRAFFIC SIGNS	EA	2	\$250.00	\$500.00	0	2	2	500.00	500.00	100.00%
02661-A	2" WATER SERVICE	LS	1	\$300.00	\$300.00	1	0	1	0.00	300.00	100.00%
02661-B	1" WATER SERVICE	LS	1	\$300.00	\$300.00	1	0	1	0.00	300.00	100.00%
02723-A	18" HDPE CULVERT	LF	50	\$21.00	\$1,050.00	20	0	20	0.00	420.00	40.00%
02730-A	6" PVC SEWER	LF	250	\$10.00	\$2,500.00	250	0	250	0.00	2,500.00	100.00%

APPLICATION FOR PAYMENT NUMBER.....8 (FINAL)

SHEPARD STATE PARK
LOG CABIN WELCOME CENTER
FOUNDATION & SITEWORK PROJECT
CITY OF GAUTIER, MISSISSIPPI

WORKSHEET
ATTACHMENT A
13-3399A-05

PAY ITEM NUMBER	DESCRIPTION OF PAY ITEM	UNIT	CONTRACT QUANTITY	CONTRACT UNIT COST	CONTRACT COST	PREV	QUANTITIES CURR	TOTAL	CURRENT	EARNED TO DATE	ITEM % COMP.
02730-B	6" PVC CLEANOUT	EA	4	\$150.00	\$600.00	4	0	4	0.00	600.00	100.00%
02730-C	RV DUMP STATION	LS	1	\$2,500.00	\$2,500.00	1	0	1	0.00	2,500.00	100.00%
02841-A	MAINTENANCE OF TRAFFIC	LS	1	\$1,500.00	\$1,500.00	0.9183	0.0817	1	122.55	1,500.00	100.00%
02931-A	PLANT ESTABLISHMENT (HYDRO-SEEDING)	AC	1	\$3,000.00	\$1,500.00	0	0.5	0.5	1,500.00	1,500.00	100.00%
02931-B	EROSION CONTROL MAT	SY	450	\$2.50	\$1,125.00	0	0	0	0.00	0.00	0.00%
02931-C	SOLID SOD (CENTIPEDE)	SY	1,200	\$2.85	\$3,420.00	1100	0	1100	0.00	3,135.00	91.67%
08177-A	BUILDING FOUNDATION	LS	1	\$18,700.00	\$18,700.00	1	0	1	0.00	18,700.00	100.00%
13000-A	BUILDING RELOCATION	LS	1	\$78,000.00	\$78,000.00	1	0	1	0.00	78,000.00	100.00%
TOTAL BASE BID					\$298,600.00				\$15,622.55	\$183,744.70	61.54%
Change Order No. 1											
DEDUCT THE FOLLOWING PAY ITEMS AND/OR QUANTITIES FROM THE CONTRACT:											
02050-B	REMOVAL OF EXISTING SEWER PUMP OUT STATION	LS	-1	\$2,000.00	\$ (2,000.00)						
02520-A	CONCRETE PAVEMENT	SY	-1875	\$56.00	\$ (105,000.00)						
SUBTOTAL - DECREASE					\$ (107,000.00)						
ADD THE FOLLOWING PAY ITEMS AND/OR QUANTITIES TO THE CONTRACT:											
CO1-01720-A	CONSTRUCTION LAYOUT	LS	1	\$1,500.00	\$ 1,500.00	1	0	1	0.00	1,500.00	100.00%
02227-A	UNCLASSIFIED EXCAVATION (PM)	CY	400	\$6.00	\$ 2,400.00	400	0	400	0.00	2,400.00	100.00%
02227-B	BORROW MATERIAL, SANDY CLAY (PM)	CY	550	\$12.35	\$ 6,792.50	550	0	550	0.00	6,792.50	100.00%
02234-A	GRANULAR BASE COURSE, 6" THICK	SY	1550	\$12.50	\$ 19,375.00	1550	0	1550	0.00	19,375.00	100.00%
02243-A	GEOTEXTILE FABRIC	SY	150	\$2.34	\$ 351.00	150	0	150	0.00	351.00	100.00%
CO1-02520-B	CONCRETE VAULT MODIFICATIONS	LS	1	\$2,000.00	\$ 2,000.00	1	0	1	0.00	2,000.00	100.00%
CO1-02521-A	CONCRETE CURB	LF	550	\$28.00	\$ 15,400.00	543	0	543	0.00	15,204.00	98.73%
CO1-02661-C	BACKFLOW PREVENTER (2")	LS	1	\$3,025.00	\$ 3,025.00	1	0	1	0.00	3,025.00	100.00%
CO1-02612-A	ASPHALT PAVEMENT	SY	1520	\$25.00	\$ 38,000.00	1550	0	1550	0.00	38,750.00	101.97%
SUBTOTAL - INCREASE					\$ 88,843.50				0.00	89,397.50	
NET DECREASE CHANGE ORDER NO. 1					\$ (18,156.50)						
TOTAL BASE BID + CO-1					\$280,443.50				\$15,622.55	\$273,142.20	97.40%

APPLICATION FOR PAYMENT NUMBER.....8 (FINAL)

SHEPARD STATE PARK
LOG CABIN WELCOME CENTER
FOUNDATION & SITEWORK PROJECT
CITY OF GAUTIER, MISSISSIPPI

WORKSHEET
ATTACHMENT A
13-3399A-05

PAY ITEM NUMBER	DESCRIPTION OF PAY ITEM	UNIT	CONTRACT QUANTITY	CONTRACT UNIT COST	CONTRACT COST	QUANTITIES			EARNED		ITEM % COMP.
						PREV	CURR	TOTAL	CURRENT	TO DATE	
SUMMARY CHANGE ORDER:											
ADD THE FOLLOWING QUANTITIES TO CONTRACT:											
02227-A	UNCLASSIFIED EXCAVATION	CY(PM)	300	\$6.00	\$	1,800.00					
02227-B	BORROW MATERIAL, SANDY CLAY	CY(PM)	300	\$12.35	\$	3,705.00					
CO1-02612-A	ASPHALT PAVEMENT	SY	30	\$25.00	\$	750.00					
	SUBTOTAL - INCREASE			\$	\$	6,255.00					
DEDUCT THE FOLLOWING QUANTITIES FROM CONTRACT:											
02234-A	GRANULAR BASE COURSE, 6" THICK	SY	-50	\$12.50	\$	(625.00)					
02295-A	SILT FENCE	LF	-550	\$5.00	\$	(2,750.00)					
02295-B	STRAW WATTLES	LF	-150	\$5.00	\$	(750.00)					
02520-A	CONCRETE PAVEMENT	SY	-50	\$56.00	\$	(2,800.00)					
02522-A	CONCRETE SIDEWALK	SY	-95.55	\$46.00	\$	(4,395.30)					
02723-A	18" HDPE CULVERT	LF	-30	\$21.00	\$	(630.00)					
02931-B	EROSION CONTROL MAT	SY	-450	\$2.50	\$	(1,125.00)					
02931-C	SOLID SOD (CENTIPEDE)	SY	-100	\$2.85	\$	(285.00)					
CO1-02521-A	CONCRETE CURB	LF	-7	\$28.00	\$	(196.00)					
	SUBTOTAL - DECREASE			\$	\$	(13,556.30)					
TOTAL SUMMARY CHANGE ORDER				\$	\$	(7,301.30)					
TOTAL BASE BID + CO-1 + SUMMARY CHANGE ORDER						\$273,142.20		\$16,622.55	\$273,142.20	100.00%	

NO: 2 (SUMMARY)

PROJECT:	Shepard State Park Log Cabin Welcome Center Foundation and Sitework	DATE OF ISSUANCE:	October 11, 2017
OWNER:	CITY OF GAUTIER	OWNER'S PROJECT #:	
CONTRACTOR:	MORAN HAULING, INC. 17078 Magnolia Cove Drive Pass Christian, MS 39571	ENGINEER:	BROWN, MITCHELL & ALEXANDER, INC. 796 Vieux Marche, 2nd Floor Biloxi, MS 39530
CONTRACT FOR ENTIRE PROJECT		ENGINEER'S PROJECT #:	12-3399A-05

You are directed to make the following changes in the Contract Documents:

This Summary Change Order has been prepared to reflect actual quantities used to construct this project.

TOTAL CHANGE IN CONTRACT PRICE (WORKSHEET ATTACHED)	(\$7,301.30)
---	---------------------

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIME
Original Contract Price	Original Contract Time (CALENDAR DAYS)
\$298,600.00	45
Previous Change Orders	Net Change from Previous Change Orders (CALENDAR DAYS)
(\$18,156.50)	18
Contract Price Prior to This Change Order	Contract Time Prior to This Change Order (CALENDAR DAYS)
\$280,443.50	63
Decrease of This Change Order	Net Increase of This Change Order (CALENDAR DAYS)
(\$7,301.30)	159
Contract Price with All Approved Change Orders	Contract Time with All Approved Change Orders (CALENDAR DAYS)
\$273,142.20	222

RECOMMENDED:
BROWN, MITCHELL & ALEXANDER, INC.

APPROVED:
OWNER

APPROVED:
CONTRACTOR

BY: Benjamin Smith
BENJAMIN SMITH, P.E., VICE-PRESIDENT

BY: _____
CITY OF GAUTIER

BY: Nicholas J. Suncion
MORAN HAULING, INC.

PROJECT:	Shepard State Park Log Cabin Welcome Center Foundation and Sitework	DATE OF ISSUANCE:	October 11, 2017
OWNER:	CITY OF GAUTIER	OWNER'S PROJECT #:	
CONTRACTOR:	MORAN HAULING, INC. 17078 Magnolia Cove Drive Pass Christian, MS 39571	ENGINEER:	BROWN, MITCHELL & ALEXANDER, INC. 796 Vieux Marche, 2nd Floor Biloxi, MS 39530
CONTRACT FOR ENTIRE PROJECT		ENGINEER'S PROJECT #:	12-3399A-05

WORKSHEET

ITEM	DESCRIPTION	# OF UNITS	UNIT	UNIT COST	EXTENSION
ADD THE FOLLOWING QUANTITIES TO THE CONTRACT:					
02227-A	UNCLASSIFIED EXCAVATION	300	CY(PM)	\$6.00	\$1,800.00
02227-B	BORROW MATERIAL, SANDY CLAY	300	CY(PM)	\$12.35	\$3,705.00
CO1-02612-A	ASPHALT PAVEMENT	30	SY	\$25.00	\$750.00
SUBTOTAL (ADDITIVE)					\$6,255.00
DEDUCT THE FOLLOWING QUANTITIES FROM THE CONTRACT:					
02234-A	GRANULAR BASE COURSE, 6" THICK	-50	SY	\$12.50	(\$625.00)
02295-A	SILT FENCE	-550	LF	\$5.00	(\$2,750.00)
02295-B	STRAW WATTLES	-150	LF	\$5.00	(\$750.00)
02520-A	CONCRETE PAVEMENT	-50	SY	\$56.00	(\$2,800.00)
02522-A	CONCRETE SIDEWALK	-95.55	SY	\$46.00	(\$4,395.30)
02723-A	18" HDPE CULVERT	-30	LF	\$21.00	(\$630.00)
02931-B	EROSION CONTROL MAT	-450	SY	\$2.50	(\$1,125.00)
02931-C	SOLID SOD (CENTIPEDE)	-100	SY	\$2.85	(\$285.00)
CO1-02521-A	CONCRETE CURB	-7	LF	\$28.00	(\$196.00)
SUBTOTAL (DEDUCTIVE)					(\$13,556.30)
TOTAL - DECREASE IN CONTRACT PRICE					(\$7,301.30)

MORAN HAULING, INC.

17078 Magnolia Cove Dr., Pass Christian, MS, 39571, Office: (228) 206-1850

To: City Of Gautier
3330 US-90
Gautier, MS 39553

To whom it may concern,

Shepard State Park Log Cabin Welcome Center Foundation & Sitework Project has experienced delays from the start, some of which were outside the control of Moran Hauling, Inc.

The first delay experienced was receiving the construction permit. Moran Hauling applied for the construction permit on 12/21/16, which was not received until 1/9/17. Notice to Proceed was given on 01/02/2017. Total delay 7 days.

The second issue causing delay was that the log cabin still contained the previous owner's personal belongings, to include vehicles parked next to the cabin. This either slowed or stopped progress until the belongings were removed. Moran Hauling's subcontractor, Hays House Moving and Construction, was gracious to allow the previous owner 5 days to remove the contents/vehicles from the property. Total delay 5 days.

The third and most significant delay was caused by construction on the I-10 Interstate. When road construction projects are in progress, the Mississippi Department of Transportation and the contractor under contract (Mallette Brothers Construction) has ultimate control of the ingress and egress of the construction zone. The road contractor will not grant "Right of Entry" until deemed safe and convenient. Hays House Moving and Construction had the first section of the cabin prepped and ready to be transported on February 1, 2017. Hays was not granted "Right of Entry" until March 21, 2017 causing a 49 day delay. The act of Mallette Brothers not granting "Right of Entry" through the I-10 construction site caused a ripple effect for Hays. Hays was forced to stop production on the Shepard Park project and start work on other obligations/contracts, thus adding another 20 days on top of the delay in "Right of Entry". Total delay from I-10 construction 69 days.

It should be noted as well that there were unforeseen conditions at the Welcome Center site. The native soil was not suitable for the project. Thus it was removed and barrow fill was hauled in and compacted to provide a stable base for the log cabin and parking area. Total delay from unforeseen soil condition 5 days.

Weather played a large role in delaying the project as well. One must consider the constraints of transporting a log cabin without damaging it. Approximately 70 days were lost to rain and another 5-7 days due to high winds. Total days lost due to foul weather 75 days.

Please see subsequent pages for supporting information.

Moran Hauling is doing everything in its power to complete this project as quickly as possible without sacrificing the quality and is looking forward to the satisfactory completion of this project.

Sincerely,



Moran Hauling, Inc.

Nicholas J. Saucier

Project Administrator

8/17/2017

Days delayed from late permit 7.

Days delayed from previous owners belonging 5.

Days lost due to I10 construction project 69.

Days delayed for unforeseen soil condition 5.

Weather Related

Jan. 6th-12th, 19th-21st,

Feb. 7th-10th, 16th, 18th-21st

March 7th, 8th, 12th, 30th

April 3rd, 23rd, 24th, 30th

May 1st-4th, 12th, 20th-25th, 28th-31st

June 3rd-7th, 12th-16th, 20th-26th, 29th, 30th

July 1st, 2nd, 8th, 9th, 22nd, 24th-28th

Days lost due to foul weather related 75.

Grand total of days lost 161.

HAYS HOUSE MOVING AND CONSTRUCTION
18520 HWY. 57
VANCLEAVE, MISSISSIPPI 39565
PHONE 228-990-5301
Or 238-3182

August 16, 2017

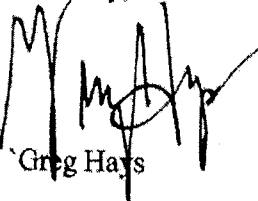
Re: Delay on cabin move
For Moran Hauling

Nick Saucier,

I hope that this information provided to you is sufficient for what you need. The house was first loaded on steel beams ready for transport on or about February 1, 2017. We were unable to transport any parts of the cabin due to lack of entry across Interstate 10 being granted by the contractor responsible for the widening of the interstate. Access was controlled by Mallette Bros. Construction as per their contract with the Mississippi Department of Transportation and entry access across 10 was limited only to the certain days on which we able to transport the three pieces.

If I can be of further assistance please do not hesitate to call me at 990-5301.

Sincerely,



Greg Hays

**AIA**[®]**Document G707™ – 1994****Consent Of Surety to Final Payment**

Bond # 1001064765

PROJECT: *(Name and address)*
 Shepard State Park Log Cabin Welcome
 Center Foundation & Sitework

ARCHITECT'S PROJECT NUMBER:OWNER: ☐**CONTRACT FOR:** SiteworkARCHITECT: ☐

TO OWNER: *(Name and address)*
 City of Gautier
 3330 Hwy 90
 Gautier, MS 39553

CONTRACT DATED: September 2016CONTRACTOR: ☐SURETY: ☐OTHER: ☐

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(Insert name and address of Surety)

U.S. Specialty Insurance Company
 13403 Northwest Freeway
 Houston, TX 77040-6094

, SURETY,

on bond of

(Insert name and address of Contractor)

Moran Hauling, Inc.
 9185 Cuevas Town Road
 Picayune, MS 39466

, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the Surety
 of any of its obligations to

(Insert name and address of Owner)

City of Gautier
 3330 Hwy 90
 Gautier, MS 39553

, OWNER,

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: **October 13th, 2017***(Insert in writing the month followed by the numeric date and year.)*U.S. Specialty Insurance Company*(Surety)*

Kathleen B. Scarborough
(Signature of authorized representative)

Kathleen B. Scarborough, Attorney-in-Fact
(Printed name and title)

Attest:
(Seal):

Debbie Denaway

POWER OF ATTORNEY

AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Jim E. Brashier, Troy P. Wagener, Loren Richard Howell, Jr., Dewey Brashier, Kathleen B. Scarborough,
Susan Skrmetta, John W. Nance

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed *****Unlimited***** Dollars (\$ ***unlimited***).

This Power of Attorney shall expire without further action on November 3, 2019. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

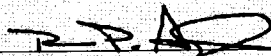
IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 1st day of November, 2016.

AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

Corporate Seals



By:


Daniel P. Aguilar, Vice President

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Los Angeles SS:

On this 1st day of November, 2016, before me, Sabina Morgenstein, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.
WITNESS my hand and official seal.

Signature



(Seal)



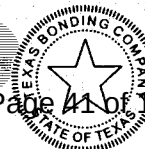
I, Kio Lo, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 13th day of October, 2017

Corporate Seals

Bond No. 1001064765

Agency No. 17033




Kio Lo, Assistant Secretary

**CONTRACTOR'S AFFIDAVIT
OF
RELEASE OF LIENS**

TO: City of Gautier
3330 US-90, Gautier, MS 39553

PROJECT: Shepard State Park Log Cabin Welcome Center Foundation and Sitework

CONTRACT
DATED: 9/20/2016

CONTRACT
AMOUNT: \$273,142.20
(Includes Change Orders)

STATE OF: Mississippi

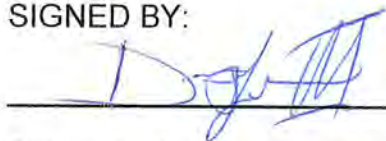
COUNTY: Jackson

The undersigned hereby certifies that, to the best of the undersigned's knowledge, information and belief, except as listed below, the Release or Waivers attached hereto include the Contractor, all sub-contractors, all suppliers of materials and equipment, and all performers of work, labor or services who may have liens or encumbrances or the right to assert liens or encumbrances against any property of the Owner arising in any manner out of the performance of the Contract referenced above.

EXCEPTIONS: No Exceptions

CONTRACTOR: Moran Hauling, Inc.
17078 Magnolia Cove Drive Pass Christian, MS 39501

SIGNED BY:



Donald W. Moran III / Vice President

Subscribed and sworn to before me on this date: 10/13/17

Notary Public: Nicholas J. Saucier

Commission Expires: 8/25/20



**CONTRACTOR'S AFFIDAVIT
OF
PAYMENT OF DEBTS AND CLAIMS**

TO: City of Gautier
3330 US-90 Gautier, MS 39553

PROJECT: Shepard State Park Log Cabin Welcome Center Foundation and Sitework

CONTRACT
DATED: 9/20/2016

CONTRACT
AMOUNT: \$273,142.20
(Includes Change Orders)

STATE OF: Mississippi

COUNTY: Jackson

The undersigned hereby certifies that, except as listed below, payment has been made in full and all obligations have otherwise been satisfied for all materials and equipment furnished, for all work, labor and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or Owner's property might in any way be held responsible or encumbered.

EXCEPTIONS: No Exceptions

CONTRACTOR: Moran Hauling, Inc.
17078 Magnolia Cove Drive Pass Christian, MS 3971

SIGNED BY:



Donald W. Moran III / Vice President

Subscribed and sworn to before me on this date: 10/13/17

Notary Public: 

Commission Expires: 8/25/20

T:\Forms\Contractors Affidavit of Payment of Debts and Claims





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/18/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER BancorpSouth Insurance Services, Inc. The Insurance Center 213 Porter Biloxi MS 39530		CONTACT NAME: Shannon Ryan PHONE (A/C, No, Ext): 228-374-2000 E-MAIL ADDRESS: shannon.ryan@bksi.com FAX (A/C, No): 228-863-1957	
		INSURER(S) AFFORDING COVERAGE	
		INSURER A: AIG Property Casualty Company	
		INSURER B: Union Insurance Company	
		INSURER C: RSUI Indemnity Company	
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES

CERTIFICATE NUMBER: 1728413695

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
B	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PRO-JECT ☐ LOC OTHER:			CNA4381790	8/1/2017	8/1/2018	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$100,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
B	☒ AUTOMOBILE LIABILITY ☒ ANY AUTO ☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ONLY ☒ NON-OWNED AUTOS ONLY			CNA4381790	8/1/2017	8/1/2018	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
C	☒ UMBRELLA LIAB ☒ OCCUR ☐ EXCESS LIAB ☐ CLAIMS-MADE DED RETENTION \$			NHA080181	8/1/2017	8/1/2018	EACH OCCURRENCE \$1,000,000 AGGREGATE \$ \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y / N ☐ N / A		WC007441540	11/1/2016	11/1/2017	☒ PER STATUTE ☐ OTH-ER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

RE: Shepard State Park Log Cabin Welcome Center Foundation & Sitework

CERTIFICATE HOLDER

City of Gautier
3330 Hwy 90
Gautier MS 39553

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/18/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

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PRODUCER BancorpSouth Insurance Services, Inc. The Insurance Center 213 Porter Biloxi MS 39530		CONTACT NAME: Shannon Ryan PHONE (A/C, No, Ext): 228-374-2000 E-MAIL ADDRESS: shannon.ryan@bysi.com FAX (A/C, No): 228-863-1957	
		INSURER(S) AFFORDING COVERAGE	
		INSURER A: State National Insurance Co.	
		INSURER B: Starstone National Insurance Company	
		INSURER C: AIG Property Casualty Company	
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES

CERTIFICATE NUMBER: 607506304

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PRO-JECT ☐ LOC ☐ OTHER:			XNDP-00359-03	8/1/2016	8/1/2017	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$100,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
A	☒ AUTOMOBILE LIABILITY ☒ ANY AUTO ☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ONLY ☒ NON-OWNED AUTOS ONLY			XNDA-00359-03	8/1/2016	8/1/2017	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
B	☒ UMBRELLA LIAB ☒ OCCUR ☐ EXCESS LIAB ☐ CLAIMS-MADE ☐ DED ☐ RETENTION \$			30945D162ALI	8/1/2016	8/1/2017	EACH OCCURRENCE \$1,000,000 AGGREGATE \$ \$
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y / N ☐ N / A		WC007441540	11/1/2016	11/1/2017	☒ PER STATUTE ☐ OTH-ER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000
							Per Item/Total Limit Ded under/over 50k

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

RE: Shepard State Park Log Cabin Welcome Center Foundation & Sitework

CERTIFICATE HOLDER

City of Gautier
3330 Hwy 90
Gautier MS 39553

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

© 1988-2015 ACORD CORPORATION. All rights reserved.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 221-2017

WHEREAS, Hurricane Nate made landfall on the Mississippi Gulf Coast on October 7-8, 2017, causing widespread debris throughout Jackson County, Mississippi, and Gautier, Mississippi.

WHEREAS, Jackson County will provide labor and equipment to remove and transport debris from within the City's boundaries and submit an invoice to the City at the end of the operation for actual costs. The City will remit payment within 0 days and be responsible for all debris monitoring and costs, landfill tipping fees and debris removal costs. The City will submit documentation for reimbursement of costs for debris removal to the state and/or Federal Emergency Management Agency.

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Memorandum of Agreement with Jackson County, Mississippi, for removal of Hurricane Nate Debris is hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilwoman Martin** seconded by **Councilman Jackson** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 10/31/2017
Subject: Memorandum of Agreement with Jackson County, MS, regarding Hurricane Nate Debris Removal.

REQUEST:

The Grants and Projects Department requests City Council approval to enter into a memorandum of agreement with Jackson County, Mississippi, for removal of Hurricane Nate debris.

BACKGROUND:

Hurricane Nate made landfall on the Mississippi Gulf Coast over the weekend of October 7-8, 2017, causing widespread debris throughout Jackson County and Gautier.

DISCUSSION:

The County will provide labor and equipment to remove and transport debris from within the City's boundaries and submit an invoice to the City at the end of the operation for actual costs. The City will remit payment within 60 days and be responsible for all debris monitoring and costs, landfill tipping fees and debris removal costs. The City will submit documentation for reimbursement of costs for debris removal to the state and/or Federal Emergency Management Agency.

RECOMMENDATION:

The Grants and Projects Department recommends that the City Council approve entering into a memorandum of agreement with Jackson County, Mississippi, for removal of Hurricane Nate debris.

City Council may:

- 1) Approve entering into a memorandum of agreement with Jackson County, Mississippi, as presented; or
- 2) Not approve entering into a memorandum of agreement with Jackson County, Mississippi, as presented.

ATTACHMENTS:

1. Proposed Agreement

**MEMORANDUM OF AGREEMENT
BETWEEN JACKSON COUNTY, MISSISSIPPI AND
THE CITY OF GAUTIER, MISSISSIPPI FOR REMOVAL
OF DEBRIS CAUSED BY HURRICANE NATE**

WHEREAS, Hurricane Nate made landfall on the Mississippi Gulf Coast over the weekend of October 7 and 8, 2017, which caused widespread debris throughout Jackson County, Mississippi and the cities within the County; and

WHEREAS, picking up debris from Hurricane Nate is in the best interest of the citizens and taxpayers of Jackson County; and

WHEREAS, the Board of Supervisors of Jackson County, Mississippi ("County") and the City of Gautier, Mississippi ("City") desire to enter into a Memorandum of Agreement regarding the removal of debris from within the City's boundaries as permitted pursuant to House Bill 35 (Legislative Session 2002) and Miss. Code Ann. § 65-7-85, where applicable, subject to the following terms and conditions:

1. The County will provide labor and equipment to remove and transport debris from within the City's boundaries to the designated landfill; and
2. The County will submit an invoice to the City at the end of the operation for actual costs associated with labor and equipment usage in the conduct of the debris removal; and
3. The City agrees to remit payment to the County for all County-invoiced costs, within sixty (60) days of the City's receipt of invoice; and
4. The City shall be responsible for all debris monitoring and costs, landfill tipping fees and costs for debris removal conducted with City assets; and
5. The City shall be responsible for submitting all required documentation for reimbursement of costs for debris removal to the State of Mississippi and/or Federal Emergency Management Agency for all debris removed from within the City's boundaries; and
6. The County shall commence operations within the City on October 23, 2017.

This document constitutes the entire agreement between the parties hereto and cannot be amended or modified in any respect except by an amendment in writing by both parties.

SO AGREED, on the respective dates provided below.

JACKSON COUNTY, MISSISSIPPI

CITY (

BY: _____
I. Troy Ross, President
Jackson County Board of Supervisors

BY: Phil Torjusen
Phil Torjusen, Mayor
City of Gautier, Mississippi

Date: _____

Date: 11 | 9 | 17

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 221-2017

WHEREAS, Hurricane Nate made landfall on the Mississippi Gulf Coast on October 7-8, 2017, causing widespread debris throughout Jackson County, Mississippi, and Gautier, Mississippi.

WHEREAS, Jackson County will provide labor and equipment to remove and transport debris from within the City's boundaries and submit an invoice to the City at the end of the operation for actual costs. The City will remit payment within 0 days and be responsible for all debris monitoring and costs, landfill tipping fees and debris removal costs. The City will submit documentation for reimbursement of costs for debris removal to the state and/or Federal Emergency Management Agency.

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Memorandum of Agreement with Jackson County, Mississippi, for removal of Hurricane Nate Debris is hereby approved.

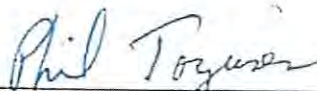
IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilwoman Martin** seconded by **Councilman Jackson** and the following vote was recorded:

AYES: Phil Torjusen
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: None

ATTEST:



Phil Torjusen, Mayor



CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 222-2017

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Docket of Claims is hereby approved, provided that all entries thereon are true, correct, properly entered and not fraudulent.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilwoman Martin** seconded by **Councilman Jackson** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	AT&T	180106	11/07/2017	10/12/2017			61.28	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-699	NCIC EQUIPMENT CHARGES	GC55261	10/01/2017			61.28	
001	CABLE ONE INC	180107	11/07/2017	10/12/2017			79.95	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-699	OCT 2017 SUB STN: #107718827	10012017	10/08/2017			79.95	
001	CABLE ONE INC	180108	11/07/2017	10/12/2017			204.06	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-699	OCT 2017: #107718371	10012017	10/08/2017			204.06	
001	CABLE ONE INC	180109	11/07/2017	10/12/2017			56.20	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-699	OCT CABLE BOX PD: #118476316	10012017	10/08/2017			56.20	
001	AT&T	180133	11/07/2017	10/23/2017			153.20	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-605	MONTHLY SERVICE	2284972172	10/14/2017			153.20	
001	AT&T	180134	11/07/2017	10/23/2017			86.42	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-605	MONTHLY SERVICE	2284977070	10/14/2017			86.42	
001	AT&T	180135	11/07/2017	10/23/2017			3,435.05	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-605	MONTHLY SERVICE	2284978000	10/14/2017			3,435.05	
001	AT&T	180136	11/07/2017	10/23/2017			31.10	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-699	NCIC TELECOM SERVS	2284970262	10/14/2017			31.10	
001	C SPIRE WIRELESS	180141	11/07/2017	10/23/2017			555.38	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-605	POLICE CELLS	0032680896	09/12/2017			555.38	
001	DELTA COMPUTER SYSTEMS INC	180142	11/07/2017	10/24/2017			455.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-698	ACCTG SOFTWARE MAINT	MN125773	10/15/2017			315.00	
	001-092-698	VOTER REG SOFTWARE MAINT	MN125773	10/15/2017			20.00	
	001-092-698	PRIV LICENSE SOFTWARE MAINT	MN125774	10/15/2017			120.00	
001	DEREK C MCCOY	180143	11/07/2017	10/24/2017			123.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-161-681	PER DIEM: EXP COURT TESTIMONY	11142017	10/24/2017			123.00	
001	PHIL TORJUSEN	180144	11/07/2017	10/24/2017			67.85	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-001-681	PER DIEM REIMB: DC TRIP	09272017	10/02/2017			67.85	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	GLOBALSTAR	180145	11/07/2017	10/24/2017			66.76	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-605	MONTHLY SERVICE	0008816131	10/16/2017			66.76	
001	HUB INTERNATIONAL GULF SOUTH	180146	11/07/2017	10/24/2017			230,817.14	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-625	PUBLIC OFFICIAL RENEWAL	818910	10/20/2017			3,892.00	
	001-092-625	LAW ENFORCEMENT RENEWAL	818913	10/20/2017			48,131.00	
	001-092-625	EMP PRACTICES LIAB RENEWAL	818916	10/20/2017			7,327.00	
	001-092-625	COMMERCIAL AUTO RENEWAL	818923	10/20/2017			55,167.00	
	001-092-625	GEN LIABILITY-CRIME RENEWAL	818955	10/20/2017			40,888.00	
	001-092-625	MARINE-BOAT COVERAGE	825961	10/20/2017			2,903.00	
	001-092-625	COMMERICAL PROPERTY	838621	10/20/2017			50,509.14	
	001-092-625	AGENCY FEE	838732	10/20/2017			22,000.00	
001	DIRECTV LLC	180147	11/07/2017	10/24/2017			143.86	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-161-698	WEST STN: 022727663 (NOV)	10132017	10/14/2017			143.86	
001	FOSTERS A/C & HEATING INC	180148	11/07/2017	10/24/2017			160.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-635	SERVICE CALL: NO ISSUES	0000166815	10/08/2017			160.00	
001	FUELMAN OF MS	180149	11/07/2017	10/24/2017			2,376.16	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-525	UNL FUEL	NP51608991	10/16/2017			23.17	
	001-100-525	UNL FUEL	NP51608991	10/16/2017			1,788.42	
	001-161-525	UNL & DSL FUEL	NP51608991	10/16/2017			349.77	
	001-170-525	UNL & DSL FUEL	NP51608991	10/16/2017			120.70	
	001-205-525	UNL & DSL FUEL	NP51608991	10/16/2017			94.10	
001	FUELMAN OF MS	180150	11/07/2017	10/24/2017			2,792.88	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-525	UNL FUEL	NP51645828	10/23/2017			28.45	
	001-100-525	UNL FUEL	NP51645828	10/23/2017			2,091.16	
	001-161-525	UNL & DSL FUEL	NP51645828	10/23/2017			465.23	
	001-170-525	UNL & DSL FUEL	NP51645828	10/23/2017			160.91	
	001-205-525	UNL & DSL FUEL	NP51645828	10/23/2017			47.13	
001	MSC 7511	180152	11/07/2017	10/24/2017			3,185.85	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-698	FFO200-01 RENTAL FEE	INV2112543	10/06/2017			470.88	
	001-092-698	MPC8003SP USAGE: B/W	INV2112543	10/06/2017			242.10	
	001-092-698	MPC8003SP USAGE: COLOR	INV2112543	10/06/2017			2,229.46	
	001-090-698	C4502 USAGE: B/W	INV2112543	10/06/2017			123.95	
	001-090-698	C4502 USAGE: COLOR	INV2112543	10/06/2017			119.46	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	POWELL CONSTRUCTION SERVICES INC	180153	11/07/2017	10/24/2017			2,101.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-201-698	H NATE DAMAGE: SIGNAL REPAIRS		1116	10/11/2017			2,101.50
001	EDWARD O MILLER	180154	11/07/2017	10/24/2017			850.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-513	MS MASTERPIECES WINNER: SONG		10172017	10/17/2017			850.00
001	ANNIE HOLLINGSWORTH	180155	11/07/2017	10/24/2017			500.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-513	MS MASTERPIECES WINNER:YTH ART		10172017	10/17/2017			500.00
001	ROBERT E AMONETT JR	180156	11/07/2017	10/24/2017			1,250.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-513	MS MASTERPIECES WINNER: ART		10172017	10/17/2017			1,250.00
001	SHERRY FARABEE	180162	11/07/2017	10/24/2017			37.45	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-040-681	MILEAGE REIMB: MAGPPA CONF		10182017	10/23/2017			37.45
001	BASICGOV SYSTEMS INC	180175	11/07/2017	10/25/2017			357.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-090-698	FINAL: SEP-NOV 2017		11831	10/01/2017			357.00
001	SINGING RIVER ELECTRIC COOPERATIVE	180176	11/07/2017	10/25/2017			836.38	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-631	BROWN FD 95237002		10162017	10/23/2017			373.45
	001-161-631	MARTIN BLUFF FD 58380001		10162017	10/23/2017			216.27
	001-201-629	SIGNAL LIGHTS 17546		10162017	10/23/2017			32.87
	001-092-631	CITY LIMIT SIGN 17546		10162017	10/23/2017			28.54
	001-100-631	MBLUFF SUB STN 58521002		10162017	10/23/2017			185.25
001	SINGING RIVER ELECTRIC COOPERATIVE	180204	11/07/2017	10/27/2017			8,449.30	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-201-633	STREET LIGHTING 10554		10182017	10/25/2017			5,079.16
	001-201-629	SIGNAL LIGHTS 10554		10182017	10/25/2017			930.54
	001-092-631	CITY HALL 10554		10182017	10/25/2017			949.46
	001-170-631	FRAZIER PARK 10554		10182017	10/25/2017			50.65
	001-170-631	SENIOR BLDG 10554		10182017	10/25/2017			566.24
	001-161-631	CENTRAL FD 10554		10182017	10/25/2017			417.10
	001-170-631	CITY PARK 10554		10182017	10/25/2017			104.18
	001-092-631	PUBLIC WORKS 10554		10182017	10/25/2017			322.93
	001-092-631	HWY 90 SIGN 10554		10182017	10/25/2017			29.04
001	SINGING RIVER ELECTRIC COOPERATIVE	180205	11/07/2017	10/27/2017			2,307.59	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-631	POLICE STATION 66298004		10182017	10/25/2017			1,557.57
	001-201-629	SIGNAL LIGHT 89113001		10182017	10/25/2017			55.99
	001-170-631	CITY PARK RESTRMS 89912001		10182017	10/25/2017			244.35
	001-201-633	STREET LIGHTS 90345002		10182017	10/25/2017			214.52

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	SINGING RIVER ELECTRIC COOPERATIVE	180205	11/07/2017	10/27/2017			2,307.59	(CONTINUED)
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-631	RECORDS BLDG	90790001	10182017	10/25/2017			192.01
	001-170-631	FRAZIER RESTRMS	98546001	10182017	10/25/2017			43.15
001	SINGING RIVER ELECTRIC COOPERATIVE	180206	11/07/2017	10/27/2017			1,201.54	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-201-633	DOLPHIN ST	94987002	10182017	10/25/2017			118.32
	001-201-633	DOLPHIN ST	94988002	10182017	10/25/2017			135.40
	001-201-633	DOLPHIN ST	94989002	10182017	10/25/2017			147.95
	001-201-633	DOLPHIN ST	94990002	10182017	10/25/2017			505.75
	001-201-633	WM PAYNE	100244001	10182017	10/25/2017			127.01
	001-201-633	WM PAYNE	100245001	10182017	10/25/2017			167.11
001	SINGING RIVER ELECTRIC COOPERATIVE	180210	11/07/2017	10/31/2017			1,513.65	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-631	SOUTH FD	76008001	10192017	10/26/2017			226.43
	001-170-631	BACOT PARK	10137	10192017	10/26/2017			1,113.08
	001-201-629	SIGNAL LIGHTS	10138	10192017	10/26/2017			115.64
	001-170-631	BACOT SPLASHPAD	103751001	10192017	10/26/2017			58.50
001	FUELMAN OF MS	180211	11/07/2017	10/31/2017			2,991.73	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-090-525	UNL FUEL		NP51683659	10/30/2017			45.77
	001-092-525	UNL FUEL		NP51683659	10/30/2017			65.74
	001-100-525	DSL FUEL: GENERATOR		NP51683659	10/30/2017			74.81
	001-100-525	UNL FUEL		NP51683659	10/30/2017			1,984.61
	001-161-525	UNL & DSL FUEL		NP51683659	10/30/2017			648.03
	001-170-525	UNL FUEL		NP51683659	10/30/2017			96.07
	001-205-525	UNL FUEL		NP51683659	10/30/2017			76.70
001	MS EMERGENCY MANAGEMENT AGENCY	180212	11/07/2017	10/31/2017			297.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	REG 9 HAZARD MITIGATION PLAN		10232017	10/23/2017			297.00
001	PASCAGOULA UTILITIES	180233	11/07/2017	11/01/2017			77.26	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-630	CENTRAL FIRE STN		1911418	10/30/2017			51.17
	001-161-630	SOUTH FIRE STN		1911604	10/30/2017			26.09
001	CAN'T MISS EMBROIDERY	180234	11/07/2017	11/01/2017			105.05	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-535	EMBROIDERY SHIRT (5): BILBO	19643		10/13/2017	180054		42.50
	001-090-559	CITY LOGO SHIRT (9): ANKERSON	19651		10/19/2017	180053		62.55
001	REYNOLDS WHOLESALE CO	180235	11/07/2017	11/01/2017			1,031.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-510	CS HS TISSUE (4)	56867		10/24/2017	180086		154.00
	001-092-510	CS VB PAPER TOWEL (5)	56867		10/24/2017	180086		129.50
	001-092-510	CS BROWN MF TOWEL (10)	56867		10/24/2017	180086		199.50
	001-092-510	CS 1GAL NABC CLEANER	56867		10/24/2017	180086		46.00
	001-092-510	CS 6/78CT CLOROX WIPES (2)	56867		10/24/2017	180086		59.40
	001-092-510	CS 3/144OZ PINE SOL	56867		10/24/2017	180086		32.25

Docket of Claims
Release date from 11/07/2017 thru 11/07/2017

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	REYNOLDS WHOLESALE CO	180235	11/07/2017	11/01/2017			1,031.00	(CONTINUED)
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-510	CS 10/100CT PF LATEX GLOVE	56867	10/24/2017	180086	59.50		
	001-092-510	CS 120CT 38X58 CAN LINER	56867	10/24/2017	180086	27.95		
	001-092-510	CS 200CT 30X36 CAN LINER (2)	56867	10/24/2017	180086	37.90		
	001-092-510	CS 500CT 24X33 CAN LINER (2)	56867	10/24/2017	180086	45.90		
	001-092-510	CS 12CT/190Z LYSOL SPRAY (2)	56867	10/24/2017	180086	136.56		
	001-092-510	CS 6/1GAL VB BLEACH	56867	10/24/2017	180086	10.95		
	001-092-510	CS 4/1GAL VB PEARLIZED SOAP	56867	10/24/2017	180086	43.80		
	001-092-510	1GAL WINDEX (3)	56867	10/24/2017	180086	38.85		
	001-092-510	SPRAY NOZZLE/W BOTTLE (6)	56867	10/24/2017	180086	8.94		
001	ACTION PRINTING CENTER INC	180236	11/07/2017	11/01/2017			441.56	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-170-500	BUSINESS CARD (250): BILBO	92876	10/26/2017	180058	50.00		
	001-040-500	SECURITY WINDOW ENV (5000)	93005	10/26/2017	180081	391.56		
001	INTERNATIONAL PERSONNEL MANAGEMENT ASSOC	180237	11/07/2017	11/01/2017			419.90	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-022-660	PO-EL 101 POLICE OFCR TEST (8)	1886K6K7Z9	10/16/2017	180071	114.00		
	001-022-660	PSUP 401 POLICE SUPER TEST (8)	1886K6K7Z9	10/16/2017	180071	121.60		
	001-022-660	ADMIN FEE	1886K6K7Z9	10/16/2017	180071	92.15		
	001-022-660	ADMIN FEE	1886K6K7Z9	10/16/2017	180071	92.15		
001	MS FIRE ACADEMY	180239	11/07/2017	11/01/2017			628.75	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-161-681	FF 1001-I-II: KOZLOWSKI, B	25811	10/12/2017	170912	500.00		
	001-161-681	NFPA FIRE SAFETY OFCR:FINN, K	25819	10/12/2017	171137	128.75		
001	FASTENAL COMPANY	180240	11/07/2017	11/01/2017			992.25	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-201-576	50LB BAG ASPHALT PATCH (63)	MSPAS70770	10/16/2017	180049	992.25		
001	PASCAGOULA TIRE & SERVICE INC	180241	11/07/2017	11/01/2017			1,037.76	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-205-638	SET NEXEN OWL:GRANT & PROJ GMC	77351	10/25/2017	180092	518.88		
	001-170-638	SET FS DESTINATION: REC TRUCK	77351	10/25/2017	180092	518.88		
001	SOUTHERN WATERWORKS SUPPLY INC	180242	11/07/2017	11/01/2017			1,012.41	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-201-576	50# BAG PERMA PATCH (63)	72391	11/01/2017	180103	1,012.41		
001	STAPLES BUSINESS ADVANTAGE DEPT	ATL 180244	11/07/2017	11/01/2017			3,145.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-040-500	36PK AAA BATTERY	3355415192	10/07/2017	180032	19.29		
	001-040-500	HP OFFICEJET PRINTER 8710	3355415192	10/07/2017	180032	117.99		
	001-040-500	100/BX LEGAL FILE FOLDER (3)	3355415192	10/07/2017	180032	131.67		
	001-040-500	CS 8.5X11 COPY PAPER (10)	3355415192	10/07/2017	180032	308.70		
	001-040-500	2018 APPT BOOK/PLANNER (3)	3355415192	10/07/2017	180032	86.49		
	001-040-500	CARBONLESS RECEIPT BOOK (4)	3355415192	10/07/2017	180032	23.96		
	001-040-500	4PK HP 950XL HYBLK/C/M/Y	3355415192	10/07/2017	180032	96.99		
	001-040-500	CERTIFICATE HOLDER (3)	3355415192	10/07/2017	180032	20.97		
	001-040-500	20PK POST-IT FLAGS ASST (2)	3355415192	10/07/2017	180032	17.74		

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	STAPLES BUSINESS ADVANTAGE DEPT ATL	180244	11/07/2017	11/01/2017			3,145.00	(CONTINUED)
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-090-500	CS 8.5X11 COPY PAPER (2)	3355185067	10/05/2017	180029	61.74		
	001-090-500	5PK 4X6 POST-IT NOTE ASST (2)	3355185067	10/05/2017	180029	26.88		
	001-090-500	HP 305A CYAN TONER	3355185067	10/05/2017	180029	95.20		
	001-090-500	HP 305A MAGENTA TONER	3355185067	10/05/2017	180029	101.16		
	001-090-500	HP 305A BLACK TONER (2)	3355185067	10/05/2017	180029	141.98		
	001-090-500	144CT MINI BINDER CLIP (2)	3355185067	10/05/2017	180029	2.84		
	001-090-500	DZ BIC ATLANTIC RETRACT PEN	3355185067	10/05/2017	180029	7.66		
	001-090-500	24PK 5X2 POST-IT NOTES YEL	3355185067	10/05/2017	180029	11.21		
	001-010-500	12PK VISION ELITE BLK PEN (2)	3355415194	10/07/2017	180038	46.20		
	001-010-500	2PK HP 05A BLACK TONER	3355415194	10/07/2017	180038	137.45		
	001-010-500	CS 8.5X11 COPY PAPER (10)	3355415194	10/07/2017	180038	308.70		
	001-010-500	2PK HP 64X BLK TONER	3355415194	10/07/2017	180038	478.32		
	001-010-500	CANNON CALCULATOR (MP11DX)	3355415196	10/07/2017	180031	37.99		
	001-010-500	2PK BLACK/RED CAL RIBBON	3355415196	10/07/2017	180031	6.99		
	001-040-500	2018 9X11 MONTHLY PLANNER	3355869060	10/13/2017	180065	10.29		
	001-040-500	100/BX LEGAL FILE FOLDER	3355869060	10/13/2017	180065	43.89		
	001-040-500	4PK HP 952XL/952 HYBLK/STDCLR	3355869060	10/13/2017	180065	100.99		
	001-040-500	4PK HP 950XL HYBLK/951 CMY	3355869060	10/13/2017	180065	96.99		
	001-040-500	2018 MTH DESK PAD (2)	3355869060	10/13/2017	180065	8.60		
	001-040-500	2018 QN DAILY CALENDAR (2)	3355869060	10/13/2017	180065	18.98		
	001-040-500	2018 MTH DESK PAD CALENDAR	3355869060	10/13/2017	180065	3.22		
	001-040-500	2018 MTH DESK PAD FLORAL (2)	3355869060	10/13/2017	180065	9.74		
	001-040-500	PLAIN DESK PAD	3355869060	10/13/2017	180065	15.70		
	001-040-500	2018 MTH WALL CALENDAR	3355869060	10/13/2017	180065	13.59		
	001-100-500	2/PK CALCULATOR INKROLL	3355662351	10/10/2017	180046	16.29		
	001-100-500	4/PK EPSON CART 126/127 (4)	3355718397	10/11/2017	180046	295.96		
	001-100-500	100 SHEET MICRO CUT SHREDDER	3355718397	10/11/2017	180046	119.95		
	001-010-500	EXPAND FILE POCKET LETTER (2)	3356683185	10/21/2017	180080	18.30		
	001-010-500	2018 YR WALL CALENDAR (2)	3356683185	10/21/2017	180080	15.92		
	001-021-500	2018 WEEKLY APPT BOOK 8X11	3356683183	10/21/2017	180079	13.79		
	001-040-500	2018 WEEKLY APPT BOOK 8X11	3356683183	10/21/2017	180079	13.79		
	001-021-500	2018 WEEKLY PLANNER	3356683183	10/21/2017	180079	16.41		
	001-040-500	DESK CALENDAR BASE	3356683183	10/21/2017	180079	14.99		
	001-040-500	2018 DESK CALENDAR REFILL	3356683183	10/21/2017	180079	9.49		
001	THE FIRE STORE	180245	11/07/2017	11/01/2017			145.16	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-161-535	HELMET FACESHIELD (2)	1811387	10/26/2017	180062	103.18		
	001-161-535	FACESHIELD HARDWARE KIT	1811387	10/26/2017	180062	28.99		
	001-161-535	SHIPPING	1811387	10/26/2017	180062	12.99		
001	TURF MASTERS LAWN CARE INC	180246	11/07/2017	11/01/2017			218.66	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-170-559	BALES OF HAY (8)	21105	10/18/2017	171240	36.00		
	001-170-559	FAIRYTALE PUMPKINS (2)	21105	10/18/2017	171240	18.00		
	001-170-559	CINDERELLA PUMPKINS (2)	21105	10/18/2017	171240	18.00		
	001-170-559	WHITE PUMPKINS (4)	21105	10/18/2017	171240	14.00		
	001-170-559	MEDIUM PUMPKINS (4)	21105	10/18/2017	171240	24.00		
	001-170-559	3 GAL MUMS (4)	21105	10/18/2017	171240	47.96		
	001-170-559	1 GAL MUMS (8)	21105	10/18/2017	171240	26.00		
	001-170-559	MARIGOLDS (6)	21105	10/18/2017	171240	14.70		

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	TURF MASTERS LAWN CARE INC	180246	11/07/2017	11/01/2017			218.66	(CONTINUED)
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-559	COPPER MILLETS (4)		21105	10/18/2017	171240		15.00
	001-170-559	GOURDS (10)		21105	10/18/2017	171240		5.00
001	SPORTABOUT	180247	11/07/2017	11/01/2017			24.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-513	CAR SHOW TROPY: CRUISIN EVENT		5376	10/12/2017	180047		24.00
001	MS LAW RESEARCH INSTITUTE	180248	11/07/2017	11/01/2017			80.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-010-559	MODEL FORM AFFIDAVIT BOOK (2)		4140	10/09/2017	180039		80.00
001	OCEAN SPRINGS SIGN AND GRAPHICS LLC	180251	11/07/2017	11/01/2017			1,367.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-021-513	8X10 TELESCOPIC BANNER (2)		1205	10/17/2017	180056		379.00
	001-021-513	ECONOMY BANNER STAND 33X81		1205	10/17/2017	180056		356.00
	001-021-513	EVENT PROMOTION BANNER 3X6		1183	10/17/2017	171228		72.00
	001-021-513	WELCOME CRUISERS BANNER 3X6		1183	10/17/2017	171228		144.00
	001-021-513	WELCOME CRUISERS BANNER 4X8		1183	10/17/2017	171228		256.00
	001-021-513	4X10 SPONSORSHIP BANNER		1184	10/17/2017	171232		160.00
001	ECONOMY BOOTS SALES & SERVICE	180254	11/07/2017	11/01/2017			400.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-535	DUTY BOOTS: BOURQUE, PARKER		41413	10/27/2017	180078		100.00
	001-161-535	DUTY BOOTS: GOFF, IAN		41414	10/27/2017	180078		100.00
	001-161-535	DUTY BOOTS: HANCOCK, MICAH		41395	10/23/2017	180078		100.00
	001-161-535	DUTY BOOTS: PUZZ, GLENN		41412	10/27/2017	180078		100.00
001	AUDIOWAVE INC	180256	11/07/2017	11/01/2017			46.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-638	DETAIL PATHFINDER		A48346	10/30/2017	180117		46.00
001	NFPA	180257	11/07/2017	11/01/2017			109.45	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-681	921 BOOK FIRE & EXPLOSION		7099479Y	10/14/2017	180061		99.50
	001-161-681	SHIPPING		7099479Y	10/14/2017	180061		9.95
001	MS DEPT OF FINANCE & ADMIN	180261	11/07/2017	11/02/2017			22,227.25	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-000-300	OCT 2017 COURT ASSESSMENTS		10312017	11/01/2017			22,227.25
001	MS DEPT OF PUBLIC SAFETY	180262	11/07/2017	11/02/2017			1,428.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-000-300	OCT 2017 SPECIAL ASSESSMENTS		10312017	11/01/2017			1,428.00
001	MS DEPT OF PUBLIC SAFETY	180263	11/07/2017	11/02/2017			150.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-000-300	OCT 2017 INTERLOCK FEES		10312017	11/01/2017			150.00
FUND TOTAL	1 Claims	to	Checks	53 Total	302,630.74 Manual	Held	Total	302,630.74

Release date from 11/07/2017 thru 11/07/2017

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
157	MID SOUTH UNIFORM & SUPPLY INC	180238	11/07/2017	11/01/2017			46.25	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	157-100-799	SS ARMORSKIN BASE SHIRT		568257	10/17/2017	170901		46.25
157	ECONOMY BOOTS SALES & SERVICE	180255	11/07/2017	11/01/2017			300.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	157-100-799	SZ DUTY BOOT: FORREST, D		42491	08/15/2017	171115		100.00
	157-100-799	SZ DUTY BOOT: JACKSON, JA'		42498	08/16/2017	171115		100.00
	157-100-799	SZ DUTY BOOT: WEAVER, A		42520	08/19/2017	171115		100.00
FUND TOTAL 157 Claims		to	Checks	2 Total	346.25 Manual	Held	Total	346.25

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
171	SEYMOUR ENGINEERING PLLC Account Number 171-170-778	180157	11/07/2017	10/24/2017			8,250.00	
		Description		Invoice #	Date	P.O.	Amount	
		SEDIMENT TESTING (100%)		6366	10/19/2017			8,250.00
171	CITY OF GAUTIER Account Number 171-900-969 171-900-969	180163	11/07/2017	10/25/2017			22,709.13	
		Description		Invoice #	Date	P.O.	Amount	
		TR USFWS MATCH (050)		CK#42416	10/25/2017			251.25
		TR USFWS MATCH (050)		CK#42510	10/25/2017			22,457.88
FUND TOTAL 171 Claims	to	Checks	2 Total	30,959.13	Manual	Held	Total	30,959.13

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
176	AD2 INC	180110	11/07/2017	10/12/2017			151.50	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-699	HOSTING FEE OCT 2017	3156	10/15/2017			36.50	
	176-170-699	SHOPPING CART FEE OCT 2017	3156	10/15/2017			115.00	
176	AT&T	180137	11/07/2017	10/23/2017			269.24	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-605	OCT 2017 DSL	2284970676	10/14/2017			110.00	
	176-170-605	MONTHLY SERVICE	2284970676	10/14/2017			159.24	
176	AT&T	180138	11/07/2017	10/23/2017			274.30	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-605	MONTHLY SERVICE	2284972244	10/14/2017			274.30	
176	SINGING RIVER ELECTRIC COOPERATIVE	180207	11/07/2017	10/27/2017			1,376.53	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-631	PARK FACILITIES	76854002	10182017	10/26/2017		1,328.37	
	176-170-631	HOUSE	76855002	10192017	10/26/2017		48.16	
FUND TOTAL 176 Claims		to	Checks	4 Total	2,071.57 Manual	Held	Total	2,071.57

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	IRBY'S ANSWERING SERVICE	180112	11/07/2017	10/16/2017			468.10	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	SERVICES 10/4/17 - 10/31/17		277-100417	10/04/2017			468.10
400	CITY OF GAUTIER	180113	11/07/2017	10/16/2017			43,427.11	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-680-821	ST LNS #3 90/57 SWR		10092017	10/09/2017			7,877.45
	400-680-822	ST LNS #4 90/57 WTR		10092017	10/09/2017			10,948.67
	400-680-822	ST LNS #4 90/57 SWR		10092017	10/09/2017			9,019.22
	400-680-823	ST LNS #5 ALLEN RD		10092017	10/09/2017			2,149.95
	400-680-824	ST LNS #6 OLD SPAN TR		10092017	10/09/2017			3,765.83
	400-680-825	ST LNS #7 OLD SPAN TR		10092017	10/09/2017			9,665.99
400	AT&T	180116	11/07/2017	10/17/2017			94.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-605	MONTHLY SERVICE		2284972276	10/06/2017			94.00
400	AT&T	180139	11/07/2017	10/23/2017			136.10	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-605	MONTHLY SERVICE		2284975234	10/14/2017			136.10
400	AT&T	180140	11/07/2017	10/23/2017			98.10	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-605	MONTHLY SERVICE		2284974594	10/14/2017			98.10
400	2012 GUD BONDS DEBT SERVICE	180158	11/07/2017	10/24/2017			116,362.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-680-816	NOV 2017 PRN PMT		11012017	10/31/2017			112,916.67
	400-680-817	NOV 2017 INT PMT		11012017	10/31/2017			3,445.83
400	ARISTA INFORMATION SYSTEMS INC	180159	11/07/2017	10/24/2017			4,167.30	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	SEP 2017 STATEMENTS		24121	10/12/2017			1,167.30
	400-650-698	SEP 2017 POSTAGE		1425201710	10/12/2017			3,000.00
400	MSC 7511	180160	11/07/2017	10/24/2017			166.49	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	FGYJ00-01 RENTAL FEE		INV2114400	10/09/2017			166.49
400	WAGGONER ENGINEERING INC	180161	11/07/2017	10/24/2017			18,500.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	RATE STUDY 100%		34122	10/12/2017			18,500.00
400	SINGING RIVER ELECTRIC COOPERATIVE	180178	11/07/2017	10/25/2017			2,383.47	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-631	LIFT STATIONS 20649		10162017	10/23/2017			699.19
	400-651-631	LIFT STATIONS 28779		10162017	10/23/2017			215.31
	400-651-631	SCHOONER WELL 20688		10122017	10/19/2017			982.37
	400-651-631	LIFT STATIONS 20688		10122017	10/19/2017			486.60

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	SINGING RIVER ELECTRIC COOPERATIVE	180179	11/07/2017	10/25/2017			4,817.96	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-631	LIFT STNS	89627001	10162017	10/24/2017			61.38
	400-651-631	LIFT STNS	89702001	10162017	10/24/2017			47.69
	400-651-631	LIFT STNS	17881	10172017	10/24/2017			2,226.08
	400-651-631	WATER WELLS	17881	10172017	10/24/2017			2,482.81
400	SINGING RIVER ELECTRIC COOPERATIVE	180208	11/07/2017	10/27/2017			7,808.58	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-631	IONIZATION PLANT	99216002	10182017	10/25/2017			292.49
	400-651-631	LIFT STATIONS	17882	10182017	10/25/2017			2,290.13
	400-651-631	WATER WELLS	17882	10182017	10/25/2017			2,887.89
	400-651-631	CITY HALL SOUTH	17882	10182017	10/25/2017			2,338.07
400	CABLE ONE INC	180209	11/07/2017	10/27/2017			42.61	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	OCT 2017: #107663106		10162017	10/23/2017			42.61
400	SINGING RIVER ELECTRIC COOPERATIVE	180214	11/07/2017	10/31/2017			3,610.08	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-631	LIFT STNS	17875	10192017	10/26/2017			215.74
	400-651-631	LIFT STNS	17883	10192017	10/26/2017			1,968.81
	400-651-631	LIFT STNS	17884	10192017	10/26/2017			1,425.53
400	SOUTHERN WATERWORKS SUPPLY INC	180243	11/07/2017	11/01/2017			332.98	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-581	3/4 BRASS COUP CTS X FIPT (7)	72005	10106/2017	180026			110.43
	400-651-581	3/4 BRASS METER COUP NL (12)	72005	10106/2017	180026			73.50
	400-651-581	3/4 BRASS COUP CTS X FIPT (5)	72214	10104/2017	180026			78.88
	400-651-583	4" SDR 35 45 (12)	72325	10130/2017	180101			29.01
	400-651-583	4" SDR 35 STREET 45 (12)	72325	10130/2017	180101			41.16
400	NEPTUNE CHEMICAL PUMP COMPANY	180249	11/07/2017	11/01/2017			611.19	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-582	VALVE REG 1 BRONZE WATTS	1443373	10111/2017	180051			585.00
	400-651-582	FREIGHT	1443373	10111/2017	180051			26.19
400	TRI STATE CHLORINATION	180250	11/07/2017	11/01/2017			4,800.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-581	HYDRO 500 VACUUM REGULATOR (6)	1039	10112/2017	180066			4,800.00
400	CORE & MAIN LP	180252	11/07/2017	11/01/2017			3,800.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-581	HYDRANT FLUSHER (2)	H936497	10119/2017	180042			3,450.00
	400-651-581	LOCKING DEVICE (5)	H936497	10119/2017	180042			350.00
400	MUSCO-GULFPORT 1227	180253	11/07/2017	11/01/2017			9,970.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-581	5/8X3/4 COMP METER USG (50)	0578086	10103/2017	171215			9,000.00
	400-651-581	DI USG TRAN W/HOT ROD (2)	0578086	10103/2017	171215			970.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	J H WRIGHT & ASSOCIATES INC	180258	11/07/2017	11/01/2017			6,842.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-584	LEVEL TRANSDUCER PSLT33.4		402661	10/06/2017	180037		550.00
	400-651-584	SQUARE D NEMA 3 STARTER (2)		402845	10/16/2017	180036		1,370.00
	400-651-584	U-BOLT 8 S.S. W/NUTS (2)		402742	10/10/2017	180060		42.00
	400-651-584	GOULDS MODEL WS1512D3 PUMP (2)		403048	10/30/2017	180033		4,600.00
	400-651-584	TSURUMI PUMP		402923	10/20/2017	180083		280.00
400	J H WRIGHT & ASSOCIATES INC	180264	11/07/2017	11/02/2017			90.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-584	HEATER ELEMENT: GLENHEATH LS		402933	10/20/2017			90.00
FUND TOTAL 400 Claims to		Checks	21 Total	228,528.57	Manual	Held	Total	228,528.57

SUMMARY OF ALL FUNDS

FUND 1 Claims	to	Checks	53 Total	302,630.74 Manual	Held	Total	302,630.74
FUND 50 Claims	to	Checks	1 Total	55,761.99 Manual	Held	Total	55,761.99
FUND 157 Claims	to	Checks	2 Total	346.25 Manual	Held	Total	346.25
FUND 171 Claims	to	Checks	2 Total	30,959.13 Manual	Held	Total	30,959.13
FUND 172 Claims	to	Checks	1 Total	1,705.07 Manual	Held	Total	1,705.07
FUND 176 Claims	to	Checks	4 Total	2,071.57 Manual	Held	Total	2,071.57
FUND 400 Claims	to	Checks	21 Total	228,528.57 Manual	Held	Total	228,528.57
Total for all Funds		Checks	84 Total	622,003.32 Manual	Held	Total	622,003.32

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 223-2017

WHEREAS, a professional services agreement exists with Compton Engineering for work on the City Park Boat Launch Improvements project; and

WHEREAS, the original contract was not to exceed \$34,300, and that cost was written into the grant; and

WHEREAS, a modification of the agreement has been recommended by the City Manager for additional service costing \$5,500.00. This additional \$5,500 modification will cover the cost to inspect the adjacent fishing pier and provide additional construction administration services associated with modifying the existing construction contract with M&D Construction to provide improvements at the fishing pier. The new not to exceed contract amount will be \$39,800. If improvements are not made at the fishing pier, the pier will remain closed to the public due to safety concerns; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that a professional services agreement modification with Compton Engineering for additional work totaling \$5,500.00 on the City Park Boat Launch Improvements is hereby authorized.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Vaughan** seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants and Projects Director
Date: November 7, 2017
Subject: City Park Boat Launch Improvements – Professional Services Agreement Modification with Compton Engineering

REQUEST:

The Grants and Projects Director requests City Council authorization for a professional services agreement modification with Compton Engineering for additional work totaling \$5,500 on the City Park Boat Launch Improvements project. The new not to exceed contract amount will be \$39,800.

BACKGROUND:

The Dingell-Johnson Sport Fish Restoration Program, authorized under the U.S. Fish and Wildlife Service, supports activities designed to restore, conserve, manage, or enhance sport fish populations; the public use and benefits from these resources; and activities that provide boat access to public waters. The Mississippi Department of Marine Resources applied to the U.S. Fish and Wildlife Service on behalf of the City of Gautier for this sport fish grant. The City was awarded \$190,310 in federal funds, which requires a 25 percent match of \$65,300. Tidelands will cover the local match. The City will cover the cost of this modification (\$5,500) for additional work related to the adjacent fishing pier.

DISCUSSION:

This \$255,610 project includes removing and replacing the two existing deteriorated boat launches, removing and replacing the existing deteriorated boat dock decking, removing and replacing the deteriorated wooden bulkhead, adding an accessible kayak and canoe launch, and installing an accessible route to the dock area. Professional design services are required for this project. The original contract was not to exceed \$34,300, and that cost was written into the grant. This additional \$5,500 modification will cover the cost to inspect the adjacent fishing pier and provide additional construction administration services associated with modifying the existing construction contract with M&D Construction to provide improvements at the fishing pier. If improvements are not made at the fishing pier, the pier will remain closed to the public due to safety concerns.

RECOMMENDATION:

The Grants and Projects Director recommends that City Council authorize a professional services agreement modification with Compton Engineering for additional work totaling \$5,500 on the City Park Boat Launch Improvements project. The new not to exceed contract amount will be \$39,800.

The City Council may:

1. Authorize a professional services agreement modification with Compton Engineering for additional work totaling \$5,500 on the City Park Boat Launch Improvements project as presented; or

2. Not authorize a professional services agreement modification with Compton Engineering for additional work totaling \$5,500 on the City Park Boat Launch Improvements project

ATTACHMENT(S):

1. Proposed Contract Modification for City Park Boat Launch Improvements



COMPTON ENGINEERING, INC.

ENGINEERING, SURVEYING & ENVIRONMENTAL SERVICES

1706 Convent Avenue
P.O. Box 686
Pascagoula, MS 39568

Phone: 228.762.3970
Fax: 228.769.9079

comptonengineering.com

November 1, 2017

Ms. April M. Havens, Grants and Project Administrator
City of Gautier
3330 Highway 90
Gautier, MS 39553

**Re: Proposal for Engineering Services for
City of Gautier City Park Boat Launch Improvements – REV 1
(C.E. Job No.: P16-004)**

Dear Ms. Havens:

Compton Engineering is pleased to offer professional services to the City of Gautier for preparing Contract Documents for the above referenced project. It is our understanding that the bid documents will be prepared to include adequate information to receive competitive bids for performing the work. The documents shall also include any supplemental conditions as required by U.S. Department of Fish and Wildlife Services.

The professional services provided will address the tasks and deliverables listed below:

Basic Services

1. Review all available data for the existing facility provided by the City of Gautier.
2. Provide topographical survey in the immediate area of proposed improvements as needed to improve the bulkhead and launch.
3. Prepare permits as may be required by the Mississippi Department of Marine Resources to construct the project, including document necessary for City of Gautier to obtain Secretary of State Lease.
4. Prepare Bid/Construction Documents for the referenced project. Documents will include adequate information to receive competitive bids for performing the work.
5. Provide Bid Phase and Construction Administration Services.
6. Monitor the progress of construction of the work once a week, including prior to and during placement of concrete, substantial and contract completion.
7. Review and make recommendations for payment during the progress of the work.
8. Perform a final inspection with the City of Gautier and make a recommendation for final payment to the contractor.
9. Prepare project closeout documents.
10. Perform an inspection at the end of the one-year warranty period.
11. **Inspect fishing pier to the east of the launch and provide recommendations for improvements. Recommendations to consist of sketch over aerial view and cost estimates.**
12. **Provide increased Construction Administration Services associated with modifying the existing Construction Contract to provide improvements at the fishing pier.**

PASCAGOULA

BILOXI

BAY ST. LOUIS

Fee, Schedule & Billing

The work will be provided on a lump sum basis in accordance with the attached 2016 Rate Schedule (Exhibit B). The contract amount includes surveying, permitting, preparation of contract documents, bid phase services, and construction administration as outlined below. All basic services will be completed and provided for a cost of **\$39,800.00**.

Topographic Survey:	\$ 3,500.00
Secretary of State Tidelands Lease	\$ 1,500.00
Environmental Permitting	\$ 6,000.00
Construction Documents:	\$13,600.00
Bid Phase Services:	\$ 3,000.00
Construction Administration:	\$ 6,700.00
Fishing Pier Inspection	\$ 3,500.00
Fishing Pier Construction Administration	\$ 2,000.00

We will begin work within twenty-one (21) days upon receipt of an executed agreement. And complete the contract documents as noted below:

Topographic Survey:	2 to 3 weeks
Secretary of State Tidelands Lease	1 to 2 weeks
Environmental Permitting	3 to 4 months
Preparation of Construction Documents	2 to 3 months
Review and Finalize Bid Package	2 to 4 weeks

Compton will bill monthly for the work performed up to the billing cut-off date. Payment for our services will be due within forty-five (45) days of the invoice date and is not dependent on any factor except our ability to provide the services in accordance with generally accepted standards of our profession. We will provide these services in accordance with the General Terms and Conditions (Exhibit A).

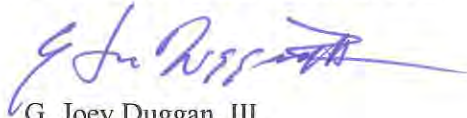
General Terms and Conditions

This proposal, the General Terms and Conditions (Exhibit A), and 2016 Rate Schedule (Exhibit B) represents the entire understanding between City of Gautier and Compton Engineering with respect to the services to be provided and may only be modified in writing by both parties. If this proposal is satisfactory, please sign two copies in the space provided and return one to us.

We appreciate the opportunity to provide these services and look forward to working with you on this project.

Sincerely,

COMPTON ENGINEERING, INC.



G. Joey Duggan, III
Senior Vice President

Attachment

Accepted: CITY OF GAUTIER

Signature: _____

Date: _____

Name/Title: _____

City of Gautier Designated Contact Person:

Compton Engineering's Designated Contact Person:

G. Joey Duggan, III

EXHIBIT A

GENERAL TERMS AND CONDITIONS

(UPDATED 04/2014)

1. **Relationship Between Engineer and Client.** Engineer shall serve as Client's professional engineering consultant in those phases of the Project to which this Agreement applies. The relationship is that of a buyer and seller of professional services and it is understood that the parties have not entered into any joint venture or partnership with the other. The Engineer shall not be considered to be the agent of the Client. The client is the City of Gautier acting by and through its official minutes.
2. **Responsibility of the Engineer.** Engineer will perform services under this Agreement in a manner consistent with that standard of care and skill ordinarily exercised by members of the profession currently practicing in the same locality under similar conditions. No other representation, express or implied, and no warranty or guarantee is included or intended in this Agreement or in any report, opinion, document, or otherwise.

Notwithstanding anything to the contrary which may be contained in this Agreement or any other material incorporated herein by reference, or in any agreement between the Client and any other party concerning the Project, the Engineer shall not have control of and shall not be responsible for the means, methods, techniques, sequences or procedures of construction; or the safety, safety precautions or programs of the Client, the construction contractor, other contractors or subcontractors performing any of the work or providing any of the services on the Project. Nor shall the Engineer be responsible for the acts or omissions of the Client, or for the failure of the Client, any contractor or subcontractor, or any other engineer, architect or consultant not under contract to the Engineer to carry out their respective responsibilities in accordance with the Project documents, this Agreement or any other agreement concerning the Project.

Engineer shall determine the amounts owing to the construction contractor and recommend in writing payments to the contractor in such amounts. By recommending any payment, the Engineer will not thereby be deemed to have represented that exhaustive, continuous, or detailed reviews or examinations have been made to check the quality or quantity of the contractor's work.

3. **Responsibility of the Client.** Client shall provide all criteria and full information as to his requirements for the Project, including budgetary limitations. Client shall arrange for Engineer to enter upon public and private property and obtain all necessary approvals and permits required from all governmental authorities having jurisdiction over the Project. Engineer shall assist Client in obtaining all necessary permits required for the Project.

Client shall give prompt written notice to the Engineer whenever Client observes or otherwise becomes aware of any development that affects the scope or timing of Engineer's

services, or any defect or nonconformance in the work of any construction contractor

Client shall examine all documents presented by Engineer, obtain advice of an attorney or other consultant as Client deems appropriate for such examinations and provide decisions pertaining thereto within a reasonable time.

4. **Designation of Authorized Representatives.** Each party shall designate one or more persons to act as a liaison on its behalf with respect to appropriate aspects of the Project. The persons designated shall review and respond promptly to all communications received from the party. No change or alteration in time, price, design, or services requested shall be made without approval of City of Gautier reflected on its minutes.
5. **Ownership of Documents.** Drawings, specifications, reports and any other documents prepared by Engineer in connection with any or all of the services furnished hereunder shall be the property of the Client. Engineer shall have the right to retain copies of all documents and drawings for its files.
6. **Reuse of Documents.** All documents, including drawings and specifications furnished by Engineer pursuant to this Agreement, are intended for use on the Project only. They should not be used by Client or others on extensions of the Project or on any other project, without written verification or adaptation by Engineer.
7. **Opinions of Cost.** Since the Engineer has no control over the cost of labor, materials, equipment or services furnished by the contractor, or over the contractor's methods of determining prices, or over competitive bidding or market conditions, the Engineer cannot and does not guarantee that proposals, bids or actual construction costs will not vary from his opinions or estimates of constructions costs.
8. **Changes.** Client reserves the right to seek changes in requirements, amount of work or engineering time schedule adjustments, and may seek to negotiate adjustments in fee and / or schedule acceptable to both parties to accommodate any changes. All proposed change orders, schedule and pay adjustments, etc. must be approved by Client by written Resolution.
9. **Subcontracts.** Engineer may subcontract portions of the services, but each subcontractor must be approved by Client in writing reflected on its minutes.
10. **Suspension of Services.** Client may, at any time, by written order to Engineer, require Engineer to stop all, or any part, of the services required by this Agreement. Upon receipt of such an order, Engineer shall immediately comply with its terms and take all reasonable steps to minimize the occurrence of costs allocable to the services covered by the order. Engineer will not be obligated to provide the same personnel employed

prior to suspension when the services are resumed in the event the period of any suspension exceeds 30 days. However, in no event shall the total payment due to Engineer under this proposal exceed \$39,800.00.

11. **Termination.** This Agreement may be terminated by either party upon 30 days' written notice in the event of substantial failure by the other party to perform in accordance with the terms hereof through no fault of the terminating party. This Agreement may be terminated by Client, under the same terms, whenever Client shall determine that termination is in its best interests. If terminated by the Client without just cause, all amounts due and owing to Engineer at the time of termination will be paid by Client.

This agreement is subject to ratification of the future governing authorities of City of Gautier.

12. **Notices.** Any notice or designation required to be given by either party hereto shall be in writing and, unless receipt of such notice is expressly required by the terms hereof, it shall be deemed to be effectively served when deposited in the mail with sufficient first class postage affixed and addressed to the party to whom such notice is directed at such party's place of business or such other address as either party shall hereinafter furnish to the other party by written notice as herein provided.
13. **Indemnification.** Engineer shall defend, indemnify and hold harmless Client, its agents, servants, employees, successors and assigns from actions, causes, suits, costs, claims, damages, expenses and demands whatsoever in law or in equity, including but not limited to attorneys' fees, with respect to, or on account of, any injury, including bodily injury, disability or death, or damages to property, including loss of the use thereof, in any way attributable to or in connection with performance of the Engineer under this Contract.
14. **Legal Proceedings.** In the event Engineer's employees are at any time required by Client to provide testimony, answer interrogatories or otherwise provide information ("testimony") in preparation for or at a trial, hearing, proceeding on inquiry ("proceeding") arising out of the services that are the subject of this Agreement, where Engineer is not a party to such proceeding, Client will compensate Engineer for its services and reimburse Engineer for all related direct costs incurred in connections with providing such testimony. This provision shall be of no effect if the parties have agreed in a separate agreement of an amendment to this Agreement to terms which specifically supersede this provision, nor shall this provision apply in the event Client engages Engineer to provide expert testimony or litigation support, which services shall be the subject of a separate agreement or an amendment to this Agreement.
15. **Successors and Assigns.** To the extent allowed by law, the terms of this Agreement shall be binding upon and inure to the benefit of the parties and their respective successors and assigns; provided however, that neither party shall assign this Agreement in whole or in part without the prior written approval of the other.

16. **Insurance.** Within the context of prudent business practices, Engineer shall maintain workmen's compensation and unemployment compensation of a form and in an amount as required by state law. Engineer shall maintain comprehensive general liability insurance, automotive liability, and professional liability insurance in an amount not less than \$1,000,000 each occurrence.

17. **Information Provided by the Client.** The Engineer shall indicate to the Client the information needed, which the Engineer cannot ascertain or confirm itself, for rendering of services hereunder. The Client may elect to provide this information (including services by others) to the Engineer. In this case, the Client recognizes that the Engineer cannot assure the sufficiency of such information.

18. **Subsurface Conditions and Utilities.** Client recognizes that a comprehensive sampling and testing program implemented by trained and experienced personnel of Engineer or Engineer's subconsultants with appropriate equipment may fail to detect certain hidden conditions. Client also recognizes that actual environmental, geological and geotechnical conditions that Engineer properly inferred to exist between sampling points may differ significantly from those that actually exist.

Engineer will locate utilities which will affect the project from information provided by the Client and utility companies and from Engineer's surveys. In that these utility locations are based, at least in part, on information from others, Engineer cannot and does not warrant their completeness and accuracy.

19. **Hazardous Materials.** When hazardous materials are known, assumed or suspected to exist at a project site, Engineer is required to take appropriate precautions to protect the health and safety of his personnel, to comply with the applicable laws and regulations and to follow procedures deemed prudent to minimize physical risks to employees and the public. Client hereby warrants that, if he knows or has any reason to assume or suspect that hazardous materials may exist at the project site, he will inform Engineer in writing prior to initiation of services under this Agreement.

Hazardous materials may exist at a site where there is no reason to believe they could or should be present. Client agrees that the discovery of unanticipated hazardous materials constitutes a changed condition mandating a renegotiation of the scope of work or termination of services. Engineer agrees to notify Client as soon as practically possible should unanticipated hazardous materials or suspected hazardous materials be encountered

20. **Anticipated Change Orders.** All change orders must be approved by Client by written Resolution.
21. **Payment.** Following receipt of the Engineer's invoice, it will be placed on the next regular claims docket for approval and will be paid subsequent to obtaining approval.
22. **Force Majeure.** Neither Client nor Engineer shall be liable for any fault or delay caused by any contingency beyond their control, including, but not limited to, acts of God, wars,

strikes, walkouts, fires, natural calamities, or demands or requirements of governmental agencies.

23. **Compliance with Laws.** To the extent they apply to its employees or its services, the Engineer shall comply with all applicable United States, state, territorial and commonwealth laws, including ordinances of any political subdivisions or agencies of the United States, any state, territory or commonwealth thereof.
24. **Separate Provisions.** If any provisions of this Agreement are held to be invalid or unenforceable, the remaining provisions shall be valid and binding.
25. **Governing Law.** This Agreement shall be governed by and construed in accordance with the laws of the State of Mississippi

26. **Amendment.** This Agreement shall not be subject to amendment unless another instrument is executed by duly authorized representatives of each of the parties.

27. **Entire Understanding of Agreement.** This Agreement represents and incorporates the entire understanding of the parties hereto, and each party acknowledges that there are no warranties, representations, covenants or understandings of any kind, matter or description whatsoever, made by either party to the other except as expressly set forth herein. Client and Engineer hereby agree that any purchase orders, invoices, confirmations, acknowledgements or other similar documents executed or delivered with respect to the subject matter hereof that conflict with the terms of this Agreement shall be null, void and without effect to the extent they conflict with the terms of this Agreement.

EXHIBIT B

**COMPTON ENGINEERING, INC.
RATE SCHEDULE
2016**

<u>Labor Classification</u>	<u>Hourly Rate</u>
Engineer Principal.....	\$ 180.00
Architect.....	\$ 150.00
Senior Project Engineer	\$ 150.00
Project Engineer.....	\$ 130.00
Engineer Intern.....	\$ 100.00
Environmental Specialist	\$ 100.00
Senior Project Manager.....	\$ 135.00
Project Manager	\$ 115.00
Senior Design Technician.....	\$ 90.00
Design Technician	\$ 80.00
GIS Coordinator.....	\$ 80.00
Resident Project Representative	\$ 85.00
Business Manager	\$ 100.00
Specification Writer	\$ 80.00
Administrative Assistant.....	\$ 60.00
Professional Land Surveyor	\$ 125.00
Senior Survey Technician with Equipment	\$ 150.00
Survey Technician	\$ 65.00
Survey Crewman.....	\$ 50.00

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 224-2017

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Consent Agenda Items 1, 2, 3, 4, 5, 7, 8, 9, 10 and 11 are hereby approved.

IT IS FURTHER ORDERED that Consent Item #6 is hereby pulled for further discussion.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Colledge** seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

RESOLUTION NUMBER 043-2017

RESOLUTION OF THE CITY OF GAUTIER, MISSISSIPPI REMOVING POLICE DEPARTMENT EQUIPMENT FROM INVENTORY AND DECLARING EQUIPMENT SURPLUS

WHEREAS, the Gautier Police Department is requesting the following equipment be removed from inventory and declared surplus:

<u>ITEM</u>	<u>SERIAL NUMBER</u>
(1) Dell Computer Monitor	CN-01PTX3-64180-039-09JS

WHEREAS, the Mayor and Members of the Council have determined that, given the age and condition of the equipment, removal from inventory and declaring surplus, is in the best interest of the City of Gautier.

BE IT, THEREFORE, RESOLVED that the Mayor and Council of the City of Gautier, Mississippi has determined that the equipment is hereby removed from inventory and declared surplus.

BE IT, FURTHER, RESOLVED that the Council authorizes the City Manager or City Clerk to execute all documents necessary.

The motion to approve the foregoing resolution was made by **Councilman Colledge**, seconded by **Councilwoman Martin**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

WHEREUPON, the Mayor and Members of the Council of the City of Gautier, Mississippi, declared the motion carried and the Resolution adopted this the 7th, November, 2017.

MAYOR

ATTEST:

CITY CLERK

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Danny Selover, Police
Date: 10/11/2017
Subject: Resolution removing equipment from Police Department inventory and declaring the equipment surplus.

REQUEST:

City Council authorization is requested for the City to remove and surplus (1) Dell computer monitor, serial number CN-01PTX3-64180-039-09JS from the Police Department Inventory.

BACKGROUND:

This monitor no longer works and is of no use to the Police Department.

DISCUSSION:

It has been determined that, given the age and condition of the equipment, removal from inventory and declaring surplus, is in the best interest of the City of Gautier.

RECOMMENDATION:

Police Department Staff recommends the City Council authorize the removal of the above described item from the Police Department Inventory and declare it as surplus.

ATTACHMENTS:

1. Dell Monitor



There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

RESOLUTION NUMBER 044-2017

RESOLUTION OF THE CITY OF GAUTIER, MISSISSIPPI REMOVING A POLICE DEPARTMENT VEHICLE FROM INVENTORY AND AUTHORIZING VEHICLE TO BE USED FOR PARTS UNTIL SUCH TIME AS IT CAN BE DEEMED SURPLUS

WHEREAS, the Gautier Police Department is requesting a 2011 Ford Crown Victoria Police Car, VIN#2FABP7BV4BX124398 (Inventory Control #1124) be removed from inventory and be used for parts until such time as it can be deemed surplus.

WHEREAS, the Mayor and Members of the Council have determined that, given the age and condition of the vehicle, removal from inventory and use for parts is the best use of said vehicle, and is in the best interests of the City of Gautier.

BE IT, THEREFORE, RESOLVED that the Mayor and Council of the City of Gautier, Mississippi has determined that the 2011 Ford Crown Victoria Police Car is hereby removed from inventory and authorized to be used for parts until such time as it can be deemed surplus.

BE IT, FURTHER RESOLVED that the Council authorizes the City Manager or Clerk to execute all documents necessary.

The motion to approve the foregoing resolution was made by **Councilman Colledge**, seconded by **Councilwoman Martin**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

WHEREUPON, the Mayor and Members of the Council of the City of Gautier, Mississippi, declared the motion carried and the Resolution adopted this the **7th** day of **November** 2017.

MAYOR

ATTEST:

CITY CLERK

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Danny Selover, Police
Date: 10/13/2017
Subject: Police Surplus

REQUEST:

City Council approval is requested by the Gautier Police Department to remove a 2011 Ford Crown Victoria, VIN 2FABP7BV4BX124398 (inventory control number 1124) from inventory and insurance and authorize the vehicle to be used as parts until such time as it can be deemed surplus.

BACKGROUND:

This vehicle was involved in a single vehicle accident on October 11, 2017. Result of this accident was a total loss.

DISCUSSION:

This vehicle had liability insurance and has been declared a total loss.

RECOMMENDATION:

Police Department staff recommends that City Council authorize the vehicle to be removed from its inventory and insurance and authorize vehicle to be used for parts until such time as it can be deemed surplus.

ATTACHMENTS:









There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

RESOLUTION NUMBER 045-2017

RESOLUTION OF THE CITY OF GAUTIER, MISSISSIPPI REMOVING POLICE DEPARTMENT EQUIPMENT FROM INVENTORY AND DECLARING EQUIPMENT SURPLUS

WHEREAS, the Gautier Police Department is requesting the following equipment be removed from inventory and declared surplus:

<u>ITEM</u>	<u>SERIAL NUMBER</u>
(1) Kustom Electronic Radar	31787
(1) Kustom Electronic Radar	KKK8821

WHEREAS, the Mayor and Members of the Council have determined that, given the age and condition of the equipment, removal from inventory and declaring surplus, is in the best interest of the City of Gautier.

BE IT, THEREFORE, RESOLVED that the Mayor and Council of the City of Gautier, Mississippi has determined that the equipment is hereby removed from inventory and declared surplus.

BE IT, FURTHER, RESOLVED that the Council authorizes the City Manager or City Clerk to execute all documents necessary.

The motion to approve the foregoing resolution was made by **Councilman Colledge**, seconded by **Councilwoman Martin**, and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

WHEREUPON, the Mayor and Members of the Council of the City of Gautier, Mississippi, declared the motion carried and the Resolution adopted this the 7th, November, 2017.

MAYOR

ATTEST:

CITY CLERK

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Danny Selover, Police
Date: 10/23/2017
Subject: Police Surplus

REQUEST:

City Council authorization is requested by the Gautier Police Department to remove two (2) Kustom Electronics radar units from inventory and declare them as surplus.

BACKGROUND:

The Police Department has determined that, given the age and condition of these radar units, removal from inventory is in the best interest of the City of Gautier. Serial numbers 31787 and KK8821.

DISCUSSION:

These radar units are very old and no longer work.

RECOMMENDATION:

Police Department staff recommends that City Council authorize the removal of these items from inventory and authorize them to be deemed surplus.

ATTACHMENTS:

1. picture



There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 225-2017

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Finance Report for August 2017 is hereby received.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Colledge**, seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by the Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting November 7, 2017.

AUG 2017 Ending Cash Balances

GENERAL DEPOSITORY

Fund Name	Account #	Balance
General Fund	Depository Account 001-000-001	\$2,123,400.13
MS Development Loan Katrina	Depository Account 007-000-001	(\$14,003.80)
CDBG-Downtown Revitalization	Depository Account 012-000-001	
Transportation Enhancement	Depository Account 013-000-001	\$13,631.67
Allen Road Widening	Depository Account 020-000-001	\$31,890.62
MOHS PD Traffic Grant	Depository Account 023-000-001	
MOHS DUI Grant FY 2014	Depository Account 025-000-001	
MOHS DUI Grant FY 2015	Depository Account 026-000-001	
MDOT Safe Routes to School	Depository Account 029-000-001	(\$51,870.55)
MDAH School House Grant	Depository Account 030-000-001	\$1,500.43
MDAH Local Govt Grant	Depository Account 031-000-001	
MDMR City Pk Boat Launch Imp	Depository Account 050-000-001	
US DOJ Ballistic Vest Grant	Depository Account 103-000-001	
Martin Bluff Road Improvements	Depository Account 128-000-001	\$132,012.64
U S Justice Equitable Sharing	Depository Account 157-000-001	\$407,119.65
Fire Protection Fund	Depository Account 160-000-001	\$277,748.28
DMR-BP Oil Spill Grant	Depository Account 165-000-001	
MDOT-Youth Corp Program	Depository Account 166-000-001	
FF Grant:EMW-2013-FO-05516	Depository Account 167-000-001	
Tidelands Grant	Depository Account 171-000-001	(\$32,089.26)
Library Support Fund	Depository Account 172-000-001	\$2,022.04
MSWFP Recreation Trails Grant	Depository Account 175-000-001	(\$1,416.57)
Shepard State Park Fund	Depository Account 176-000-001	\$55,002.19
USDA NRCS EWP Program	Depository Account 300-000-001	\$178,387.00
Solid Waste Fund	Depository Account 404-000-001	(\$38,169.61)
Solid Waste Grant	Depository Account 405-000-001	
EPA: Brownfields Assessment	Depository Account 409-000-001	(\$20,600.00)
General Ledger Cash Balance		\$3,065,973.46
General Depository Reconciled Cash Balance		\$3,065,163.00

ENTERPRISE FUND

Fund Name	Account #	Balance
Water & Sewer Utility	Enterprise Account-M&M 400-000-001	\$0.00
	Enterprise Account-Hancock 400-000-002	\$1,786,144.67
MDB Loan: Water Ion-X Project	Enterprise Account-Hancock 421-000-002	\$101,681.74
Water Meter Project	Enterprise Account-Hancock 422-000-002	
Hurricane Katrina (PW Bldg)	Enterprise Account-Hancock 449-000-002	
General Ledger Cash Balance		\$1,887,826.41
Enterprise Reconciled Cash Balance		\$1,884,167.21

**AUGUST 2017
YEAR TO DATE TOTALS**

General Fund Totals

	BUDGET FY 2017	AUG 2017	Balance	91.66% % to date
General Fund Revenues	9,159,731.00	8,789,226.84	370,504.16	95.9%
Expenditures:				
001 Legislative	117,474.00	107,179.25	10,294.75	91.2%
010 City Court	276,491.00	239,089.10	37,401.90	86.4%
021 City Manager	291,697.00	263,780.07	27,916.93	90.4%
022 Human Resources	138,681.00	121,129.51	17,551.49	87.3%
030 Elections	22,200.00	20,764.34	1,435.66	93.5%
040 City Clerk	257,370.00	223,660.05	33,709.95	86.9%
045 Finance	192,080.00	176,753.51	15,326.49	92.0%
060 City Attorney	110,000.00	90,184.35	19,815.65	81.9%
090 Economic Dev - Planning	299,370.00	263,376.02	35,993.98	87.9%
092 Building & General Expenses	517,100.00	474,252.34	42,847.66	91.7%
100 Police	3,472,334.00	3,028,186.92	444,147.08	87.2%
161 Fire	2,359,916.00	2,090,190.34	269,725.66	88.5%
165 BP Oil Spill	0.00	0.00	0.00	
170 Recreation	385,519.00	326,126.24	59,392.76	84.5%
201 PW: Streets	248,900.00	190,545.72	58,354.28	76.5%
205 PW: Maintenance	223,438.00	199,268.68	24,169.32	89.1%
451 Public Safety	0.00	0.00	0.00	
900 Interfund Transfers	813,627.00	776,910.48	36,716.52	95.4%
General Fund Expenditures	9,726,197.00	8,591,396.92	1,134,800.08	88.3%
<i>Total Operating Expenditures</i>	8,557,255.00	7,501,826.69	1,055,428.31	
<i>Total Capital Outlay Expenditures</i>	280,215.00	237,643.02	42,571.98	
<i>Total Debt Service</i>	75,100.00	75,016.73	83.27	
<i>Total Transfers Out</i>	813,627.00	776,910.48	36,716.52	
<i>Total Unappropriated</i>	0.00	0.00	0.00	
<i>Check Total</i>	9,726,197.00	8,591,396.92	1,134,800.08	
<i>Personnel</i>	6,707,874.00	6,018,625.83	689,248.17	
<i>Supplies</i>	420,067.00	325,311.53	94,755.47	
<i>Other Services</i>	1,429,314.00	1,157,889.33	271,424.67	
<i>Capital Outlay</i>	280,215.00	237,643.02	42,571.98	
<i>Debt Service</i>	75,100.00	75,016.73	83.27	
<i>Interfund Transfers for DS</i>	813,627.00	776,910.48	36,716.52	
<i>Unappropriated</i>	0.00	0.00	0.00	
<i>Check Total</i>	9,726,197.00	8,591,396.92	1,134,800.08	

**AUGUST 2017
YEAR TO DATE TOTALS**

General Depository Special Funds	BUDGET FY 2017	As of AUGUST 2017	Balance	91.66% % to date
007 MS Dev 2.36M Katrina Bonds				
Revenues	277,854.00	262,940.00	14,914.00	94.6%
Expenditures	277,854.00	277,253.75	600.25	99.7%
013 TE-Downtown Revitalization				
Revenues	84,158.13	43,186.68	40,971.45	51.3%
Expenditures	54,603.12	0.00	54,603.12	
020 Allen Road Widening				
Revenues	1,002,418.40	836,236.17	166,182.23	83.4%
Expenditures	61,000.00	59,374.54	1,625.46	97.3%
025 MOHS DUI Grant FY2017				
Revenues	27,598.00	27,549.72	48.28	99.8%
Expenditures	27,598.00	27,549.72	48.28	99.8%
029 MDOT Safe Routes to School				
Revenues	188,528.00	113,277.12	75,250.88	60.0%
Expenditures	210,084.50	186,704.17	23,380.33	88.8%
030 MDAH 2014 Community Heritage				
Revenues	130,000.00	131,508.43	(1,508.43)	101.1%
050 MDMR City Park Boat Launch Imps				
Revenues	255,610.00	27,600.00	228,010.00	10.7%
Expenditures	255,610.00	27,600.00	228,010.00	10.7%
128 Martin Bluff Road Project				
Expenditures	230,000.00	100,000.00	130,000.00	43.4%
130 \$7M GO Bond - Capital Improvements				
Revenues	2,047,259.07	1,900,116.96	147,142.11	92.8%
Expenditures	2,239,130.25	1,862,661.25	376,469.00	83.1%
157 US Justice Equitable Sharing				
Revenues	0.00	5,691.36	(5,691.36)	
Expenditures	0.00	40,156.64	(40,156.64)	
160 Fire Protection Fund				
Revenues	543,100.00	492,881.84	50,218.16	90.7%
Expenditures	525,277.68	496,294.98	28,982.70	94.4%
166 MDOT Youth Corp Program				
Revenues	36,864.66	38,683.20	(1,818.54)	104.9%
Expenditures	41,388.00	6,434.02	34,953.98	15.5%

**AUGUST 2017
YEAR TO DATE TOTALS**

General Depository Special Funds	BUDGET FY 2017	As of AUGUST 2017	Balance	91.66% % to date
171 Combined Tidelands Grant				
Revenues	989,133.64	314,576.16	674,557.48	31.8%
Expenditures	844,900.63	257,887.53	587,013.10	30.5%
172 Library Support Fund				
Revenues	108,639.00	106,881.29	1,757.71	98.3%
Expenditures	108,639.00	104,258.65	4,380.35	95.9%
175 MSWFP Recreation Trails Grant				
Revenues	95,258.57	93,842.00	1,416.57	98.5%
176 Shepard State Park				
Revenues	85,400.00	81,586.97	3,813.03	95.5%
Expenditures	115,128.00	74,000.35	41,127.65	64.2%
300 USDA-NRCS EWP				
Revenues		192,537.00	(192,537.00)	
Expenditures		14,150.00	(14,150.00)	
404 Solid Waste Fund				
Revenues	1,260,000.00	1,053,031.34	206,968.66	83.5%
Expenditures	1,326,500.00	1,170,780.63	155,719.37	88.2%
405 Solid Waste Grant				
Revenues	13,280.00	0.00	13,280.00	
Expenditures	13,280.00	0.00	13,280.00	
409 EPA: Brownfields Assessment				
Revenues	288,249.85	238,255.95	49,993.90	82.6%
Expenditures	223,699.85	182,577.82	41,122.03	81.6%

**AUGUST 2017
YEAR TO DATE TOTALS**

ENTERPRISE FUND (400)

	BUDGET FY 2017	AUG 2017	Balance	91.66% % to date
Utility Fund Revenues	8,653,895.00	8,226,853.01	427,041.99	95.0%
Administration	2,621,143.00	2,382,215.44	238,927.56	90.8%
Water & Sewer O & M	2,994,216.00	2,461,564.64	532,651.36	82.2%
Debt Service	2,477,584.00	2,316,402.24	161,181.76	93.4%
Transfers	200,000.00	200,000.00	0.00	100.0%
Utility Fund Expenditures	8,292,943.00	7,360,182.32	932,760.68	88.7%

<i>Total Operating Expenditures</i>	<i>5,415,359.00</i>	<i>4,840,986.05</i>	<i>574,372.95</i>	
<i>Total Capital Outlay Expenditures</i>	<i>200,000.00</i>	<i>2,794.03</i>	<i>197,205.97</i>	
<i>Total Debt Service</i>	<i>2,477,584.00</i>	<i>2,316,402.24</i>	<i>161,181.76</i>	
<i>Total Interfund Transfers</i>	<i>200,000.00</i>	<i>200,000.00</i>	<i>0.00</i>	
<i>Check Total</i>	<i>8,292,943.00</i>	<i>7,360,182.32</i>	<i>932,760.68</i>	

<i>Personnel</i>	<i>0.00</i>	<i>0.00</i>	<i>0.00</i>	
<i>Supplies</i>	<i>238,000.00</i>	<i>187,919.29</i>	<i>50,080.71</i>	
<i>Other Services</i>	<i>5,177,359.00</i>	<i>4,653,066.76</i>	<i>524,292.24</i>	
<i>Capital Outlay</i>	<i>200,000.00</i>	<i>2,794.03</i>	<i>197,205.97</i>	
<i>Debt Service</i>	<i>2,477,584.00</i>	<i>2,316,402.24</i>	<i>161,181.76</i>	
<i>Interfund Transfers</i>	<i>200,000.00</i>	<i>200,000.00</i>	<i>0.00</i>	
<i>Check Total</i>	<i>8,292,943.00</i>	<i>7,360,182.32</i>	<i>932,760.68</i>	

Enterprise Special Funds

	BUDGET FY 2017	AUG 2017	Balance	91.66% % to date
421 MSB - Water Ionization Project				
Capital Outlay	141,813.04	40,131.30	101,681.74	28.2%

	BUDGET FY 2017	AUG 2017	Balance	91.66% % to date
602 DEBT SERVICE: 2012 GUD BOND				
Revenue	1,399,200.00	1,283,704.90	115,495.10	91.7%
Bonds Payable	1,398,200.00	1,398,200.00	0.00	100.0%

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 226-2017

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the minutes from Regular Council Meeting held October 3, 2017 and Recessed Council Meeting held October 17, 2017 are hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Colledge** seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 227-2017

WHEREAS, the Martin Bluff Widening Project requires payment of commercial moving expenses payable to John Fayard Moving and Warehousing on behalf of Mary F. Dufrene; and

WHEREAS, in the best interest of the City of Gautier.

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the commercial moving expenses totaling \$9,651.94 payable to John Fayard Moving and Warehousing on behalf of Mary F. Dufrene for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/ 105069-801000 is hereby approved and authorized for payment.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Colledge**, seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 10/31/2017
Subject: Approval and authorization to pay commercial moving expenses totaling \$9,651.94 payable to John Fayard Moving and Warehousing on behalf of Mary F. Dufrene for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000

REQUEST:

The Grants & Projects Department requests that City Council approve and authorize payment for commercial moving expenses totaling \$9,651.94 payable to John Fayard Moving and Warehousing on behalf of Mary F. Dufrene for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

BACKGROUND:

This project is intended to provide improved traffic operations and safety on Martin Bluff Road. The project limits are between Gautier-Vancleave Road and the Service Road north of Interstate 10. This project is now in the right-of-way acquisition phase.

DISCUSSION:

Tenant Fran Dufrene purchased a home in Southaven, but she has still not moved from her rental dwelling. She is the only resident left on this project. Ms. Dufrene originally wanted to complete a self-move, but she decided it was more than she could accomplish. She was offered \$5,150 based on the moving expense schedule to complete her move. She was paid \$2,000 of this amount because she partially moved herself. However, a lot of personal belongings remain.

Estimates were obtained from two commercial movers, and the lower estimate was \$9,651.94. Commercial move estimates are always higher than the moving expense schedule amount for self-moves. Commercial moves must be paid to the commercial mover, not the displacee.

RECOMMENDATION:

The Grants & Projects Department recommends that City Council approve and authorize payment for commercial moving expenses totaling \$9,651.94 payable to John Fayard Moving and Warehousing on behalf of Mary F. Dufrene for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

The City Council may:

- 1) Approve the commercial moving expenses totaling \$9,651.94 payable to John Fayard Moving and Warehousing on behalf of Mary F. Dufrene for the Martin Bluff Road Widening Project; or
- 2) Not approve the commercial moving expenses totaling \$9,651.94 payable to John Fayard Moving and Warehousing on behalf of Mary F. Dufrene for the Martin Bluff Road Widening Project.

ATTACHMENTS:

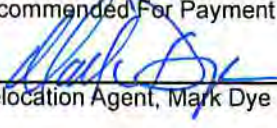
1. Right of Way Invoice

Date May 8, 2017 INVOICE - RIGHT OF WAY P.O. Number 941/

State _____		Acquired By:		Nature of Title	
Vendor No. <u>V99941ROWY0</u> Customer Acct. No. _____		Agreement _____		Fee Simple _____	
Payee <u>John Fayard Moving and Warehousing, LLC</u>		Settlement _____		Perm. Ease _____	
<u>for Mary F. Dufrene</u>		Condemnation _____		Temp. Ease _____	
_____		Special _____		D.E. _____	
_____		Circuit _____		_____	
_____		Supreme _____		84-01 RELOCATION	
Mortgagee <u>N/A</u>		TIN NO. <u>64-0922704</u>			
Address <u>10323 Express Drive</u>		_____			
<u>Gulfport, MS 39505</u>		_____			

Project No. <u>STP 9194-00-(001)</u>	County <u>Jackson</u>	File No. <u>38-2</u>
<u>LPA/105069-801000</u>		

Description	Amount
# Residential - Tenant Commercaill Move - <i>Actual Cost</i> IRS W-9 Form Signed 10-23-2017 MARTIN BLUFF ROAD WIDENING PROJECT	\$ 9,651.94
TOTAL INVOICE	\$ 9,651.94

Recommended For Payment  Relocation Agent, Mark Dye				Approved Paula Yancy, City Manager City of Gautier, Mississippi		Paid By Warrant No. _____ Req. No. _____ Date _____		
Relocation Reviewer, Bruce Fogg				By _____ Signature				
OCA	Object Level 3	User Code 1 (Function)	User Code 2 Part. Code	Project/Detail Property ID Maint. Sec.	Amount	Parcel No.	Acres	

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 228-2017

WHEREAS, the Martin Bluff Widening Project requires payment of business landlord reestablishment expenses and moving expenses to Martin Bluff Trust; and

WHEREAS, it is in the best interest of the City of Gautier; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the business landlord reestablishment expenses and moving expenses totaling \$15,437.16 to Martin Bluff Trust for the Martin Bluff Road Widening Project STP-9194-00(001)LPA/105069-801000 is hereby approved and authorized for payment.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Colledge**, seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 10/31/2017
Subject: Approval and authorization to pay business landlord reestablishment expenses and moving expenses totaling \$15,437.16 to Martin Bluff Trust for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

REQUEST:

The Grants & Projects Department requests that City Council approve and authorize payment for business landlord reestablishment expenses and moving expenses totaling \$15,437.16 to Martin Bluff Trust for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

BACKGROUND:

This project is intended to provide improved traffic operations and safety on Martin Bluff Road. The project limits are between Gautier-Vancleave Road and the Service Road north of Interstate 10. This project is now in the right-of-way acquisition phase.

DISCUSSION:

This payment includes \$400 for moving expenses, \$12,537.16 for current reestablishment expenses, and \$2,500 for the remainder of reestablishment expenses (being held until the work is complete to encourage full completion of the work.)

RECOMMENDATION:

The Grants & Projects Department recommends that City Council approve and authorize business landlord reestablishment expenses and moving expenses totaling \$15,437.16 to Martin Bluff Trust for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

The City Council may:

- 1) Approve the business landlord reestablishment expenses and moving expenses totaling \$15,437.16 to Martin Bluff Trust for the Martin Bluff Road Project; or
- 2) Not approve the business landlord reestablishment expenses and moving expenses totaling \$15,437.16 to Martin Bluff Trust for the Martin Bluff Road Project.

ATTACHMENTS:

1. Right of Way Invoice

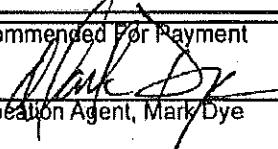
Date October 19, 2017

INVOICE - RIGHT OF WAY

P.O. Number 941/

State	Vendor No. <u>V99941ROWY0</u>	Customer Acct. No. _____	Acquired By:	Nature of Title
Payee <u>Martin Bluff Trust</u>			Agreement _____	Fee Simple _____
			Settlement _____	Perm. Ease _____
			Condemnation _____	Temp. Ease _____
			Special _____	D.E. _____
			Circuit _____	
			Supreme _____	84-01 RELOCATION
Mortgagee <u>N/A</u>			TIN NO.	81-6648178
Address <u>11504 Wedgewood Ln.</u>				
<u>Ocean Springs, MS 39564</u>				

Project No.	STP 9194-00-(001) LPA/105069-801000	County	Jackson	15-1 File No.	Martin Bluff Trust
Description				Amount	
BUSINESS LANDLORD					
Current Reestablishment Expenses				\$	12,537.16
Moving Expenses				\$	400.00
W-9 Signed - 5/5/16					
HOLD CHECK FOR RELOCATION AGENT					
TOTAL INVOICE				\$	12,937.16

Recommended For Payment  Relocation Agent, Mark Dye				Approved Paula Yancey, City Manager City of Gautier, Mississippi		Paid By Warrant No. _____ Req. No. _____ Date _____		
Relocation Reviewer, Bruce Fogg				By _____ Signature and Title				
OCA	Object Level 3	User Code 1 (Function)	User Code 2 Part. Code	Project/Detail Property ID Maint. Sec.	Amount	Parcel No.	Acres	

Date October 19, 2017

INVOICE - RIGHT OF WAY

P.O. Number 941/

State _____		Acquired By:		Nature of Title	
Vendor No. <u>V99941ROWY0</u> Customer Acct. No. _____		Agreement _____		Fee Simple _____	
Payee <u>Martin Bluff Trust</u>		Settlement _____		Perm. Ease _____	
_____		Condemnation _____		Temp. Ease _____	
_____		Special _____		D.E. _____	
Mortgagee <u>N/A</u>		Circuit _____		84-01 RELOCATION	
Address <u>11504 Wedgewood Ln.</u>		Supreme _____			
_____		TIN NO. <u>81-6648178</u>			

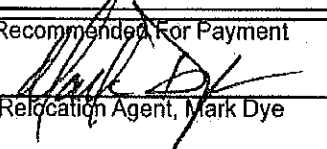
Ocean Springs, MS 39564					

STP 9194-00-(001)
Project No. LPA/105069-801000

County Jackson

15-1
File No. Martin Bluff Trust

Description	Amount
BUSINESS LANDLORD	
Remainder of Reestablishment Expenses	\$ 2,500.00
W-9 Signed - 5/5/16	
HOLD CHECK FOR RELOCATION AGENT	
TOTAL INVOICE	\$ 2,500.00

Recommended For Payment  Relocation Agent, Mark Dye	Approved Paula Yancey, City Manager City of Gautier, Mississippi	Paid By Warrant No. _____
Relocation Reviewer, Bruce Fogg	By _____ Signature and Title	Req. No. _____
		Date _____

OCA	Object Level 3	User Code 1 (Function)	User Code 2 Part. Code	Project/Detail Property ID Maint. Sec.	Amount	Parcel No.	Acres

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

ORDINANCE NUMBER 240-2017

ORDINANCE APPROVING CREATION AND ELIMINATION OF SPECIFIED POSITIONS, AND A REVISED SCHEDULE OF AUTHORIZED POSITIONS

AN ORDINANCE OF THE CITY COUNCIL OF GAUTIER, MISSISSIPPI, PROVIDING AUTHORITY & INTENT; PURSUANT TO MISSISSIPPI ANNOTATED CODE 21-9-45, AUTHORIZING THE CITY COUNCIL TO CREATE AND ELIMINATE SPECIFIED POSITIONS, AND TO APPROVE THE REVISED SCHEDULE OF AUTHORIZED POSITIONS.

WHEREAS, the City Manager has recommended creation of the following new positions pursuant to Miss. Code Ann. 21-9-45:

1. Full Time Animal Control Officer
2. Full Time Code Enforcement Officer

WHEREAS, the City Manager has recommended elimination of the following existing positions:

1. Part Time Code Enforcement Officer
2. Part Time Code Enforcement Officer
3. Animal Control/Code Enforcement Officer

WHEREAS, the City Manager recommends the approval of the attached Revised Schedule of Authorized Positions including the necessary funding to reflect these changes;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GAUTIER, MISSISSIPPI, THAT THE CODE OF ORDINANCES OF THE CITY OF GAUTIER IS AMENDED AS FOLLOWS:

SECTION 1. Authority & Intent

- A. The Gautier City Council held a public meeting on November 7, 2017 to consider creation and funding of specified positions, the elimination of specified positions, and the Revised Schedule of Authorized Positions.

SECTION 2.

- A. The Gautier City Council creates the following positions:

1. Full Time Animal Control Officer
2. Full Time Code Enforcement Officer

B. The City Council eliminates the following positions:

1. Part Time Code Enforcement Officer
2. Part Time Code Enforcement Officer
3. Animal Control/Code Enforcement Officer

C. The Official Schedule of Authorized Positions Shall be amended as Attached.

SECTION 3. This Article shall be effective upon advertisement and adoption, pursuant to Mississippi Annotated Code.

IT IS FURTHER ORDERED that the schedule of authorized positions is amended accordingly.

Thereupon, upon motion duly made by **Councilman Colledge**, seconded by **Councilwoman Martin** to adopt the foregoing ordinance and received the following votes:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

Thereupon, the Mayor declared said Ordinance approved, passed and adopted on this the **7th** day of October, 20**17**.

Phil Torjusen, Mayor

Attest: _____
 Cynthia Russell
 City Clerk

The Ordinance and Schedule of Authorized Positions will be available for viewing at Gautier City Hall, Gautier Public Library and Gautier Utilities Department.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Ramona Morgan, Administrative Clerk
Date: 11/02/2017
Subject: Request for the elimination of two (2) part time Code Enforcement positions and one (1) full-time Animal Control/Code Enforcement position in order to create one (1) full-time Animal Control position and one (1) full time Code Enforcement position.

REQUEST:

Request for the elimination of two (2) part time Code Enforcement positions and one (1) full-time Animal Control/Code Enforcement position in order to create one (1) full-time Animal Control position and one (1) full time Code Enforcement position.

BACKGROUND:

The Planning Department currently has one (1) full-time Animal Control/Code Enforcement Officer and one (1) Building Inspector/Code Enforcement Officer. Although these two positions have split duties, The Animal Control duties of one position and the Building Inspector duties of the other position easily take up 80% of the time available for our two officers in any given work day. This leaves little time for our Department to efficiently perform much needed Code Enforcement within our City. The original plan to mitigate this situation was to create and fill two (2) new part-time Code Enforcement Officer positions. After creating and posting these positions for applications, it was realized that it was not well received by possible applicants and that the part-time positions would be a challenge to fill.

DISCUSSION:

After revisiting this situation, City Staff has collectively decided that it would be beneficial and more efficient to re-configure the Planning Department positions by eliminating the two (2) part time Code Enforcement positions and separating the Code Enforcement duties from the Animal Control and Building Inspector duties. This would result in one (1) new full-time Animal Control position and one (1) new full-time Code Enforcement position. It would also result in the Building Inspector position to be more streamline and focused on the his/her duties pertaining to Planning, Building, Zoning, Stormwater and Floodplain Management. As Director of the Planning Department and seeing the day to day operations of all designated tasks and duties of this department, I feel this will result in more focused and dedicated time spent in these specific areas which will result in greater efficiency while remaining within the limits of the City's budget.

RECOMMENDATION:

Staff recommends that City Council approve the request for the elimination of two (2) part time Code Enforcement positions and one (1) full-time Animal Control/Code Enforcement position in order to create one (1) full-time Animal Control position and one (1) full time Code Enforcement position.

ATTACHMENTS:

1. SAP 11-07-17
2. Citywide Org Chart 11-07-17
3. CE Officer Job Description

Approved by Council 11/07/17

	Pay Scale	Pay Grade	Number of Full-Time Authorized Positions	Number of Part-Time Authorized Positions	Number of Reserve Authorized Positions (Not Paid)
JUDICIAL DEPARTMENT					
City Judge	N/A	N/A		1	
Public Defender	N/A	N/A		1	
Total Funded				2	
Total Non-Funded					
EXECUTIVE DEPARTMENT					
City Manager	N/A	N/A	1		
Administrative Assistant I	2080	9	1		
Economic Developer			Unfunded (1)		
Total Funded			2		
Total Non-Funded			1		
GRANTS AND PROJECTS DEPT.					
Director	2080	19	1		
Contract and Project Administrator	2080	17	1		
Total Funded			2		
Total Non-Funded					
RECREATION DEPT.					
Director	2080	19	1		
Recreation Coordinator	2080	10	1		
Parks Supervisor	2080	12	1		
Grounds and Maintenance Oper.	2080	7	3		
Student Laborer	N/A	N/A		1	
Park Attendant	N/A	N/A		3	
Total Funded			6	4	

Total Non-Funded**FINANCE DEPARTMENT**

Comptroller	2080	21	1
Assistant Comptroller	2080	17	1
Accounting Generalist	2080	11	1

Court Division

Court Clerk	2080	13	1
Deputy Court Clerk	2080	9	1

Total Funded 5

Total Non-Funded

HUMAN RESOURCES DEPARTMENT

Director	2080	21	1
HR Generalist	2080	10	1

Maintenance Division

Mechanic	2080	14	2
Multi-Craft Maintenance Worker	2080	12	1
Custodian	2080	7	1

Total Funded 6

Total Non-Funded

CITY CLERK DEPARTMENT

City Clerk	2080	21	1
Deputy City Clerk	2080	15	1
Purchasing Agent	2080	12	1
Administrative Clerk	2080	8	1

Utility Services Division

Utility Services Manager	2080	15	1
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Utility Billing Supervisor	2080	13	1
Utility Billing Clerk	2080	12	1
Customer Service Representative	2080	8	2

Total Funded			9
Total Non-Funded			

PLANNING DEPARTMENT

Director/Building Official	2080	21	1
Planning Technician	2080	11	1
Administrative Clerk	2080	8	1
Building and Code Inspector	2080	13	1
<u>Code Enforcement Officer</u>	<u>2080</u>	<u>10</u>	<u>1</u>
Animal Control Officer	2080	9	1

Total Funded			6
Total Non-Funded			

POLICE DEPARTMENT

Police Chief	2080	22	1
Administrative Assistant IV	2080	12	1
Captain	2080	15	3

CID

Detective Lieutenant	2080	14	1
Detective Sergeant	2080	13	1
Detective	2080	12	2
Detective	2080	12	Unfunded (1)
FBI Task Force Officer	2080	12	1
Narcotics Officer	2080	12	1
Crime Prevention Officer	2080	12	Unfunded (1)
Records Clerk	2080	8	1

Patrol

Patrol Lieutenant	2184	11	4
Patrol Sergeant	2184	10S	4
Patrol Officer	2184	9 or 10*	15
Dispatcher/TAC Officer	2080	11	1
Dispatcher	2184	7 or 8	8

Traffic

Traffic Sergeant	2184	10S	Unfunded (1)	
K9 Officer	2184	10	1	
Traffic Officer	2184	10	3	
Traffic Officer	2184	10	Unfunded (1)	
School Crossing Guard	N/A	N/A	4	
Reserve Officer	N/A	N/A		21
Total Funded			48	4
Total Non-Funded			4	21

* Probationary Officer/Grade 9
Certified Officer/Grade 10

FIRE DEPARTMENT

Fire Chief	2080	22	1	
Deputy Fire Chief/Fire Marshall	2080	20	1	
Administrative Assistant I	2080	9	1	
Fire Captain	2496	12	3	
Fire Lieutenant	2496	11	9	
Firefighter	2496	9 or 10*	24	
Part Time Firefighter	N/A	N/A	3	
Total Funded			39	3
Total Non-Funded				

*Probationary Firefighter/Grade 9
Certified Firefighter/Grade 10

Summary of Authorized Positions

Full Time

Part Time

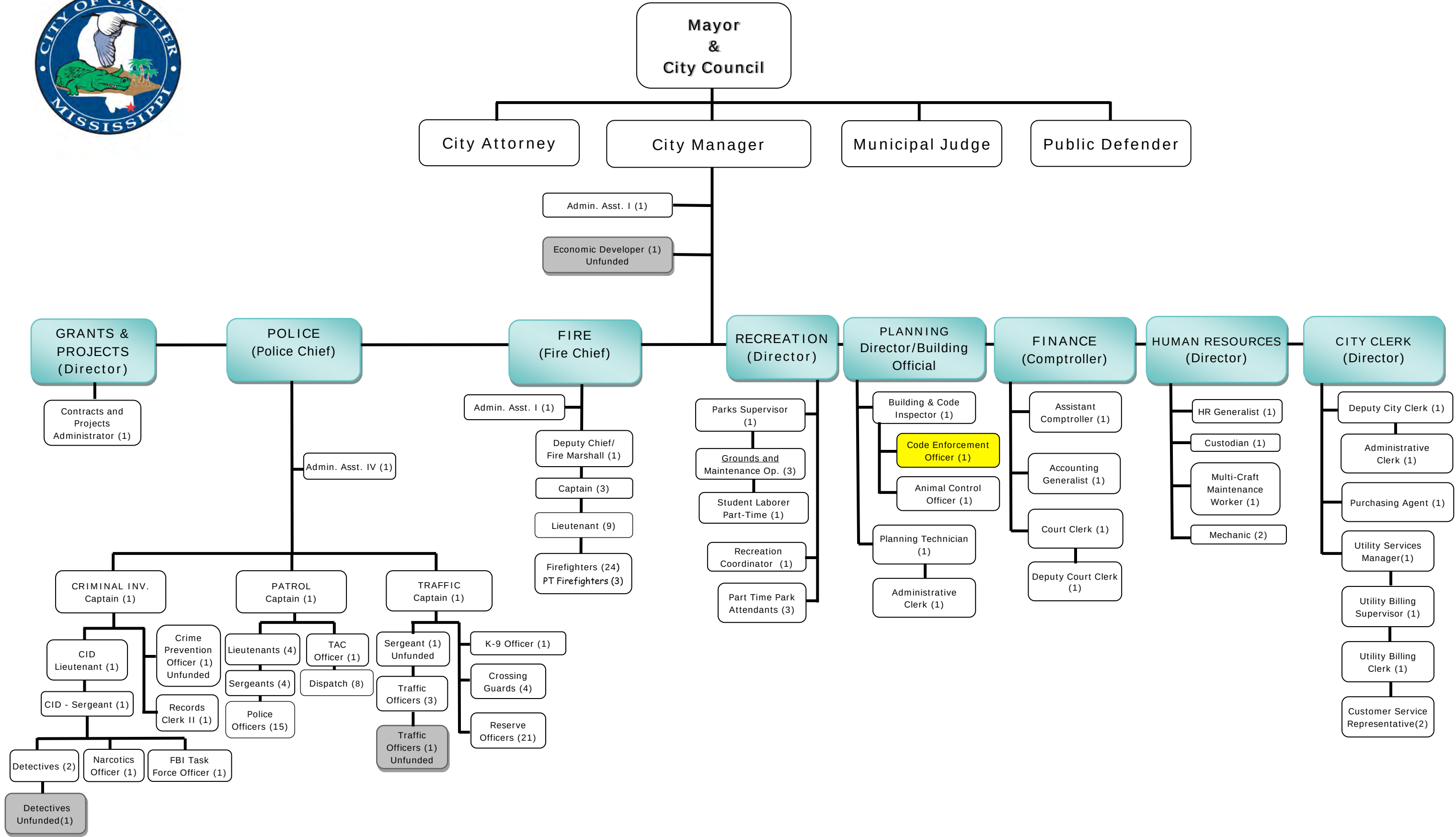
Reserve Positions

Judicial: Funded		2	
Executive Dept: Funded	2		
Executive Dept: Unfunded	1		
Grants and Projects Dept.	2		
Recreation Dept.	6	4	
Finance Dept: Funded	5		
Human Resources Dept: Funded	6		
City Clerk Dept: Funded	9		
Planning Dept: Funded	6	0	
Police Department: Funded	48	4	21
Police Department: Unfunded	4		
Fire Dept: Funded	39	3	
TOTAL	123	13	21
TOTAL UNFUNDED	5		

CITY OF GAUTIER ORGANIZATION CHART

FY 2018

Effective November 7, 2018





CODE ENFORCEMENT OFFICER

Department:	Planning Department	Pay Grade:	10
Reports To:	Building/Code Inspector	Exempt (Y/N):	N
Competitive (Y/N):	N		

SUMMARY:

This is part-time work involving the supervision, assignment, review and participation of the enforcement of various City regulations governing an assortment of land use activities. Such regulations are contained in the City's Zoning Ordinances, the Subdivision Regulations, the Wetland Ordinances, Animal Control ordinances, and associated State laws and City ordinances governing the establishment and operations of businesses; and other work as required.

Work involves the enforcement of City ordinances and related codes relative to care of premises and property, the clearing of land, improper use of public properties and rights of way, unauthorized establishment and operation of businesses, requirements for permitting in construction projects and other evaluations and or investigations as assigned. The employee will investigate complaints, document circumstances, and, working under the supervision and coordination of the Planning Director and/or Building Inspector, issue citations or letters of compliance where necessary and follow up on non-compliance matters. Employee is expected to exercise sound judgment in evaluating suspected violations and must be able to deal with the public in a composed and professional manner.

The employee will be required to appear in Municipal or other courts as a means of enforcing or otherwise adjudicating violations or suspected violations.

ESSENTIAL DUTIES AND RESPONSIBILITIES:

(Any one position of this class may not include all duties listed, nor do listed examples include all duties which may be found in positions of this class.)

- Patrols the City to detect code or ordinance violations or responds to complaints.
- Identifies weeded and overgrown lots, abandoned vehicles, junk, trash and other observed code or ordinance violations.
- Locates owners of property using tax rolls, maps and courthouse records.
- Sends out violation notices and establishes time limits for compliance.
- Issues summons or files complaints to ensure compliance with applicable codes and make municipal court appearances to present cases.
- Prepares items for City Council agenda and appears before council to present cases.
- Conducts follow-up investigations to ensure corrective measures are taken for all noncompliance.
- Compose routine memos, letters, legal forms, notices, and other material required for efficient job performance and code compliance.
- Verifies the work of assigned employees for accuracy, proper work methods, techniques, and compliance with applicable standards and specifications; ensures adherence to safe work practices and procedures.
- Responds to citizen complaints by phone, through the mail, via email, and in person regarding enforcement procedures, ordinances and supervised employees.
- Keeps records on all inspections made.
- Makes daily reports to the Planning Director or Building Inspector.
- Performs other duties as assigned.

REQUIRED KNOWLEDGE, ABILITIES AND SKILLS:

(Must possess required knowledge, skills, abilities and experience and be able to explain and demonstrate, with or without reasonable accommodations, that the essential functions of the job can be performed.)

- Ability to assign functions and activities.
- Supervise, organize, and review the work of assigned staff.

City Manager _____

Date _____



CODE ENFORCEMENT OFFICER

- General working knowledge of laws and ordinances that will govern the above referenced enforcement responsibilities.
- Basic working knowledge of personal computers and word processing software.
- Knowledge of city streets.
- Ability to detect code and ordinance violations and determine appropriate remedial actions.
- Ability to enforce regulations with firmness, tact, and impartiality.
- Ability to communicate both orally and in writing; and must possess the ability to relate ordinances to the public.
- Ability to understand and follow oral and written instructions.
- Ability to react to change productively and handle other tasks as assigned.
- Must maintain a valid driver's license.

SUPERVISORY RESPONSIBILITIES:

This position has no supervisory responsibilities.

WORK ENVIRONMENT:

The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

This job operates in an office and field environment. Exposure to: extreme heat and humidity working outdoors; temperature swings from indoor air conditioning to outdoors; fumes and odors of gases and exhaust; dust of households; storage spaces and environment; animal and human waste; toxic chemicals and hazardous waste; dissatisfied and potentially hostile individuals. Work is performed both in the office and in the field at various residential, commercial and public buildings, as well as vacant land.

PHYSICAL DEMANDS:

The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

Primary functions require sufficient physical ability to work in an office and field environment. Continuous sitting reaching below shoulder level, downward flexion of neck. Frequent walking, stationary standing, side-to-side turning of neck; transporting objects weighing up to 10 lbs. distances up to one mile; light grasp and finger press and pinch to manipulate office equipment, writing materials and computer keyboard. Occasional bending, stooping, squatting, climbing, reaching above and at shoulder level, kneeling, pushing/pulling, twisting at waist, upward flexion of neck; lifting objects up to 10 lbs. from below waist to above shoulder level; moderate handling and fine finger dexterity to manipulate equipment; power grasp to handle equipment and materials; twisting wrist to manipulate tools. Infrequent crawling, balancing above ground; lifting objects weighing 11 – 25 lbs. from below waist to above shoulder level and transporting distances of up to one mile; lifting objects weighing 26-50 lbs. from below waist to chest level; lifting objects weighing 51-75 lbs. from below waist to waist level; transporting objects weighing 26 – 50 lbs. distances of up to two feet; upper body strength to lift/pull body weight up into an attic or over a fence.

MINIMUM REQUIRED EDUCATION AND EXPERIENCE:

High School diploma or acceptable equivalent and three (3) years of related experience.

REQUIRED LICENSES AND CERTIFICATES:

Must maintain a valid driver's license.

CIVIL SERVICE MINIMUM QUALIFICATIONS: (Rule 4, Section 4.2)

For minimum qualifications established by the Mississippi Code, see Section 21-31-15.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 229-2017

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that City Hall is hereby authorized to close from 11:00 A.M. - 1:00 P.M. Thursday, November 16th for the Employee Thanksgiving Dinner.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Colledge** seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

RESOLUTION NUMBER 46-2017

Resolution opposing Subtitle G-Bond Reforms of H.R.1 or any other similar provisions of the proposed Federal Legislative.

BE IT RESOLVED, By the Mayor and Council of the City of Gautier Mississippi request that the Legislature retain the current federal income tax treatment that municipal bonds enjoy as local government bonds and specifically to oppose the Subtitle G-Bond Reforms of H.R.1 or any similar provisions in other proposed legislation.

WHEREAS, Section 3602 of H.R.1 would disallow the advance refunding of our governmental tax exempt bonds. Cities are currently limited to one advance refunding. Advance refunding provide significant interest savings to taxpayers and ratepayers allowing cities to provide much needed services to its citizens or to lower our citizens' taxes; and

WHEREAS, Section 3601 of H.R.1 terminates all types of private activity bonds, an important tool to the development of cities, including water and sewer facilities and transportation facilities. The termination of private activity bonds would prevent colleges, universities, nonprofit hospitals, certain airport improvements and other entities within communities and beneficial to local citizens from issuing tax exempt bonds. Many of these educational and medical institutions, are critical to the well-being and the enhanced quality of life for citizens and are already under significant financial stress. Finally, the termination of the tax exemption for private activity bonds will adversely impact public private partnerships, which is an important tool for financing infrastructure in municipalities; and

WHEREAS, Section 3601 would terminate single family mortgage bonds, affecting many of first time home buyers who are trying to purchase their first home; and

WHEREAS, the City of Gautier requests its Legislative delegation to oppose the Subtitle G-Bond Reforms of H.R. 1 or any similar provisions in other proposed legislation;

NOW, THEREFORE IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GAUTIER, MISSISSIPPI that the Legislature is urged to oppose the Subtitle G-Bond Reforms of H.R.1 or any similar provisions in other proposed legislation.

IT IS FURTHER RESOLVED, that the City Clerk is directed to send a certified copy of this Resolution to the Jackson County Federal Legislative Delegation.

The motion to approve the foregoing resolution was made by **Councilman Colledge**, seconded by **Councilwoman Martin**, and the following vote was recorded:

Mayor Phil Torjusen	<u>AYES</u>
Councilwoman At Large Mary Martin	<u>AYES</u>
Councilman Cameron George	<u>AYES</u>
Councilman Richard Jackson	<u>AYES</u>
Councilman Casey Vaughan	<u>AYES</u>
Councilman Rusty Anderson	<u>AYES</u>
Councilman Adam Colledge	<u>AYES</u>

WHEREUPON, the Mayor and Members of the Council of the City of Gautier, Mississippi, declared the motion carried and the Resolution adopted this the **7th** day of **November**, 2017.

PHIL TORJUSEN, MAYOR

ATTEST:

CITY CLERK

Consent Item #6 was pulled for discussion. After a brief discussion the following action was taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 230-2017

WHEREAS, the Martin Bluff Widening Project requires the establishment of Just Compensation for Cecil J. and Deborah A. Connor Property and authorization for the acquisition agent to move forward with acquiring the parcel; and

WHEREAS, it is in the best interest of the City of Gautier; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the "Just Compensation" in the amount of \$38,530.00 for Cecil J. and Deborah A. Connor Property for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000 is hereby established and the acquisition agent is hereby authorized to move forward with acquiring the parcel.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Vaughan**, seconded by **Councilman Colledge** and the following vote was recorded:

AYES: **Phil Torjusen**
 Mary Martin
 Cameron George
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 7, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 10/31/2017
Subject: Establishment of Just Compensation for Cecil J. and Deborah A. Connor Property for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000

REQUEST:

The Grants and Projects Department requests that City Council establish a revised "Just Compensation" for the Cecil J. and Deborah A. Connor property required for the Martin Bluff Road Widening Project.

BACKGROUND:

This project is intended to provide improved traffic operations and safety on Martin Bluff Road. The project limits are between Gautier-Vancleave Road and the Service Road north of Interstate 10. This project is now in the right-of-way acquisition phase.

DISCUSSION:

"Just Compensation" does not include relocation costs or other fees associated with acquisition. There was a reduction in the amount of right of way being acquired for this parcel at the property owner's request. The review appraiser has written a memo to revise the just compensation amount from \$42,000 to \$38,530, which reflects a just compensation reduction of \$3,470.

Once approved by City Council, a revised offer will then be provided to Mr. and Mrs. Conner. Mr. and Mrs. Conner are aware of the revised amount, and have verbally agreed to accept the revised offer. Expenses for this revision will be limited to the surveyor's fee of \$800. There will be no cost for the review appraiser's revision memo, and no added acquisition cost. Therefore, this revision results in a savings of \$2,670 to the City.

RECOMMENDATION:

The Grants and Projects Department recommends that City Council establish "Just Compensation" as depicted above and authorize the acquisition agent to move forward with acquiring the Connor property for the Martin Bluff Road Widening Project.

The City Council may:

- 1) Establish Just Compensation for the Connor property as listed above and authorize the acquisition agent to move forward with acquiring the parcel; or
- 2) Not approve establishment of Just Compensation.

ATTACHMENTS:

1. Review appraiser's memo
2. Revised EJC Form

October 20, 2017

City of Gautier
c/o Paula Yancy, City Manager
3330 US Highway 90
Gautier, MS 39553

RE: Martin Bluff Road Widening
Revised Parcel – 047-01-00-W
Project No. – 105069-801000

Dear Ms. Yancy:

The above referenced parcel has been revised. The purpose of this correspondence is to address this change via this memorandum as an amendment to the original review with an effective date 9/8/2016.

The revision reduced the amount of the proposed acquisition area from 16,357 square feet to 14,906 square feet or a reduced area of 1,451 sq. ft. Within the original appraisal report and appraisal review, the adopted land value was based on \$1.10 per sq. ft.; hence, the reduced area would reduce the value of the land to be acquired from \$17,990 to \$16,390 or a reduction of \$1,600. It is also noted; the dog kennel is no longer in the acquisition area. This improvement was valued at \$1,870. Therefore the value of the improvements should be reduced from \$6,340 to \$4,470.

The before value was \$97,000; the after value as revised would be \$58,470 for a difference or Due Compensation of \$38,530.

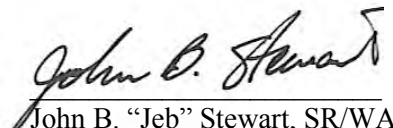
Just Compensation is allocated as follows:

Recommended Distribution of Final Estimate of Value

Parcel	Land	Improvements	Damages	Total
047-01-00-W	\$16,390	\$4,470	\$17,670	\$38,530
Total: <i>Thirty Eight Thousand Five Hundred Thirty Dollars</i>				

Thank you for your time and consideration in this matter.

Sincerely,


John B. "Jeb" Stewart, SR/WA

Assumptions and Limiting Conditions

This appraisal is subject to the following underlying assumptions and limiting conditions:

The appraiser certifies that to the best of his or her acknowledge and belief, the statements contained in this appraisal report, subject to the limiting conditions set forth below are correct.

This appraisal is of the property described in this report.

The appraiser has made no survey of the property and assumes that the areas and dimensions shown herein are correct. Any sketch or identified survey of the property included in this report is only for the purpose of assisting the reader in visualizing the property.

Certain information in this report was obtained from and/or furnished by sources believed to be reliable; however the absolute accuracy of information is not guaranteed. If relevant information or errors come to the attention of the appraiser, the appraiser reserves the right to change, alter, revise, or void the opinions contained in this report in part or in their entirety.

Possession of this report does not imply the right of publication and it may not be used without the consent of the Mississippi Department of Transportation. This report is to be used in its entirety. The appraiser is not responsible if any part of this report is used to the exclusion of the remainder.

I am not familiar with any engineering studies made to determine the bearing capacity of the land or that indicate any mineral contents of a significant nature.

The appraiser has no knowledge of the existence of hazardous materials on the property unless otherwise stated in this report. The appraiser, however, is not qualified to detect such substances. The presence of any such substances, which may be potentially hazardous materials, may affect the value of the property. However, as directed by the client, the Mississippi Department of Transportation, this value estimate is predicated on the assumption that there are no such materials on or in the property that would cause a loss in value.

To the best of my knowledge no portion of the value assigned to the subject property is for items, which are non-compensable according established laws.

This property has been appraised as though free of all liens, unless otherwise stated herein. No responsibility is assumed for matters legal in nature, nor is any opinion of title rendered herewith. Good title is assumed.

Certain background and other relevant information applicable to the appraisal of this property and for this appraisal report is given in the project data brochure, which is incorporated herein by reference.

This appraisal was performed within requirements of regulation, law, and supplemental appraisal standards that are applicable to appraisals performed for governmental acquisitions and thus, certain valuation opinions and conclusions stated in this appraisal report are affected by these requirements. Applicable Mississippi Law is found at Mississippi Code Section 65, Section 43, Section 11, and also found in certain published decisions of the Mississippi Supreme Court as they pertain to property acquisition by Eminent Domain. Applicable Federal Law is found in the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, P.L. 91-646, as amended, 42 U.S.C §4601, et seq., and regulations promulgated pursuant thereto found at 49 C.F.R. Part 24 and further described in *"The Uniform Appraisal Standards for Federal Land Acquisitions"*,

The reported value estimate assumed no impact on value because of "Section 404 wetlands", as defined by the U. S. Army Corps of Engineers. The client is urged to seek advice of an expert to determine any potential impact on wetlands on the property.

There are additional assumptions and limiting conditions applicable to this appraisal.

As assumption is being made that the subject property is essentially the same today as it was on the effective date of value or 9/8/2016. The only difference being the items addressed in this letter being a reduction in the area to be acquired and the fact the kennel is no longer in the acquisition area.

Certificate of Appraiser

I certify that, to the best of my knowledge and belief:

The statements of fact contained in this report are true and correct; The reported analyses, opinions, and conclusions are limited only by the reported assumptions and limiting conditions, and legal instructions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions;

I have no present or prospective interest in the property appraised and no personal interest or bias with respect to the parties involved;

Neither my engagement or my compensation for completing this appraisal assignment was contingent upon my developing or reporting a predetermined result, predetermined value or direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal;

The real property appraisal documented in this appraisal report was completed in accordance with the requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 USC 4601 et seq.), and requirements for appraisals as outlined in 49 CFR 24, Subpart B, dated January 4, 2005. To the extent appropriate under the Laws of the State of Mississippi, the real property appraisal documented in this appraisal report was completed in conformity with the Uniform Appraisal Standards for Federal Land Acquisitions (UASFLA), which are compatible with standards and practices of the Appraisal Foundation's Uniform Standards of Professional Appraisal Practice (USPAP), except to the extent that compliance with the Uniform Act, 49 CFR 24, and the UASFLA required invocation of the (USPAP) Jurisdictional Exception Rule in certain instances, so as to conform with the over-riding federal law relating to the valuation of real estate for government acquisition purposes.

This appraisal conforms with the appropriate State laws, regulations, policies, and procedures applicable to the appraisal of rights of way for highway purposes;

Unless expressly stated otherwise in this report, I made a personal inspection of the property appraised and the property owner, or his/her designated represented, was given the opportunity to accompany me on the inspection;

Any decrease or increase in the fair market value of the real property prior to the date of valuation caused by the public improvement for which such property is to be acquired, or by the likelihood that the property would be acquired for such improvement, other than that due to physical deterioration within the reasonable control of the owner, was disregarded in determining the compensation for the property;

No one provided significant professional assistance to me in the performance of this appraisal except for the following named individuals: Brent Johnson;

I have performed services regarding the subject property within the three (3) year period immediately preceding acceptance of the assignment, as a review appraiser;

I have not revealed the findings and results of this appraisal report to anyone other than the proper officials of the Mississippi Department of Transportation or the Federal Highway Administration, and I will not do so until authorized by the Department or until required by law.

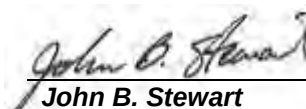
Based upon my independent appraisal review and the exercise of my professional judgment, it is my opinion that the valuation of the subject property is as follows:

Fair Market Value of the Whole Tract (as defined in this report)	Before	\$97,000
Fair Market Value of the Remainder Property	After	\$58,470
The difference between the Fair Market Value of the whole tract and the remainder is		\$38,530

as of 09/08/2016, and is my opinion of just compensation, for the acquisition of the real property rights described in this appraisal report.

Date 10/20/2017

Appraiser (sig.)
(name)
(License)


John B. Stewart

Mississippi General Certified Real Estate Appraiser #231

Establishment of Just Compensation Offer

This document is prepared pursuant to Federal regulation at 49 CFR 24.102(d)

"Establishment and offer of just compensation. Before the initiation of negotiations, the Agency shall establish an amount which it believes is just compensation for the real property. The amount shall not be less than the approved appraisal of the market value of the property, taking into account the value of allowable damages or benefits to any remaining property. An Agency official must establish the amount believed to be just compensation"

The property that is the subject of this offer of just compensation is as follows:

Owner: Cecil J. and Deborah A. Conner
Parcel No: 047-01-00-W
Project No: STP-9194-00(001) LPA/105069-801000
County: Jackson

Under the authority conveyed to me by the City of Gautier, Mississippi, and based on the approved appraisal for the above-named property, which is inclusive of all compensable interests, I, *Paula Yancey, City Manager*, do hereby establish the City of Gautier, Mississippi's offer of what is believed to be just compensation for the acquisition of the real property rights specified, in the amount of **\$38,530**.

Signed _____ Date _____

NOTICE TO ACQUISITION AGENTS

The "just compensation" figure specified above is the total offer for the property, inclusive of all interests. If more than one interest exists for the property, (T's, Q's, E's), please refer to the appraisal review report for allocation of this "just compensation" figure to the various interests that exist.

Councilman Colledge made the motion to go into closed session to discuss whether or not to go into executive session. **Councilwoman Martin** seconded the motion and the vote carried unanimously.

Councilman Colledge made the motion to go into executive session to discuss litigation with property located at 2525 Highway 90. **Councilman Anderson** seconded the motion and the vote carried unanimously.

Councilman Vaughan made the motion to direct the city attorney to initiate litigation in chancery court against the owners and operators of the Clear Pointe Plaza located at 2525 Highway 90 to require compliance with applicable city ordinances and regulations currently being violated. **Councilwoman Martin** seconded the motion and the vote carried unanimously.

Councilman Colledge made the motion to return to open session. **Councilman Vaughan** seconded the motion and the vote carried unanimously.

Councilman Vaughan made the motion to recess until November 21, 2017 at 6:30 P.M. **Councilman Jackson** seconded the motion and the vote carried unanimously.

MAYOR

ATTEST:

CITY CLERK

Submitted for approval of the Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 21, 2017.

CITY OF GAUTIER
Consent Agenda Item #3
Fact Sheet

Council Meeting:
Title:

November 21, 2017
October 2017 Privilege License Report

Introduced by:
Contact Person/Telephone

Cynthia Russell 497-8000 ext. 302

Summary Explanation: Receive October 2017 Privilege License Report.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Second Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2017

WHEREAS, Miss. Code Ann. 27-17-501 requires the governing authority of municipalities to receive a report of the privilege licenses issued during the preceding month; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Privilege License Report for October 2017 is hereby received.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by the Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 21, 2017.

City of Gautier Business Registry October 2017

<u>ACCOUNT#</u>	<u>LICENSE #</u>	<u>BUSINESS NAME/OWNER</u>	<u>AMOUNT</u>
*****1385	2018-09-0005604	Beles On the Bayou	\$49.50
879	2018-10-0005605	Hurd Realty	\$20.00
*****1242	Closed Business	The Homework Station	Closed
*****1351	Closed Business	Inchez Hartique	Closed
*****1254	Closed Business	The Praise Dance Place	Closed
1375	2018-10-0005606	Duke Land Surveying	\$20.00
534	2018-09-0005607	Belk Inc #673	\$1,840.00
792	2018-09-0005608	Santa Maria RV Resort & Marina	\$20.00
*****988	Closed Business	Ms Coast Sports Pavillion LLC	Closed
532	2018-10-0005609	O' Bryant O Keefe Funeral Home	\$20.00
870	2018-09-0005610	O' Reilly Auto Parts #1978	\$150.00
261	2018-09-0005611	Dugger Pediatric Clinic	\$20.00
*****333	Closed Business	Sylvan Learning Center	Closed
*****615	2018-06-0005612	G & S Construction	\$22.60
*****933	Closed Business	ECS Federal Inc	Closed
*****1226	2018-08-0005613	Prevenative Medicine and Primary Care LLC	\$22.20
30	2018-10-0005614	Hucks Cove	\$51.00
9	2018-10-0005615	Coast Construction	\$20.00
*****1161	Closed Business	Empress Auto Sales	Closed
8	2018-10-0005616	Burger King #9337	\$30.00
20	2018-10-0005617	First Federal Savings & Loan	\$30.00
50	2018-10-0005618	Shanghai Restaurant	\$35.00
*****786	2018-08-0005619	Gautier Thrift Store	\$22.20
19	2018-10-0005620	Fast Mart #12	\$40.00
63	2018-10-0005621	Waffle House	\$60.00
1388	2018-10-0005622	Auto Zone #104907	\$50.00
63	2018-10-0005623	Shoe Dept #379	\$92.50
7	2018-10-0005624	Auto Truck & Trailer Parts Inc	\$20.00
*****857	2018-08-0005625	All Gods Children Learning Center	\$33.30
*1450	2018-10-0005626	Top Nails	\$20.00
*****799	2017-11-0005627	Calco Industries	\$24.00
*****799	2018-11-0005628	Calco Industries	\$20.00
*1451	2018-10-0005629	Acme Electric LLC	\$20.00
873	2018-10-0005630	Final Enviromental Service	\$20.00
42	2018-10-0005631	Merchant's & Marine Bank	\$30.00
878	2018-10-0005632	Pearson Builders	\$20.00
32	2018-10-0005633	Indian Point RV Resort	\$30.00
62	2018-10-0005634	Town & Country Vet Hospital	\$30.00
1185	2018-10-0005635	Aztecas Gautier	\$60.00

*****935	2018-09-0005636	Salt Water Bed & Breakfast	\$22.00
*****867	2018-09-0005637	1st Choice Storage	\$22.00
42	2018-10-0005638	Merchant's & Marine Bank (Void)	(\$30.00)
1284	2018-10-0005639	Clark's Attic	\$20.00
53	2018-10-0005640	Souix Bayou Arms LLC	\$20.00
61	2018-10-0005641	MHC TT Membership LLC	\$150.00
1011	2018-09-0005642	DRM Homes LLC	\$22.00
*****778	2018-07-0005643	Collision Depot	\$22.40
26	2018-10-0005644	Hancock Bank	\$30.00
54	2018-10-0005645	Spa & Tub Manufacturing Co.	\$32.50
941	2018-10-0005646	Victory Chiropractic Center	\$20.00
876	2018-10-0005647	Redbox Automated Retail LLC	\$90.00
27	2018-10-0005648	Hardee's #1556	\$36.00
1338	2018-10-0005649	Slait Consulting LLC	\$30.00
		Total	\$3,429.20
*		New Business	2
**		Slot Amusement	0
***		Due Refund	0
****		Transient Vendor	0
*****		Closed Business	7
*****		Delinquent Renewals Issued	10

CITY OF GAUTIER
Consent Agenda Item #4
Fact Sheet

Council Meeting:
Title:

November 21, 2017
Approval and authorization to pay warranty deed, improvements, and damages totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001)LPA/105069-801000

Introduced by:
Contact Person/Telephone

April Havens 497-8000 Ext. 315

Summary Explanation: Approval and authorization to pay for \$16,390 for warranty deed, \$4,470 for improvements (fencing), and \$17,670 for damages (cost to cure fencing and functional utility) totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001)LPA/105069-801000.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
								Anderson	☐
									Colledge
									☐

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
								Anderson	☐
									Colledge
									☐

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2017

WHEREAS, the Martin Bluff Widening Project requires the payment of warranty deed, improvements, and damages to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor; and

WHEREAS, it is in the best interest of the City of Gautier; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the payment \$16,390 for warranty deed, \$4,470 for improvements (fencing), and \$17,670 for damages (cost to cure fencing and functional utility) totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000 is hereby approved and authorized for payment.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of November 21, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 11/14/2017

Subject: Approval and authorization to pay warranty deed, improvements, and damages totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000

REQUEST:

The Grants and Projects Department requests that City Council approve and authorize payment for warranty deed, improvements, and damages totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

BACKGROUND:

This project is intended to provide improved traffic operations and safety on Martin Bluff Road. The project limits are between Gautier-Vancleave Road and the Service Road north of Interstate 10. This project is now in the right-of-way acquisition phase

DISCUSSION:

This payment includes \$16,390 for warranty deed, \$4,470 for improvements (fencing), and \$17,670 for damages (cost to cure fencing and functional utility).

RECOMMENDATION:

The Grants and Projects Department recommends that City Council approve and authorize payment for warranty deed, improvements, and damages totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

The City Council may:

- 1) Approve expenses totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project as presented; or
- 2) Not approve expenses totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project.

ATTACHMENTS:

1. Right of Way Invoice

Date November 8, 2017

INVOICE - RIGHT OF WAY

P.O. Number 941/

State _____		Acquired By:		Nature of Title	
Vendor No. <u>V000167376-1</u>	Customer Acct. No. _____	Agreement <u>X</u>		Fee Simple <u>X</u>	
Payee <u>Pringle and Roemer, PLLC Trust Account</u>		Settlement _____		Perm. Ease _____	
<u>for Cecil J. Conner & Deborah A. Conner</u>		Condemnation _____		Temp. Ease _____	
		Special Circuit _____		D.E. <u>84-01</u>	
		Supreme _____		Acquisition	
Mortgagee <u>N/A</u>		TIN NO. <u>64-0850856</u>			
Address <u>P.O. Box 211</u>					
<u>Biloxi, MS 39533</u>					

Project No. <u>STP-9194-00(001)</u>	County <u>Jackson</u>	Parcel: <u>047-01-00-W</u>
<u>LPA/105069-801000</u>		File No. <u>Cecil J. & Deborah A. Conner</u>

Description	Amount
Warranty Deed - <u>14,906 sq ft of land</u>	\$ 16,390.00
Improvements - <u>Fencing</u>	\$ 4,470.00
Damages - <u>Cost to Cure Fencing & Functional Utility</u>	\$ 17,670.00
IRS W-9 Form signed 11-08-17	
Martin Bluff Road Widening Project	
TOTAL INVOICE	\$ 38,530.00

Recommended For Payment Acquisition Agent, Mark Dye  Signature	Approved Paula Yancey, City Manager _____ Signature	Paid By Warrant No. _____ Req. No. _____ Date _____
--	--	--

OCA	Object Level 3	User Code 1 (Function)	User Code 2 (Part. Code)	Project/Detail Property ID Maint. Sec.	Amount	Parcel No.	Acres
46720	3120	124	1	STP-9194-00(001)	\$ 16,390.00	047-01-00-W	0.34
46720	3150	124	1	STP-9194-00(001)	\$ 4,470.00	047-01-00-W	
46720	3180	124	1	STP-9194-00(001)	\$ 17,670.00	047-01-00-W	

CITY OF GAUTIER
Consent Agenda Item #5
Fact Sheet

Council Meeting:
Title:

November 21, 2017
Approval of two (2) new FEMA Flood Map Panels
and the proposed revision to the existing Flood
Damage Prevention and Control Ordinance

Introduced by:
Contact Person/Telephone

Scott Ankerson 497-8000 ext. 312

Summary Explanation: Approval of two (2) new FEMA Flood Map Panels and required Flood Damage Prevention and Control Ordinance revisions. The adoption of these Flood Map Panels and Flood Ordinance revisions are mandatory in order for our community to remain eligible for the National Flood Insurance Program (NFIP).

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☒
Contract/Agreement	☐
Minutes	☐
Plan Maps	☐
Order	☐
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
Anderson	☐	Colledge	☐						

Second Made by:									
Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐
Anderson	☐	Colledge	☐						

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

ORDINANCE NUMBER 000-2017

FLOOD DAMAGE PREVENTION ORDINANCE

ARTICLE I. STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES

Section A. Statutory Authorization.

The Legislature of the State of Mississippi has in Title 17, Chapter 1, Mississippi Code 1972 Annotated delegated the responsibility to local government units to adopt regulations designed to promote the public health, safety, and general welfare of the citizenry.

NOW, THEREFORE be it ordained by the Mayor and Council of the City of Gautier, Mississippi that the following flood plain management regulations are hereby adopted as follows:

Section B. Findings of fact.

~~The flood hazard areas of the city~~ *The City of Gautier* ~~are~~ *is* subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare.

These flood losses are caused by the cumulative effect of obstructions, *both inside and outside the identified Special Flood Hazard Areas* ~~in flood plains~~ causing increases in flood heights and velocities, and by the occupancy in flood hazard areas by uses vulnerable to floods or hazardous to other lands which are inadequately elevated, flood-proofed, or otherwise unprotected from flood damages.

Section C. Statement of purpose.

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

- (1) Restrict or prohibit uses which are dangerous to health, safety and property due to water or erosion hazards, which result in damaging increases in erosion or in flood heights velocities;
- (2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;

- (3) Control the alteration of natural flood plains, stream channels, and natural protective barriers which are involved in the accommodation of flood waters;
- (4) Control filling, grading, dredging and other development which may increase erosion or flood damage; and
- (5) Prevent or regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands.

Section D. Objectives.

The objectives of this ~~chapter~~ ordinance are:

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

Section E. Methods of reducing flood losses.

In order to accomplish its purposes, this ~~chapter~~ ordinance includes methods and provisions for:

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

ARTICLE II. DEFINITIONS

Unless specifically defined below, words or phrases used in this ~~chapter~~ ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ~~chapter~~ ordinance it's most reasonable application.

A Zone means ~~portions of the SFHA in which the principle source of flooding is runoff from rainfall, snowmelt, or a combination of both. In "A Zones," flood waters may move slowly or rapidly, but waves are usually not a significant threat to buildings.~~ *is the Area of Special Flood Hazard without base flood elevations determined.*

~~—— A1 — A30 and AE zone is the Area of Special Flood Hazard with base flood elevations determined.~~

AE Zone is the Area of Special Flood Hazard with base flood elevations determined.

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

Addition (*to an existing building*) means any walled and roofed expansion to the perimeter *or height* of a building. ~~in which the addition is connected by a common load-bearing wall other than a firewall. Any walled and roofed addition, which is connected by a firewall or is separated by independent perimeter load-bearing walls, is new construction. Any addition shall be considered new construction. If the addition is more than 50% of the market value of the structure, then the addition and the existing structure are now new construction.~~

Appeal means a request for a review of the flood plain administrator's interpretation of any provision of this chapter or a request for a variance.

Area of shallow flooding means a designated AO or AH Zone on the ~~community's~~ *City of Gautier's* flood insurance rate map (FIRM) ~~with base flood depths from one to three (3) feet with a 1 percent or greater annual chance of flooding to an average depth of one to three feet~~ where a clearly defined channel does not exist, where the path of flooding is unpredictable and indeterminate, and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Area of special flood hazard is the land in the floodplain within a community subject to a one-percent or greater chance of flooding in any given year. *This area is also referred to as the Special Flood Hazard Area (SFHA).*

Base flood means the flood having a one-percent chance of being equaled or exceeded in any given year ~~(also called the "100-year flood") (also called the "one percent chance flood")~~. ~~"Base flood" is the term used throughout this chapter.~~

Base Flood Elevation (BFE) ~~is the elevation shown on the Flood Insurance Rate Map (FIRM) for Zones AE, AH, A1-30, AR, AR/A, AR/AE, AR/A1-A30, AR/AH, AR/AO, V1-V30, and VE that indicates the water surface elevation resulting from a~~ *means the*

~~flood that has a one percent or greater chance of being equaled or exceeded in any given year. (also called the “one percent chance flood”)~~

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

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

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

Building. See structure.

Coastal A Zone means the portion of the SFHA landward of a V Zone or landward of an open coast without mapped V Zones, in which the principal sources of flooding are astronomical tides, storm surges, seiches, or tsunamis, not riverine sources. Coastal A Zones may be subject to wave effects, velocity flows, erosion, scour, or combinations of these forces.

Coastal AE Zone means the portion of the Special Flood Hazard Area (SFHA) landward of a Velocity (V) Zone or landward of an open coast or back-bay area without mapped V-Zones, in which the principle sources of flooding are astronomical tides, storm surges, seiches or tsunamis; not riverine sources. Coastal AE Zones may be subject to wave effects, velocity flows, erosion, scour or combinations of these forces and are treated as V Zones. All community-identified portions of the Special Flood Hazard Area (SFHA) between the landward limit of the 1.5-foot breaking wave and the V Zone boundary shall be treated in a regulatory sense as V Zones. Where no V Zone is mapped in back-bay areas, the Coastal AE Zone is the portion between shore and the landward limit of the 1.5-foot breaking wave.

Coastal high hazard area ~~means~~ is an area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources. The area is designated on the FIRM as ~~Coastal AE Zone, Zones V1–V30, or VE or V.~~ *VE Zone*

~~**Community** means any political subdivision which has authority to adopt and enforce flood plain management regulations for the area within its jurisdiction.~~ *means any State or area or political subdivision thereof, or any Indian tribe or authorized tribal organization or authorized native organization which has the authority to adopt and enforce floodplain regulations for the areas within its jurisdiction.*

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

Community Rating System (CRS) is a program developed by the Federal Insurance Administration to provide incentives for those communities in the Regular Program that have gone beyond the minimum floodplain management requirements to develop extra measures to provide protection from flooding.

Community Flood Hazard Area (CFHA) is an area that has been determined by the Floodplain Administrator (or other delegated, designated, or qualified Community official) from available technical studies, historical information, and other available and reliable sources, which may be subject to periodic inundation by floodwaters that can adversely affect the public health, safety and general welfare. This includes areas downstream from da

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

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

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

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

Elevated building means for insurance purposes, a non-basement building built to have the which has its lowest floor elevated above the ground level by means of fill, solid foundation perimeter walls, pilings, columns (posts and piers), shear walls, or breakaway walls, which has its lowest elevated floor raised above ground level by foundation walls, shear walls, posts, pilings, columns, or piers.

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

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

Enclosures below the Lowest Floor see "Lowest Floor."

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

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

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

Existing construction any structure for which the "start of construction" commenced before July 1, 1986, means structures for which the "start of construction" commenced before July 1, 1986. Existing construction may also be referred to as existing structures.

Existing manufactured home park or subdivision means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community before July 1, 1986.

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

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

Five-Hundred Year Flood means the flood that has a 0.2 percent chance of being equaled or exceeded in any year. Areas subject to the 0.2 percent chance flood have a moderate risk of flooding.

Flood or flooding means

A,) A general and temporary condition of partial or complete inundation of normally dry land areas from:

- (1) The overflow of inland or tidal waters;
- (2) The unusual and rapid accumulation or runoff of surface waters from any source.

(3) Mudslides (i.e. mudflows) which are proximately caused by flooding as defined in paragraph (A)(2) of this definition and are akin to a river of liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.

B.) *The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph (A)(1) of this definition*

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

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

~~**Flood Hazard Boundary Map (FHBM)** means an official map of a community, issued by FEMA, where the boundaries of the areas of special flood hazard have been identified as Zone A.~~

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

~~**Flood Insurance Study (FIS)** is the official hydraulic and hydrologic report provided by FEMA. The report contains flood profiles, as well as the FIRM, FHBM (where applicable) and the water surface elevation of the base flood.~~ **(FIS)** is the document which provides an examination, evaluation, and determination of flood

hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation, and determination of mudslide and/or flood-related erosion hazards.

Flood plain means any land area susceptible to ~~flooding~~, being inundated by flood waters from any source.

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

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

Floodplain management regulations means this ~~chapter~~ ordinance and other zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances, and other applications of police power which control development in flood-prone areas. This term describes federal, state or local regulations in any combination thereof, which provide standards for preventing and reducing flood loss and damage.

Floodproofing Certificate *is an official FEMA form used to certify compliance for non-residential structures in non Coastal High Hazard Areas as an alternative to elevating buildings to or above the base flood elevation.*

Floodway *See Regulatory Floodway.*

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

Floodway fringe means that area of the ~~floodplain~~ *special flood hazard area* on either side of the regulatory floodway. ~~where encroachment may be permitted without additional hydraulic and/or hydrologic analysis.~~

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

Floor means the top surface of an enclosed area in a building (including basement), i.e., top of slab in concrete slab construction or top of wood flooring in wood

frame construction. The term does not include the floor of a garage used solely for parking vehicles.

Freeboard means a factor of safety, usually expressed in feet above the BFE, which is applied for the purposes of flood plain management. ~~It is used to compensate for the many unknown factors that could contribute to flood heights greater than those calculated for the base flood.~~ *“Freeboard” tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.*

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

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

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

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

Historic structure means any structure that is:

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

(3) Individually listed on a ~~state~~ *State of Mississippi* inventory of historic *structures or, places in states with historic preservation programs which have been approved by the Secretary of the Interior; or*

(4) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified ~~either:~~ *by an approved state program as determined by the Secretary of the Interior.*

~~a. By an approved state program as determined by the Secretary of the Interior; or~~

~~b. Directly by the Secretary of the Interior in states without approved programs.~~

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

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

Letter of Map Change (LOMC) is an official FEMA determination, by letter, to amend or revise effective Flood Insurance Rate Maps, Flood Boundary and Floodway Maps, and Flood Insurance Studies.

Letter of Map Amendment (LOMA)

An amendment based on technical data showing that a property was incorrectly included in a designated SFHA, was not elevated by fill (only by a natural grade elevation), and will not be inundated by the one percent chance flood. A LOMA amends the current effective FIRM and establishes that a specific property is not located in a SFHA.

Letter of Map Revision (LOMR)

A revision based on technical data that, usually due to manmade changes, shows changes to flood zones, flood elevations, floodplain and floodway delineations, and planimetric features. One common type of LOMR, a LOMR-F, is a determination concerning whether a structure or parcel has been elevated by fill above the BFE and is, therefore, excluded from the SFHA.

Conditional Letter of Map Revision (CLOMR)

A formal review and comment by FEMA as to whether a proposed project complies with the minimum NFIP floodplain management criteria. A CLOMR does not revise effective Flood Insurance Rate Maps, Flood Boundary and Floodway Maps, or Flood Insurance Studies.

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

Levee system means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

Limit of Moderate Wave Action (LiMWA) is the limit of the AE Zone category area exposed to wave attack from waves greater than 1.5 feet during the base (one percent chance) flood on open coastal and inland areas exposed to erosion and wave propagation. ~~Base flood conditions between the VE Zone and the LiMWA will be similar to, but less severe than those in the VE Zone.~~

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

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

Manufactured home (44 CFR 59.1 definition / FEMA) means a *structure building*, transportable in one or more sections, which is built on a permanent chassis and designed to be used with or without a permanent foundation when ~~connected attached~~ to the required utilities. ~~The term also includes park trailers, travel trailers, and similar transportable structures placed on a site for one hundred and eighty (180) consecutive days or longer and intended to be improved property. The term "manufactured home" does not include a "recreational vehicle."~~

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

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

Map Panel Number means the four-digit number followed by a letter suffix assigned by FEMA on a FIRM. The first four digits represent the map panel, and the letter suffix represents the number of times the map panel has been revised.

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

Mean sea level ~~means the average height of the sea for all stages of the tide. It is used as a reference for establishing various elevations within the floodplain. For purposes of this chapter, the term is synonymous with National Geodetic Vertical Datum (NGVD).~~ *means, for the purposes of the National Flood Insurance Program, the National Geodetic Vertical Datum (NGVD) of 1929, North American Vertical Datum (NAVD) of 1988, or other datum, to which base flood elevations shown on a City of Gautier's Flood Insurance Rate Map (FIRM) are referenced.*

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

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

New Construction *means a structure for which the start of construction commenced on or after the effective date of a floodplain management regulation adopted by a City of Gautier and includes any subsequent improvements to such structure or the addition. This would include any additions to an existing structure.*

~~**National Geodetic Vertical Datum (NGVD)** as corrected in 1929 is a vertical control used as a reference for establishing varying elevations within the floodplain. **New construction** means any structure for which the "start of construction" commenced after July 1986. The term also includes any subsequent improvements to such a structure and any construction beginning on a new foundation system or construction beginning with existing foundation system and the raising of new walls.~~

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

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

North American Vertical Datum of 1988 is a vertical control used as a reference for establishing varying elevations within the floodplain.

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

One Percent Flood *(aka 100-Year Flood) is the flood that has a one percent chance of being equaled or exceeded in any given year. Any flood zone that begins with the letter A or V is subject to inundation by the one percent chance flood. Over the life of a 30-year loan, there is a 26-percent chance of experiencing such a flood within the SFHA.*

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

Post-FIRM Construction *means new construction and substantial improvements for which start of construction occurred after December 31, 1974, or on or after the effective date of the initial FIRM of the City of Gautier, whichever is later.*

Pre-FIRM Construction *means new construction and substantial improvements for which start of construction occurred on or before December 31, 1974, or before the effective date of the initial FIRM of the City of Gautier, whichever is later.*

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

~~**Person** includes any individual or group of individuals, corporation, partnership, association, or any other entity, including state and local governments and agencies.~~

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

Recreational vehicle means a vehicle that is:

- (1) *Licensed and titled as an RV or park model (not a permanent residence)*
- (2) Built on a single chassis;

- (3) Four hundred (400) square feet or less when measured at the largest horizontal Projection;
- (4) *Has no attached deck, porch, or shed*
- (5) *Has quick-disconnect sewage, water, and electrical connectors;*
- (6) Designed to be self-propelled or permanently towable by a light duty truck; and
- (7) Designed primarily not for use as a permanent dwelling but as a temporary living quarters for recreational, camping, travel, or seasonal use.

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

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

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

Repetitive loss means flood-related damages sustained by a structure on two (2) separate occasions during a ten-year period ~~ending on the date of the event for which the second claim is made, in~~ for which the cost of ~~repairing repairs the flood damage, on the average, equaled or exceeded twenty-five (25) percent of the market value of the building at the time of each such flood event.~~ *at the time of each such flood event, on the average, equals or exceeds 25 percent of the market value of the structure before the damage occurred.*

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

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

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

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

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

Special flood hazard area (SFHA) ~~means an area having special flood and shown on a FHBM or FIRM as Zone A, AO, A1-A30, AE, A99, AH, V, VE, or V1-V30.)~~ *is the land in the floodplain within a City of Gautier subject to a 1 percent or greater chance of flooding in any given year as shown on a FHBM or FIRM as Zones A, AE, AH, AO, AR, AR/AE, AR/AO, AR/AH, AR/A, A99, or VE.*

~~**Sand dune** means naturally occurring accumulations of sand in ridges or mounds landward of the beach.~~

Start of construction (for other than new construction or substantial improvements under the Coastal Barrier Resources Act P. L. 97-348), includes substantial improvement, and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, or improvement was within one hundred and eighty (180) days of the permit date. The actual start means the first placement of permanent construction of a building ~~(including a manufactured home)~~ on a site, such as the pouring of slabs or footings, installation of piles, construction of columns, or any work beyond the stage of excavation or placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main building. For substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

Structure *(for floodplain management purposes)* means a walled and roofed building, *including a gas or liquid storage tank that is principally above ground, as well as a manufactured home.* ~~that is principally above ground, a manufactured home, a gas or liquid storage tank, or other manmade facilities or infrastructures.~~

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

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

Substantial damage means damage of any origin sustained by a structure whereby the cost of restoring the structure to its "before damaged condition" would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred. Substantial damage also means flood-related damages sustained by a structure on two (2) separate occasions during a ten-year period for which the cost of repairs at the time of each such flood event, on the average, equals or exceeds twenty-five (25) percent of the market value of the structure before the damage occurred.

Substantial improvement means any *combination of* reconstruction, rehabilitation, addition, or other improvement of a structure, *taking place during a 10 year period in which the cumulative percentage of improvement equals or exceeds 50 percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred repetitive loss or substantial damage, regardless of the actual repair work performed.*

~~the cost of which equals or exceeds fifty (50) percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "repetitive loss" or "substantial damage," regardless of the actual repair work performed. This includes any combination of repairs, reconstruction, alteration, or improvements to a building taking place during a ten-year period, in which the cumulative cost equals or exceeds fifty (50) percent of the market value of the building either:~~

~~(A) Before the improvement or repair is started; or~~

~~(B) If the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure.~~

~~(C) This term includes structures that have incurred "substantial damage" or "repetitive loss," regardless of the actual repair work performed. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the building. The term does not, however, include either~~ *apply to*

- a.)* 1. Any project for improvement of a building required to ~~comply with~~ *correct* existing *violations of state or local existing* health, sanitary, or safety code specifications which have been identified prior to permit issuance by the code enforcement official and which are ~~solely minimum~~ necessary to assure safe living conditions; ~~or provided that said code deficiencies were not caused by neglect or lack of maintenance on the part of the current or previous owners or;~~

~~2. Routine maintenance such as painting, replacement of roof shingles, replacement of appliance, fixtures, carpeting or other non-structural items;~~

3. Any alteration of a "historic structure" provided that the alteration will not preclude the structure's continued designation as a "historic structure."

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

~~**Temporary agricultural or silva cultural development** is any development, other than buildings, which is intended only for support of agricultural or silva cultural activities and which is not to be used on an annually recurring basis, or more often, for a period of time exceeding three (3) years.~~

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

~~**Uninsurable structures and property** are structures and property which are not eligible for flood insurance coverage under the National Flood Insurance Program. Such property and structures include, but are not limited to docks, piers, wharfs, seawalls, roads, bridges, fences, growing crops and plants, and gas or liquid storage tanks.~~

~~**V Zone** see Coastal High Hazard Area~~

VE Zone see "Coastal High Hazard Area"

Variance is a grant of relief by the City of Gautier from the terms of floodplain management regulations. ~~the requirements of this chapter, which permits construction in a manner otherwise prohibited by this chapter where specific enforcement would result in unnecessary hardship.~~

Violation means the failure of a structure or other development to be fully compliant with the ~~chapter~~ *City of Gautier's floodplain management regulations*. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in ~~this chapter~~ *the City of Gautier's floodplain management regulations* is presumed to be in violation until such time as that documentation is provided.

Watercourse means *any flowing body of water including a lake, river, creek, stream, or a branch.* ~~wash, channel or other topographic feature on or over which waters flow at least periodically. Watercourse includes specifically designated areas in which substantial flood damage may occur.~~

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

Wet floodproofing means *a method of construction which allows water to enter a structure in such a way that will minimize damage to the structure and its contents. Wet floodproofing is appropriate for functionally dependent use and uses that facilitate*

open space use by variance only, structures utilized for parking or limited storage, or when all other techniques are not technically feasible. Wet floodproofing shall not be utilized as a method to satisfy the requirements of this ordinance for bringing substantially damaged or improved structures into compliance. Wet floodproofing is not allowed in lieu of complying with the lowest floor elevation requirements for new residential buildings.

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

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

~~***X Zone** means the area where the flood hazard is less than that in the SFHA. Shaded X Zones shown on recent FIRMs (B Zones on older FIRMs) designate areas subject to inundation by the flood with a 0.2-percent annual probability of being equaled or exceeded (the 500-year flood). Unshaded X Zones (C Zones on older FIRMs) designate areas where the annual exceedance probability of flooding is less than 0.2 percent.*~~

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

ARTICLE III. GENERAL PROVISIONS

Section A. Lands to which this chapter applies.

This ~~chapter~~ ordinance shall apply to all areas of special flood hazard (*SFHA*) within the jurisdiction of the city of Gautier, Mississippi.

Section B. Basis for establishing the areas of special flood hazard.

~~The areas of special flood hazard identified by the Federal Emergency Management Agency in the Jackson County Flood Insurance Study, dated March 16, 2009 with the accompanying Flood Insurance Rate Maps (FIRM) panel numbers 28059C0304G, 28059C0307G, 28059C0308, 28059C0309G, 28059C0312G, 28059C0313G, 28059C0314G, 28059C0316G, 28059C0317G, 28059C0318G, 28059C0319G, 28059C0330G, 28059C0336G, 28059C0338G, 28059C0405G, 28059C0406G, 28059C0407G, and 28059C0426G and other supporting data, and any revision thereto, are adopted by reference and declared to be a part of this chapter.~~

~~The Flood Insurance Study is on file at the Gautier Municipal Building, 3330 Highway 90, Gautier, Mississippi.~~

The areas of special flood hazard identified by the Federal Emergency Management Agency in the current scientific and engineering report entitled “The Flood Insurance Study (FIS) for Jackson County, Mississippi and Incorporated Areas”, dated 12/21/2017 with accompanying Flood Insurance Rate Maps (FIRM)

28059C0304G	3/16/2009	28059C0307G	3/16/2009
28059C0308	3/16/2009	28059C0309G	3/16/2009
28059C0312G	3/16/2009	28059C0313G	3/16/2009
28059C0314G	3/16/2009	28059C0316G	3/16/2009
28059C0317G	3/16/2009	28059C0318G	3/16/2009
28059C0319G	3/16/2009	28059C0330G	3/16/2009
28059C0336G	3/16/2009	28059C0338G	3/16/2009
28059C0405G	3/16/2009	28059C0406G,	3/16/2009
28059C0407G	3/16/2009	28059C0426G	3/16/2009
28059C0303H	12/21/2017	28059C0304H	12/21/2017

and other supporting data are adopted by reference and declared to be part of this ordinance. The Flood Insurance Study and maps are on file at the Gautier Municipal Building, 3330 Highway 90, Gautier, Mississippi.

Section C. Establishment of floodplain development permit.

A development permit shall be required in conformance with the provisions of this ~~chapter~~ ordinance prior to the commencement of any development activities in the *identified* areas of special flood hazard *within the City of Gautier*.

Section D. Compliance.

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

Section E. Abrogation and greater restrictions.

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

Section F. Interpretation.

In the interpretation and application of this ~~chapter~~ *ordinance* all provisions shall be:

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

Section G. Warning and disclaimer of liability.

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

Section H. ~~Penalties for violation.~~ ENFORCEMENT, PENALTIES, AND VIOLATIONS.

Civil penalties. Violation of the provisions of this ~~chapter-ordinance~~ or failure to comply with any of its requirements, including violation of conditions and safeguards established in connection with grants of variance or special exceptions, shall constitute a misdemeanor. Any person who violates this ~~chapter~~ *ordinance* or fails to comply with any of its requirements shall, upon conviction thereof, be fined not more than one thousand dollars (\$1,000.00) dollars or imprisoned for not more than ninety (90) days, or both, and in addition, shall pay all costs and expenses involved in the case. Each day such violation continues shall be considered a separate offense. Nothing herein contained shall prevent ~~the city manager or his designee, or~~ the floodplain administrator from taking such other lawful actions as is necessary to prevent or remedy any violation.

~~Section I. Amendment procedure.~~

~~Whenever justified or required by the public necessity, convenience, general welfare, or good flood plain management practice and after a public hearing, the governing authority may, by ordinance, amend the regulations set forth herein.~~

ARTICLE IV. ADMINISTRATION

Section A. Designation of flood damage prevention ordinance administrator.

The city hereby appoints the Building Official to administer and implement the provisions of this ~~chapter~~ *ordinance* and is herein referred to as the floodplain administrator and/or the administrator.

Section B. Permit procedures.

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

(1) *Application stage.*

- a.) a. Elevation in relation to mean sea level of the proposed lowest floor (including basement) of all buildings, *which will be submitted on a FEMA Elevation Certificate by a state of Mississippi registered engineer or surveyor*;
- b. Elevation in relation to mean sea level to which any non-residential building *in an A Zone* will be flood-proofed;
- c. Certificate from a *state of Mississippi* registered professional engineer or architect that the non-residential flood-proofed building will meet the flood-proofing criteria in *subsection 10-72(2); Article 4, Section B (2), Article 5, Section B (2)*;
- d. Description of the extent to which any watercourse will be altered or relocated as result of proposed development, *and*;

~~(2) *Construction stage. Finished Construction:* Upon placement of the lowest floor, or flood-proofing by whatever construction means, it shall be the duty of the permit holder to submit to the floodplain administrator a certification of the NGVD elevation of the lowest floor or flood-proofed elevation, as built, in relation to mean sea level. Said certification shall be prepared by or under the direct supervision of a registered land surveyor or professional engineer and certified by same. When flood-proofing is utilized for a particular building said certification shall be prepared by or under the direct supervision of a professional engineer or architect and certified by same. Any work undertaken prior to submission of the certification shall be at the permit holder's risk. (The floodplain administrator shall review the lowest floor and flood-proofing elevation survey data submitted.) The permit holder immediately and prior to further progressive work being permitted to proceed shall correct deficiencies detected by such review. Failure to submit the survey or failure to make said corrections required hereby, shall be cause to issue a stop-work order for the project.~~

Upon completion of construction, a FEMA elevation certificate which depicts all finished construction elevations is required to be submitted to the Floodplain Administrator. If the project includes a floodproofing measure, a FEMA floodproofing certificate is required to be submitted by the permit holder to the Floodplain Administrator. Along with the floodproofing certificate an operation and maintenance plan must be provided.

Section C. *Powers, Duties, and Responsibilities of the floodplain administrator.*

~~Duties of the administrator shall include, but not be limited to:~~
~~(1) Review all development permits to assure that the permit requirements of this chapter have been satisfied;~~

~~(2) Advise permittee that additional federal or state permits may be required, and if specific federal or state permit requirements are known, require that copies of such permits be provided and maintained on file with the development permit.~~

~~(3) Notify adjacent communities, the State NFIP Coordinator, and other federal and/or state agencies with statutory or regulatory authority prior to any alteration or relocation of a watercourse.~~

~~(4) Assure that maintenance is provided within the altered or relocated portion of said watercourse so that the flood-carrying capacity is not diminished.~~

~~(5) Verify and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved buildings, in accordance with Article IV, Section B (2).~~

~~(6) Verify and record the actual elevation (in relation to mean sea level) to which the new or substantially improved buildings have been flood-proofed, in accordance with Article IV, Section B (2).~~

~~(7) Review certified plans and specifications for compliance.~~

~~(8) Where interpretation is needed as to the exact location of boundaries of the areas of special flood hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions) the floodplain administrator shall make the necessary interpretation. The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in this article.~~

~~(9) When base flood elevation data or floodway data have not been provided in accordance with Article III, Section B, then the floodplain administrator shall obtain, review and reasonably utilize any base flood elevation and floodway data available from a federal, state or other source, in order to administer the provisions of Article V.~~

~~(10) Provide information, testimony, or other evidence, as needed during variance request hearings.~~

~~(11) When damage occurs to a building or buildings, the following actions shall be conducted:~~

- ~~a.) Determine whether damaged structures are located within the Special Flood Hazard Area;~~
- ~~b.) Conduct damage assessments for those damaged structures located in the SFHA, and;~~
- ~~c.) Make a reasonable attempt to notify owner(s) of damaged structure(s) of the requirement to obtain a building permit / floodplain development permit prior to repair, rehabilitation, or reconstruction.~~
- d.) *The Floodplain Administrator and his or her designated staff is hereby authorized and directed to enforce the provisions of this ordinance. The Administrator is further authorized to render interpretations of this ordinance, which are consistent with its spirit and purpose.*
- e.)
- f.) (1) *Right of Entry*
- g.)
- h.) *Whenever necessary to make an inspection to enforce any of the provisions of this ordinance, or whenever the Administrator has reasonable cause to believe that there exists in any building or upon any premises any condition or ordinance violation which makes such building, structure or premises unsafe, dangerous or hazardous, the Administrator*

may enter such building, structure or premises at all reasonable times to inspect the same or perform any duty imposed upon the Administrator by this ordinance.

i.)

j.) If such building or premises are occupied, the Administrator shall first present proper credentials and request entry. If such building, structure, or premises are unoccupied, he shall first make a reasonable effort to locate the owner or other persons having charge or control of such building or premises.

k.)

l.) If entry is refused, the Administrator shall have recourse to every remedy provided by law to secure entry.

m.)

n.) When the Administrator shall have first obtained a proper inspection warrant or other remedy provided by law to secure entry, no owner or occupant or any other persons having charge, care or control of any building, structure, or premises shall fail or neglect, after proper request is made as herein provided, to promptly permit entry therein by the Administrator for the purpose of inspection and examination pursuant to this ordinance.

o.)

p.) (2) Stop Work Orders

q.)

r.) Upon notice from the Administrator, work on any building, structure or premises that is being performed contrary to the provisions of this ordinance shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to his or her agent, or to the person doing the work, and shall state the conditions under which work may be resumed.

s.)

t.) (3) Revocation of Permits

u.)

v.) The Administrator may revoke a permit or approval, issued under the provisions of this ordinance, in case there has been any false statement or misrepresentation as to the material fact in the application or plans on which the permit or approval was based.

w.)

x.) The Administrator may revoke a permit upon determination that the construction, erection, alteration, repair, moving, demolition, installation, or replacement of the structure for which the permit was issued is in violation of, or not in conformity with, the provisions of this ordinance.

y.)

z.)

aa.)

bb.)

cc.) Duties of the administrator shall include, but not be limited to:

dd.)

ee.) Review all development permits to assure that the permit requirements of this ordinance have been satisfied.

ff.)

- gg.) *Review proposed development to assure that all necessary permits have been received from those governmental agencies from which approval is required by Federal or State law, including section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334. Additionally, require the permittee to obtain and submit copies of any required federal or state permits and maintain them on file with the development permit.*
- hh.)
- ii.) *Perform a minimum of three inspections to ensure that all applicable ordinance and floodplain development requirements have been satisfied. The first inspection upon the establishment of the Base Flood Elevation reference mark at the development site; the second upon the establishment of the structure's footprint prior to pouring the slab or the establishment of the lowest floor in an elevated foundation system; and the final inspection upon completion and submission of the required finished construction elevation certificate.*
- jj.)
- kk.) *Verify any required setback distances.*
- ll.)
- mm.) *Verify that all placement of fill or grading is according to certified plans. Assure that any fill being used as part of the structure's foundation system (not allowed in a CHHA) is both clean material and properly compacted and placed. A professional certification that any structure built on fill is reasonably safe from flooding can be requested of the builder/developer.*
- nn.)
- oo.) *Verify adequate placement and size of any required flood vents in regard to the number of openings, their location, size, and height above ground level.*
- pp.)
- qq.) *Ensure that a crawlspace has adequate vents or openings and that the interior grade is at or above the exterior grade.*
- rr.)
- ss.) *Verify that the structure's utilities, duct work, and HVAC systems are to or above the base flood elevation*
- tt.)
- uu.) *Notify adjacent communities, the NFIP State Coordinator, and other federal and/or state agencies with statutory or regulatory authority prior to any alteration or relocation of a watercourse.*
- vv.)
- ww.) *Assure that maintenance is provided within the altered or relocated portion of said watercourse so that the flood-carrying capacity is maintained.*
- xx.)
- yy.) *Verify and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new construction and substantially improved buildings, in accordance with Article 4, Section B (2). Information must be recorded on the FEMA Elevation Certificate.*
- zz.)
- aaa.) *Verify and record the actual elevation (in relation to mean sea level) to which the new construction and substantially improved buildings has*

been floodproofed, in accordance with Article 4, Section B (2). Information must be recorded on the FEMA Floodproofing Certificate for Non-Residential Structures and review the operations and maintenance plan.

- bbb.)*
- ccc.) Review certified plans and specifications for compliance.*
- ddd.)*
- eee.) Make the necessary interpretation where interpretation is needed as to the exact location of boundaries of the areas of special flood hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in this Article.*
- fff.)*
- ggg.) Obtain, review and reasonably utilize any base flood elevation and floodway data available from a federal, state or other source when base flood elevation data or floodway data have not been provided in accordance with Article 3, Section B, in order to administer the provisions of Article 5.*
- hhh.)*
- iii.) Provide information, testimony, or other evidence, as needed during variance request hearings.*
- jjj.)*
- kkk.) Conduct the following actions when damage occurs to a building or buildings:*
- lll.)*
- mmm.) Determine whether damaged structures are located within the Special Flood Hazard Area;*
- nnn.)*
- ooo.) Conduct damage assessments for those damaged structures located in the SFHA, and;*
- ppp.)*
- qqq.) Make a reasonable attempt to notify owner(s) of damaged structure(s) of the requirement to obtain a building permit / floodplain development permit prior to repair, rehabilitation, or reconstruction.*
- rrr.)*
- sss.) Perform such other inspections as may be required to insure compliance with the other provisions of this ordinance.*
- ttt.)*
- uuu.) Required to keep all development permit records in perpetuity.*
- vvv.)*
- www.)*

ARTICLE V. PROVISIONS FOR FLOOD HAZARD REDUCTION

Section A. General Standards *For All Zones.*

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

- (1) New construction and substantial improvements shall be anchored to prevent flotation, collapse or lateral movement of the structure;
- (2) Manufactured homes shall be anchored to prevent flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. *Dry stacked blocks (stacked without the use of mortar or cement to bond them together) are not to be used as an anchor/elevation method.* This standard shall be in addition to and consistent with applicable state requirements for resisting wind forces;
- (3) New construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage;
- (4) New construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;
- (5) Electrical, heating, ventilation, plumbing, air conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding; such facilities shall be located a minimum of two (2) feet above the Base Flood Elevation;
- (6) New and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;
- (7) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters;
- (8) On-site waste disposal systems shall be located and constructed to avoid impairment to them or contamination from them during flooding;
- (9) Any alteration, repair, reconstruction or improvements to a building that is in compliance with the provisions of this ~~chapter ordinance~~ shall meet the requirements of "new construction" as contained in this ~~chapter; and ordinance~~,
- (10) Any alteration, repair, reconstruction or improvements to a building that is not in compliance with the provisions of this ~~chapter ordinance~~, shall ~~be undertaken only if said non-conformity is not furthered, extended, or replaced.~~ meet the requirements of "new construction" as contained in this ordinance.
- (11) ~~New construction and substantial improvement of any building shall have the lowest floor (including basement) at least one foot above the centerline of the designated street, unless the topography of the property does not allow for strict adherence as determined by the Building Official. All gas and liquid storage tanks (both above and below ground) shall be adequately anchored to prevent flotation, lateral movement resulting from hydrodynamic forces, and the effects of buoyancy~~
- (12) ~~New construction and substantial improvements built on fill shall be constructed on the properly designed and compacted fill that extends beyond the building walls before dropping below the base flood elevation, and shall have appropriate protection from erosion and scour. When new construction and substantial improvements are located in multiple flood zones or in a flood zone with multiple base flood elevations, they shall meet the requirement for the more stringent flood zone and the highest base flood elevation.~~

Section B. Specific Standards For Riverine Zones.

~~In all areas of special flood hazard where base flood elevation data have been provided, as set forth in Article III, section B, the following provisions are required: In all areas of special flood hazard designated on the City of Gautier's FIRM, where base~~

flood elevation data have been provided (excluding CHHA and Coastal AE Zone), as set forth in Article 3, Section B, the following provisions, in addition to the standards of Article 5, Section A, are required:

(1) *Residential construction.* New construction or substantial improvement of any residential building ~~(or including~~ manufactured home) shall have the lowest floor, including basement, elevated no lower than two (2) feet above the base flood elevation. Should solid foundation perimeter walls be used to elevate a structure, *flood* openings sufficient to ~~facilitate the unimpeded movements of flood waters shall be provided in accordance with standards of Article V, section B, (3) of this section.~~ *automatically equalize hydrostatic flood forces on exterior walls of enclosures that are subject to flooding, shall be provided in accordance with standards of Article 5, Section B (4).*

(2) *Non-residential construction.* New construction or substantial improvement of any commercial, industrial, or non-residential building ~~(or including~~ manufactured ~~home building~~) shall have the lowest floor, including basement, elevated to no lower than two (2) feet above the level of the base flood elevation. Buildings located in all A-Zones *may together with attendant utility and sanitary facilities* be flood-proofed in lieu of being elevated provided that all areas of the building below the BFE ~~(plus any community free board)~~ *+2 foot freeboard* are water tight with walls substantially impermeable to the passage of water, and use structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. *. Dry floodproofing is allowed only where flood velocities are less than or equal to five feet per second.* A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. ~~Such certification shall be provided to the official as set forth in Article IV, section C (9).~~ *A Flood Emergency Operation Plan and an Inspection and Maintenance Plan must be provided by the design professional for the building. Such certification shall be provided to the Floodplain Administrator.*

~~(3) *Elevated buildings.* New construction or substantial improvements of elevated buildings that include fully enclosed areas formed by foundation and other exterior walls below the base flood elevations shall be designed to preclude finished living space and designed to allow for the entry and exit of floodgates to automatically equalize hydrostatic flood forces on exterior walls.~~

~~Designs for complying with this requirement must either be certified by a professional engineer or architect or meet the following minimum criteria:~~

~~a. Provide a minimum of two (2) openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding;~~

~~b. The bottom of all openings shall be no higher than one foot above foundation interior grade (which must be equal to in elevation or higher than the exterior foundation grade); and~~

~~c. Openings may be equipped with screens, louvers, valves or other coverings or devices provided they permit the automatic flow of floodgates in both directions.~~

~~Access to the enclosed area shall be minimum necessary to allow for parking of vehicles (garage door) or limited storage of maintenance equipment used in connection with the premises (standard exterior door) or entry to the living area (stairway or elevator); and~~

~~d. The interior portion of such enclosed area shall not be partitioned or finished into separate rooms.~~

~~e. Property owners shall be required to execute and record with the structure's deed a non-conversion agreement declaring that the area below the lowest floor or the detached accessory building shall not be improved, finished or otherwise converted and/or a floodplain venting affidavit acknowledging that all openings will be maintained as flood~~

~~vents; the community will have the right to inspect the enclosed area at reasonable times. In special flood hazard areas with base flood elevations (AE Zones) but without floodways, no encroachments, including fill material or structures, shall be permitted unless certification by a registered professional engineer is provided demonstrating that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the City of Gautier. The engineering certification must be supported by technical data that conforms to standard hydraulic engineering principles.~~

~~(4) Standards for manufactured homes and recreational vehicles.~~

~~a. All manufactured homes placed, or substantially improved, on individual lots or parcels, in expansions to existing manufactured home parks or subdivisions, in a new manufactured home park or subdivision or in substantially improved manufactured home parks or subdivisions, must meet all the requirements for new construction, including elevation and anchoring.~~

~~b. All manufactured homes placed or substantially improved in an existing manufactured home park or subdivision must be elevated so that:~~

~~1. The lowest floor of the manufactured home is elevated no lower than two (2) feet above the level of the base flood elevation; or~~

~~2. The manufactured home chassis is supported by reinforced piers or other foundation elements of at least an equivalent strength, of no less than thirty-six (36) inches in height above the ground.~~

~~3. The manufactured home must be securely anchored to the adequately anchored foundation system to resist flotation, collapse and lateral movement.~~

~~4. In an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as the result of a flood, any manufactured home placed or substantially improved must meet the standards of Article V, section B (4), (b) (1), and (3) above.~~

~~c. All recreational vehicles placed on sites must either:~~

~~1. Be fully licensed and ready for highway use; or~~

~~2. The recreational vehicle must meet all the requirements for new construction, including anchoring and elevation requirements of Article V, Section B (4) a or b 1 and 3, above, or be on the site for fewer than one hundred and eighty (180) consecutive days.~~

~~3. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.~~

~~(5) Floodways. Located within areas of special flood hazard established in Article III Section B, are areas designated as flood ways. Since the flood way is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles and has erosion potential, the following provisions shall apply:-~~

~~a. Prohibit encroachments, including fill, new construction, substantial improvements and other developments unless certification (with supporting technical data) by a registered professional engineer is provided demonstrating that encroachments shall not result in any increase in flood levels during occurrence of the base flood discharge;~~

~~b. If Article V Section B (5) (a) is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of Article V.~~

~~c. Prohibit the placement of manufactured homes (mobile homes), except in an existing manufactured homes (mobile homes) park or subdivision. A replacement manufactured~~

~~home may be placed on a lot in an existing manufactured home park or subdivision provided the anchoring standards of Article V, Section A (2), and the elevation standards of Article V Section B (1) and the encroachment standards of Article V, Section B (5)(a) are met.~~

4. Enclosures. New construction and substantial improvements that include fully enclosed areas formed by foundation and other exterior walls below the lowest floor shall be designed to preclude finished living space and designed to allow for the entry and exit of floodwaters to automatically equalize hydrostatic flood forces on exterior walls. Enclosed areas, including crawl spaces, shall be used solely for parking of vehicles, building access, and storage.

a.) Designs for complying with this requirement must either be certified by a professional engineer or architect or meet or exceed the following criteria:

- (i) Provide a minimum of two openings, on different sides of each enclosed area; if a structure has more than one enclosed area below the base flood elevation, each shall have openings on exterior walls;
- (ii) The total net area of all openings shall be at least one square inch for each square foot of enclosed area, or the openings shall be designed and the construction documents shall include a statement that the design and installation will provide for equalization of hydrostatic flood forces on exterior walls by allowing for the automatic entry and exit of floodwaters;
- (iii) The bottom of all openings shall be no higher than one foot above interior grade (which must be equal to in elevation or higher than the exterior grade);
- (iv) Openings may be equipped with screens, louvers, valves or other coverings or devices provided they permit the automatic flow of floodwaters in both directions and automatically equalize hydrostatic flood loads on exterior walls, and;

b.) Access to the enclosed area shall be minimum necessary to allow for parking of vehicles (garage door) or limited storage of maintenance equipment used in connection with the premises (standard exterior door) or entry to the living area (stairway or elevator); and,

c.) The interior portion of such enclosed area shall not be finished or partitioned into separate rooms.

(5) Detached storage buildings, sheds, or other like accessory improvements, shall solely be used for parking of vehicles and storage. Such storage space shall not be used for human habitation and shall be limited to storage of items that can withstand exposure to the elements and have low flood damage

potential. The storage space shall be constructed of flood resistant or breakaway materials, and equipment and service utilities, such as electrical outlets, shall be limited to essential lighting and other incidental uses, and must be elevated or floodproofed. Flood openings in accordance with the standards of Article 5 Section B (4) shall also be required. These accessory structures shall be constructed and placed on the building site so as to offer the minimum resistance to the flow of floodwaters. Accessory improvements and other appurtenant structures shall be firmly anchored to prevent flotation, collapse and lateral movement that may result in damage to other structures. Development permit for such structures shall require the following information but not limited to: \$5,000.00 and 500 square feet.

(6) Standards for Manufactured Homes and Recreational Vehicles.

- a.) All manufactured homes placed, or substantially improved, on individual lots or parcels, in existing manufactured home parks or subdivisions, in expansions to existing manufactured home parks or subdivisions, in new manufactured home parks or subdivisions or in substantially improved manufactured home parks or subdivisions, must meet all the requirements for new construction, including elevation and anchoring and the flood openings requirements of Article 5, Section B (4).*

Manufactured homes must be:

- (i) Elevated on a permanent foundation to have its lowest floor elevated to two (2) feet above the base flood elevation, and;*
- (ii) Securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.*

- b.) All recreational vehicles placed on sites must either:*

- (i) Be on site for fewer than 180 consecutive days and;*
- (ii) Be fully licensed and ready for highway use, or*
- (iii) Must meet all the requirements for new construction, including anchoring and elevation requirements of this Article 5, Section B (6) (a) or Article 5, Section B (6) (b) (i) above.*

A recreational vehicle is ready for highway use if it is licensed and insured in accordance with the state of Mississippi motor vehicle regulations, is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.

(7) Floodways. Located within areas of special flood hazard adopted by reference in Article 3, Section B, are areas designated as floodways. Since the

floodway is an extremely hazardous area due to the velocity and depth of flood waters which carry debris, potential projectiles and has erosion potential, the following provisions shall apply:

- a.) Prohibit encroachments, including fill, new construction, substantial improvements, and other developments unless certification (with supporting technical data) by a registered professional engineer is provided demonstrating that encroachments shall not result in any increase in flood levels during occurrence of the base flood discharge;*
- b.) If Article 5, Section B (7) (a) above is satisfied, all new construction and substantial improvements shall comply with all applicable flood damage prevention standards of Article 5.*
- c.) Prohibit the placement of manufactured homes (mobile homes), except in an existing manufactured homes (mobile homes) park or subdivision. A replacement manufactured home may be placed on a lot in an existing manufactured home park or subdivision provided the anchoring standards of Article 5, Section A (2), and the standards of Article 5, and the encroachment standards of this Article 5, Section B (6) (a), are met.*

Section C. Standards for streams without ~~established~~ base flood elevations and/or floodways.

~~Located within the areas of special flood hazard established in Article III, section B, where streams exist but where no base flood data has been provided or where base flood data has been provided without floodways, the following provisions apply:~~

~~(1) When base flood elevation data or floodway data have not been provided in accordance with Article III section B, then the local administrator shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a federal, state, or other source, in order to administer the provisions of Article V. If data is not available from outside sources, then the following provisions (2) shall apply:~~

~~(2) No encroachments, including fill material or structures, shall be located within a distance of the stream bank equal to thirty (30) feet from the top of the bank unless certification by a registered professional engineer is provided demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge.~~

When base flood elevation data and floodway data are not available in accordance with Article 3, Section A, in Special Flood Hazard Areas without base flood elevation data, new construction and substantial improvements shall be elevated or floodproofed to elevations established by the City of Gautier. The following provisions in addition to the standards of Article 5 Section A and the enclosure standards of Article 5 Section B (4) shall apply:

- (1) Require that all new subdivision proposals and other proposed developments (including proposals for manufactured home parks and subdivisions) greater than five lots or five acres, whichever is lesser, include within such proposals base flood elevation data;*
- (2) The Floodplain Administrator shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a federal, state, or other source, in order to administer the provisions of Article 5. When such data are available, standards of Article 5, Section B, shall apply. If data is not available from Article 5 Section C (1) or outside sources, then the following provisions shall apply.*
- (3) No encroachments, including fill material or other development, shall be located within a distance of the stream bank equal to five times the width of the stream at the top of the bank or twenty feet each side from the top of the bank, whichever is greater, unless certification by a registered professional engineer is provided demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge. The enclosure standards of Article 5, Section B (4) shall apply.*
- (4) The Floodplain Administrator shall require that a single lot applicant develop the base flood elevation for the development site, utilizing accepted engineering practices and procedures. Upon review of the submitted data, the Administrator may accept or reject the proposed base flood elevation. When such data is accepted, standards of Article 5, Section B, shall apply. .*
- (5) Notify, in riverine situations, adjacent communities and the State Coordinating Office prior to any alteration or relocation of a watercourse, and submit copies of such notifications to FEMA. Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.*
- (6) Require that all manufactured homes be placed or installed using methods and practices which minimize flood damage. Manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Dry stacked blocks (stacked without the use of mortar or cement to bond them together) are not allowed within the Special Flood Hazard Area.*

Section D. Standards for subdivision proposals and Other Proposed Development .

- (a) All subdivision and other development proposals shall be consistent with the need to minimize flood damage;*

- (b) All subdivision proposals *and other development* shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage;
- (c) All subdivision proposals *and other development* shall have adequate drainage provided to reduce exposure to flood hazards; and
- (d) Base flood elevation data shall be provided for *all new* subdivision proposals and other proposed development (including manufactured home parks and subdivisions), *which is greater than five lots or five acres, whichever is the lesser.*

SECTION E. STANDARDS FOR ACCESSORY BUILDINGS IN ALL VE ZONES

For all accessory buildings in the SFHA designated "VE" all requirements stated in Article 5, Section F will apply.

Section F. Coastal high hazard areas.

~~Located within areas of special flood hazard areas established in section 10-32 are coastal high hazard areas, designated as Coastal AE Zones and Zones V1–V30, VE and/or V. These areas have special flood hazards associated with high velocity waters from surges and, therefore, in addition to meeting all provisions in this chapter, the following provisions shall also apply:~~

~~(1) All new construction and substantial improvements in Coastal AE Zones, Zones V1–V30 and VE (V if base flood elevation is available) shall be elevated on pilings and columns so that:~~

~~a. The bottom of the lowest horizontal structural member of the lowest floor (excluding the pilings or columns) is elevated two (2) feet or more above the base flood level; and~~

~~b. The pile or column foundation and structure attached thereto is anchored to resist flotation, collapse and lateral movement due to the effects of wind and water loads acting simultaneously on all building components. Wind and water loading values shall each have a one percent chance of being equaled or exceeded in any given year (100-year mean recurrence interval).~~

~~(2) A registered professional engineer or architect shall develop or review the structural design, specifications and plans for the construction, and shall certify that the design and methods of construction to be used are in accordance with accepted standards of practice for meeting the provisions of Section F (1) (a) and (b).~~

~~(3) Elevation certificates (in relation to mean sea level) must be obtained for the bottom of the lowest structural member of the lowest floor (excluding pilings and columns) of all new and substantially improved structures in Coastal AE Zones, Zones V1–V30 and VE. The floodplain administrator shall maintain a record of all such information.~~

~~(4) All new construction shall be located landward of the reach of mean high tide.~~

~~(5) Provide that all new construction and substantial improvements have the space below the lowest floor either free of obstruction or constructed with non-supporting breakaway walls, open wood lattice work, or insect screening intended to collapse under wind and water loads without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system. For the purpose of this section, a breakaway wall shall have a design safe loading resistance of not less than ten (10) and no more than twenty (20) pounds per square foot. Breakaway wall enclosures will not exceed three hundred (300) square feet. For purposes of further~~

~~defining enclosures, screening, such as lattice work, is not considered to be an enclosure; but, it is not exempted from breakaway requirements.~~

~~Use of breakaway walls which exceed a design safe loading resistance of twenty (20) pounds per square foot (either by design or when so required by local codes) may be permitted only if a registered professional engineer or architect certifies that the designs proposed meet the following conditions:~~

~~a. Breakaway wall collapse shall result from water load less than that which would occur during the base flood; and,~~

~~b. The elevated portion of the building and supporting foundation system shall not be subject to collapse, displacement, or other structural damage due to the effects of wind and water loads acting simultaneously on all building components (structural and nonstructural). Maximum wind and water loading values to be used in this determination shall each have a one percent chance of being equaled or exceeded in any given year.~~

~~(6) If breakaway walls are utilized, such enclosed space shall be useable solely for parking of vehicles, building access, or storage. Such space shall not be used for human habitation.~~

~~(7) Prohibit the use of fill for structural support of buildings.~~

~~(8) Prohibit manmade alteration of sand dunes that would increase potential flood damage.~~

~~(9) All manufactured homes to be placed or substantially improved within Coastal AE Zones, Zones V1-V30, V, and VE on the community's FIRM on sites:~~

~~a. Outside of a manufactured home park or subdivision,~~

~~b. In a new manufactured home park or subdivision,~~

~~c. In an expansion to an existing manufactured home park or subdivision, or~~

~~d. In an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as the result of a flood;~~

~~shall meet the standards of Article V, Section F (1) through (8); and manufactured homes placed or substantially improved on other sites in an existing manufactured home park or subdivision with Coastal AE Zones, Zones V1-V30, V, and VE on the D-FIRM shall meet the requirements of Article V, Section B (4) (a) and (b).~~

~~(10) Recreational vehicles placed on sites within Coastal AE Zones, Zones V1-V30, V, and VE on the community's FIRM shall either;~~

~~a. Be on the site for fewer than one hundred and eighty (180) consecutive days;~~

~~b. Be fully licensed and ready for highway use, on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions; or~~

~~c. Meet the requirements of Article IV, section B (Permit Procedures) and Article V, Section B and Section F.~~

1. Located within areas of special flood hazard areas established in Article 3, Section B (maps) are Coastal High Hazard Areas, designated as VE Zones. These areas have special flood hazards associated with high velocity waters from wave action due to hurricanes, tsunamis, or other seismic sources. The following provisions, in addition to the standards of Article 5, Sections A, B, C, and D, except for B (7), shall also apply:

2. All new construction and substantial improvements in VE Zones shall be elevated on Pilings or columns so that:

- a. *The bottom of the lowest horizontal structural member of the lowest floor, excluding the pilings or columns, is elevated to two (2) feet above the base flood elevation, or one foot above the centerline of the street, whichever is greater, and;*
 - b. *The pile or column foundation and structure attached there to is anchored to resist flotation, collapse and lateral movement due to the effects of wind and water loads acting simultaneously on all building components. Water loading values used shall be those associated with the base flood. Wind loading values used shall be those requirements by state or local building codes.*
3. *A registered professional engineer or architect shall develop or review the structural design, specifications and plans for the construction and shall certify that the design and methods of construction to be used are in accordance with accepted standards of practice for meeting the provisions of Article 5, Section F (1).*
4. *Obtain the elevation, in relation to mean sea level, of the bottom of the lowest structural member of the lowest floor, excluding pilings and columns, of all new and substantially improved structures in VE Zones. The Floodplain Administrator shall maintain a record of all such information.*
5. *All new construction shall be located landward of the reach of mean high tide.*
6. *All new construction and substantial improvements in VE Zones shall have the space below the lowest floor either free of obstruction or constructed with non-supporting breakaway walls, open wood latticework, or insect screening intended to collapse under wind and water loads without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system. For the purpose of this section, a breakaway wall shall have a design safe loading resistance of not less than 10 and no more than 20 pounds per square foot. Breakaway wall enclosures shall not exceed 299 square feet. Use of breakaway walls which exceed a design safe loading resistance of 20 pounds per square foot, either by design or when so required by local codes, may be permitted only if a registered professional engineer or architect certifies that the designs proposed meet the following conditions:*
 - a. *Breakaway wall collapse shall result from water load less than that which would occur during the base flood, and;*
 - b. *The elevated portion of the building and supporting foundation system shall not be subject to collapse, displacement, or other*

structural damage due to the effects of wind and water loads acting simultaneously on all building components, structural and nonstructural. Water loading values used shall be those associated with the base flood. Wind loading values used shall be those requirements by state or local building codes. The lowest horizontal structural member should be oriented perpendicular to the expected wave crest.

- 7. If breakaway walls are utilized, such enclosed space shall be useable solely for storage, parking of vehicles, or building access. Such space shall not be used for human habitation and finished or portioned into separate rooms.*
- 8. Enclosures below elevated buildings shall be useable solely for storage, parking of vehicles, or building access. Such space will not be used for human habitation and not finished or partitioned into separate rooms.*
- 9. Prohibit the use of fill for structural support of buildings. Under the buildings or structures, no fill may be used except for minor site grading for drainage purposes. Nonstructural fill may be used on coastal building sites for minor landscaping and site grading for drainage purposes as long as the fill does not interfere with the free passage of floodwaters and debris underneath the building or cause changes in flow direction during coastal storms such that will cause additional damage to buildings on the site or to any adjacent buildings. Certification by a professional engineer or architect shall be submitted along with design calculations demonstrating that no adverse impacts will result.*
- 10. Prohibit man-made alteration of sand dunes that would increase potential flood damage.*
- 11. All manufactured homes to be placed or substantially improved within VE Zones on the City of Gautier's FIRM on site:*
 - a. Outside of a manufactured home park or subdivision,*
 - b. In a new manufactured home park or subdivision,*
 - c. In an expansion to an existing manufactured home park or subdivision, or*
 - d. In an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as the result of a flood;*
 - e. Shall meet the standards of this Article 5, Section F and that manufactured homes placed or substantially improved on other sites in an existing manufactured home park or subdivision with VE Zones on the FIRM meet the requirements of Article 5, Section B(6).*

12. All new structures shall be located on the lot so as to minimize exposure to coastal hazards and shoreline erosion, Structures shall be located outside the Coastal High Hazard Area, to the greatest extent possible.

13. Recreational vehicles placed on sites within VE Zones on the City of Gautier's FIRM either;

- a. Be permitted before being placed on site and be on site for fewer than 180 consecutive days and shall leave the site and obtain a new permit before returning to the same site, and;
- b. Be fully licensed and ready for highway use, on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions, or;
- c. Meet the requirements of Article 5, Section F (1) through (10).

Section G. Critical facilities.

Construction of new *and substantially improved* critical facilities shall be, ~~to the extent possible,~~ located outside the limits of the special flood hazard area (*one percent chance floodplain*). ~~(SFHA) (100-year flood plain).~~ Construction of new critical facilities shall be permissible within the SFHA *only* if no feasible alternative site is available and access to the facilities remains available during a 0.2 percent chance flood. ~~Critical facilities constructed within the SFHA shall have the lowest floor elevated three feet or more above the level of the base flood elevation at the site. Flood proofing and sealing measures must be taken to ensure that toxic substances will not be displaced by or released into floodgates. Access routes elevated to or above the level of the base flood elevation shall be provided to all critical facilities to the extent possible.~~

Critical facilities constructed within the SFHA shall have the lowest floor elevated three feet six inches (3'6") above the base flood elevation at the site (or to the 0.2 percent chance flood elevation whichever is greater). Floodproofing and sealing measures must be implemented to ensure that toxic substances will not be displaced by or released into floodwaters. Multiple access routes, elevated to or above the 0.2 percent flood elevation, shall be provided to all critical facilities to the maximum extent possible. Critical facilities must not only be protected to or above the 0.2 percent chance flood, but must remain operable during such an event. The City of Gautier's flood response plan must list facilities considered critical in a flood, since loss of access can cause a critical situation. Other facilities in low risk flood zones that may also be needed to support flood response efforts must be included on the critical facility list. The use of any structure shall not be changed to a critical facility, where such a change in use will render the new critical facility out of conformance with this section. The list of

the operators of the critical facilities affected by flooding must be updated at least annually, as part of the City of Gautier critical facility planning procedures.

ARTICLE VI. VARIANCE PROCEDURES

Section A. Designation of variance and appeals board.

~~The planning commission as established by the city shall hear and decide appeals and requests for variances from requirements of this chapter.~~

The Mayor and City Council of the City of Gautier shall hear and decide appeals and requests for variances from requirements of this ordinance and is herein referred to as the board.

Section B. Duties of variance and appeals board.

The board shall hear and decide appeals when it is alleged an error in any requirement, decision, or determination is made by the floodplain administrator in the enforcement or administration of this ~~chapter ordinance~~. Any person aggrieved by the decision of the board may appeal such decision to the City Council *of the City of Gautier*, as provided in ~~Article IX, Ordinance 24 of the City of Gautier as amended~~. *Mississippi Code Annotated, § 11-51-75 (1972).*

Section C. Variance procedures.

~~Any person seeking a variance from the requirements of this chapter, or making an appeal to a decision or determination of the local administrator, shall file a request therefor with the planning director or his agent. The planning commission shall hear the request within forty-five (45) days of the date of its receipt, except that the matter may be continued to a later meeting of the commission. In the case of a request for a variance to the provisions of this chapter the applicant may be charged an application fee appropriate to defray the costs of notice publication and notification of potentially concerned parties by mail.~~

~~In passing upon such applications, the Planning Commission shall consider all technical evaluations, all relevant factors, standards specified in other sections of this chapter, and:~~

- ~~(1) The danger that materials may be swept onto other lands to the injury of others;~~
- ~~(2) The danger of life and property due to flooding or erosion damage;~~
- ~~(3) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;~~
- ~~(4) The importance of the services provided by the proposed facility to the community;~~
- ~~(5) The necessity to the facility of a waterfront location, where applicable;~~
- ~~(6) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;~~
- ~~(7) The compatibility of the proposed use with existing and anticipated development;~~
- ~~(8) The relationship of the proposed use to the comprehensive plan and flood plain management program for that area;~~

~~(9) The safety of access to the property in times of flood for ordinary and emergency vehicles;~~

~~(10) The expected heights, velocity, duration, rate of rise, and sediment of transport of the flood waters and the effects of wave action, if applicable, expected at the site; and,~~

~~(11) The costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.~~

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

- (1) Upon consideration of factors listed below, and the purpose of this ordinance, the board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.*
- (2) The evaluation must be based on the characteristics unique to that property and not be shared by adjacent parcels. The characteristics must pertain to the land itself, not to the structure, its inhabitants, or its owners;*
- (3) Variances shall not be granted for multiple lots, phases of subdivisions, or entire subdivisions;*
- (4) The danger that materials may be swept onto other lands to the injury of others;*
- (5) The danger of life and property due to flooding or erosion damage;*
- (6) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner and the City of Gautier;*
- (7) The importance of the services provided by the proposed facility to the City of Gautier;*
- (8) The necessity of the facility to be at a waterfront location, where applicable;*
- (9) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;*
- (10) The compatibility of the proposed use with existing and anticipated development;*
- (11) The relationship of the proposed use to the comprehensive plan and floodplain management program for that area;*
- (12) The safety of access to the property in times of flood for ordinary and emergency vehicles;*
- (13) The expected heights, velocity, duration, rate of rise, and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site, and;*
- (14) The costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges and culverts.*
- (15) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.*

Section D. Conditions for variances.

- (1) Variances shall only be issued when there is:*
 - (a) A showing of good and sufficient cause;*
 - (b) A determination **is-made** that failure to grant the variance would result in exceptional hardship; and*

(c) A determination ~~is made~~ that the granting of a variance will not result in increased flood heights, additional threats to public expense, create nuisance, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.

(2) *The provisions of this ordinance are minimum standards for flood loss reduction; therefore any deviation from the standards must be weighed carefully.* Variances shall only be issued upon a determination that the variance is the minimum necessary *deviation from the requirements of this ordinance*, considering the flood hazard, to afford relief; ~~and in~~ *In* the instance of an "historic structure," a determination that the variance is the minimum necessary so as not to destroy the historic character and design of the building. . *(See Article 6, Section F.)*

(3) Any applicant to whom a variance is granted shall be given written notice specifying the difference between the base flood elevation and the elevation to which the lowest floor is to be built and stating that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation. ~~(See Article VI Section E)~~

(4) The floodplain administrator shall maintain the records of all appeal actions and report any variances to the Federal Emergency Management Agency ~~or~~ *and* Mississippi Emergency Management Agency upon request. (See Article VI Section E)

(5) Upon consideration of the factors listed above and the purposes of this ordinance, the board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.

(6) Variances shall not be issued "after the fact."

Section E. Variance notification.

Any applicant to whom a variance is granted shall be given written notice over the signature of a ~~community~~ *City of Gautier* official that:

(1) The issuance of a variance to construct a structure below the base flood elevation will result in increased premium rates for flood insurance up to amounts as high as twenty-five dollars (\$25.00) for one hundred dollars (\$100.00) of insurance coverage; and

(2) List the specific variance granted with the minimum requirement that was changed with the approved variance. List the article, section and subsection for which the variance was issued to.

(3) Such construction below the base flood level increases risks to life and property. A copy of the notice shall be recorded by the floodplain administrator in the Office of the Chancery Clerk of Jackson County, Mississippi and shall be recorded in a manner so that it appears in the chain of title of the affected parcel of land.

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

Section F. Historic structures.

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

Section G. Special conditions.

Upon consideration of the factors listed in Article VI, and the purposes of this *ordinance chapter, the planning commission the Mayor and the City Council* may attach such conditions to the granting of variances, as it deems necessary to further the purposes of this *chapter ordinance*.

Section H. Floodway.

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

ARTICLE VII. SEVERERABILITY

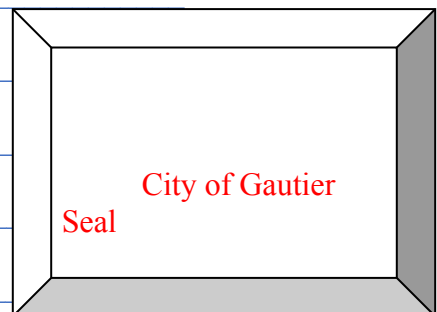
If any section, clause, sentence, or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in n o way effect the validity of the remaining portions of this Ordinance.

~~This Ordinance shall be in full force effect thirty (30) days following its passage.~~

~~The City Manager or City Clerk is authorized to execute any and all documents necessary.~~

This ordinance having first been reduced to writing was adopted at a public meeting of the Mayor and City Council of the City of Gautier, on _____, 20 __, wherein the vote was as follows and shall take effect **12/21/17**

Councilman George _____
Councilman Jackson _____
Councilman Vaughan _____
Councilman Anderson _____
Councilman Colledge _____
Councilwoman Martin _____
Mayor Torjusen _____



ATTESTED BY: _____

City Clerk
Cindy Russel

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Ramona Morgan, Administrative Clerk
Date: 11/14/2017
Subject: Consideration of two (2) new FEMA Flood Map Panels and required Flood Damage Prevention and Control Ordinance revisions. The adoption of these Flood Map Panels and Flood Ordinance revisions are mandatory in order for our community to remain eligible for the National Flood Insurance Program (NFIP).

REQUEST:

The Planning Department requests that City Council adopt two (2) new Flood Map Panels and required revisions to our Flood Damage Prevention and Control Ordinance. The adoption is mandatory in order for the City of Gautier to qualify for NFIP availability.

BACKGROUND:

The City of Gautier currently contains eighteen (18) FEMA Flood Map Panels which were adopted in 2009. Also in 2009, the City adopted the necessary revisions to the Flood Damage Prevention and Control Ordinance.

DISCUSSION:

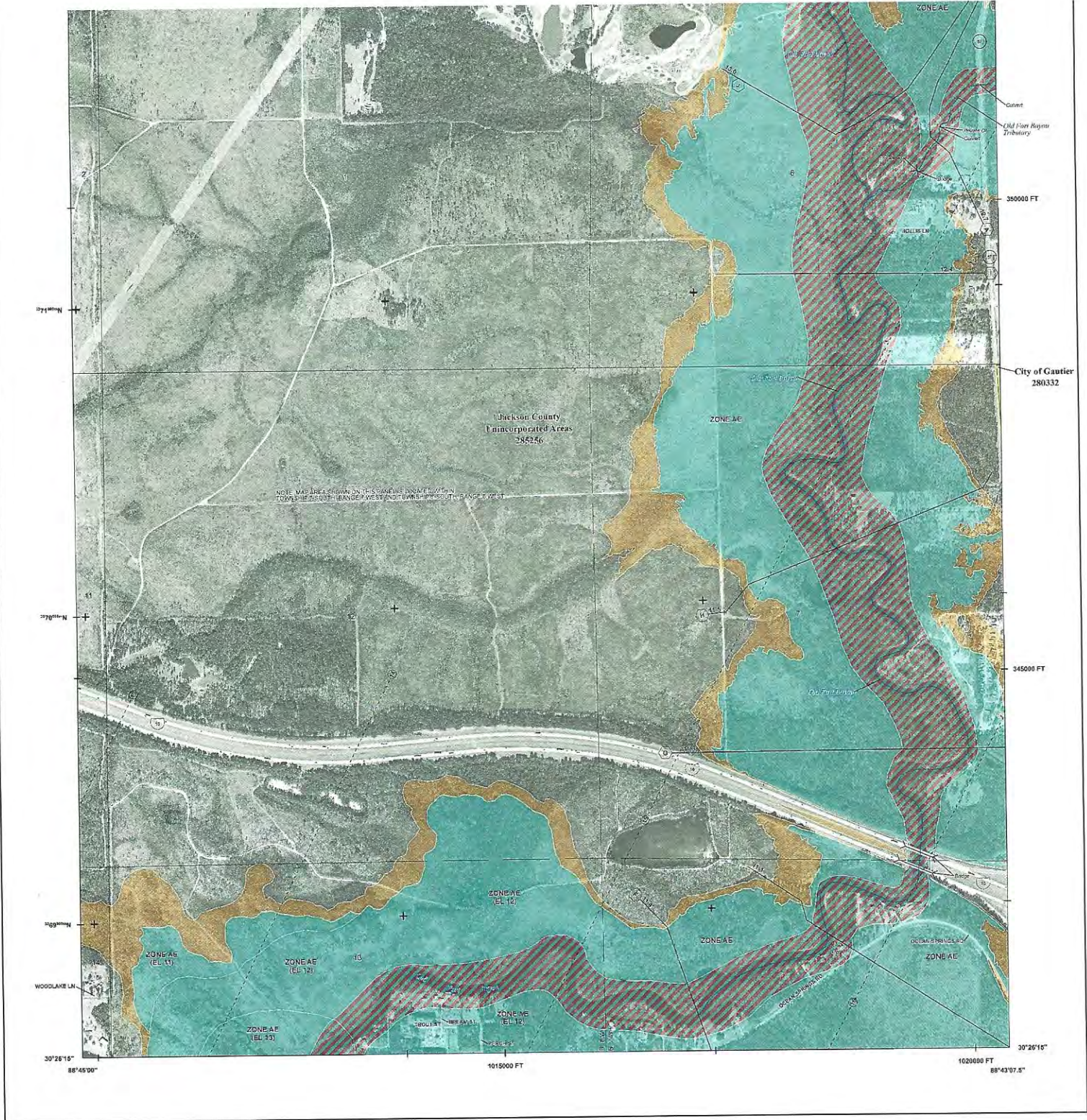
The proposed additional two (2) map panels are a result of new flood studies performed by FEMA which have changed certain Flood Delineations within the City of Gautier. These changes affect only a small area of Gautier located at the northwest corner of the City limits along Hwy 57. The proposed revisions to the Flood Ordinance are necessary to adopt correct measures that satisfy 44 Code of Federal Regulations (CFR) Section 60.3 (d) and (e) of the National Flood Insurance Program (NFIP). In the event that the City of Gautier does not adopt these Map Panels and revisions to our existing Flood Ordinance, the City may be suspended from the National Flood Insurance Program (NFIP).

RECOMMENDATION:

Staff recommends that City Council adopt the proposed two (2) new Flood Map Panels and the proposed revisions to the existing Flood Damage Prevention and Control Ordinance.

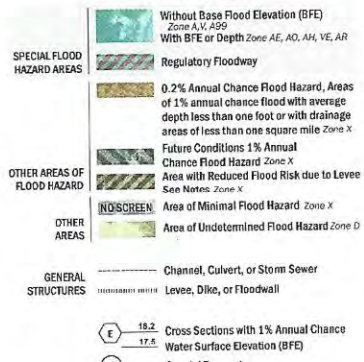
ATTACHMENTS:

1. Flood Ordinance
2. FIRM 28059C0303H 28059C0304



FLOOD HAZARD INFORMATION

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT
THE INFORMATION DEPICTED ON THIS MAP AND SUPPORTING
DOCUMENTATION ARE ALSO AVAILABLE IN DIGITAL FORMAT AT
[HTTP://MSC.FEMA.GOV](http://MSC.FEMA.GOV)



NOTES TO USERS

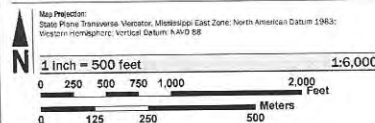
For information and questions about this map, available products associated with this FIRM including historic versions of this FIRM, how to order products or the National Flood Insurance Program in general, please call the FEMA Map Information Exchange at 1-877-FEMA-6000 (1-877-336-2627) or visit the FEMA Map Service Center website at info.msc.fema.gov. Available products may include previously issued Letters of Map Change, a Flood Insurance Study Report, and/or digital versions of this map. Many of these products can be ordered or obtained directly from the website. Users may determine the current map scale for each FIRM panel by visiting the FEMA Map Service Center website or by calling the FEMA Map Information Exchange.

Communities acquiring land on adjacent FIRM panels must obtain a current copy of the adjacent panel as well as the current FIRM index. These may be ordered directly from the Map Service Center at the number listed above.

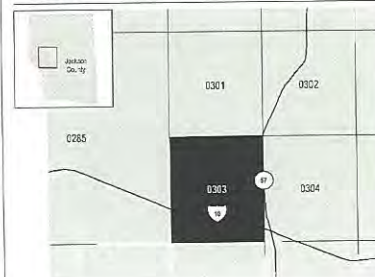
To determine if flood insurance is available in this community, contact your insurance agent or call the National Flood Insurance Program at 1-800-535-0622.

Base map information shown on this FIRM was provided in digital format by Mississippi Department of Environmental Quality. Ortho imagery was originally provided by Small Company in 2012 and has a 0.6 foot ground sample distance. Supplemental imagery was collected by Small Company for Marion County in 2012 and has a 0.5 foot ground sample distance.

SCALE



PANEL LOCATOR



FEMA

National Flood Insurance Program

**NATIONAL FLOOD INSURANCE PROGRAM
FLOOD INSURANCE RATE MAP
JACKSON COUNTY,
MISSISSIPPI
and Incorporated Areas
PANEL 303 OF 575**

Panel Contains:
COMMUNITY
GAUTIER, CITY OF
JACKSON COUNTY

NUMBER PANEL SUFFIX
280332 0303 H
280256 0303 H

**CITY OF GAUTIER
Consent Agenda Item #6
Fact Sheet**

Council Meeting:
Title:

**November 21, 2017
Receive September Finance Report**

Introduced by:
Contact Person/Telephone

Teresa Montgomery 497-8000 ext. 309

Summary Explanation: Receive September 2017 Finance Reports.

EXHIBITS FOR REVIEW

Resolution	☐
Ordinance	☐
Contract	☐
Minutes	☐
Plan Maps	☐
Order	☒
Other	☐
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Second Made by:

Torjusen	☐	Martin	☐	George	☐	Jackson	☐	Vaughan	☐	Anderson	☐	Colledge	☐
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Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Torjusen	☐	☐	☐	☐
At Large	Martin	☐	☐	☐	☐
Ward 1	George	☐	☐	☐	☐
Ward 2	Jackson	☐	☐	☐	☐
Ward 3	Vaughan	☐	☐	☐	☐
Ward 4	Anderson	☐	☐	☐	☐
Ward 5	Colledge	☐	☐	☐	☐

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 000-2017

WHEREAS, Miss. Code Ann. 21-3513 requires a budget report to be presented to the governing authority at the regular meeting each month.

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Finance Report for September 2017 are hereby received.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by the Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting November 21, 2017.

SEP 2017 Ending Cash Balances

GENERAL DEPOSITORY

Fund Name		Account #	Balance
General Fund	Depository Account	001-000-001	\$2,007,541.86
MS Development Loan Katrina	Depository Account	007-000-001	\$275.20
CDBG-Downtown Revitalization	Depository Account	012-000-001	
Transportation Enhancement	Depository Account	013-000-001	\$13,631.67
Allen Road Widening	Depository Account	020-000-001	\$31,890.62
MOHS PD Traffic Grant	Depository Account	023-000-001	
MOHS DUI Grant FY 2014	Depository Account	025-000-001	
MOHS DUI Grant FY 2015	Depository Account	026-000-001	
MDOT Safe Routes to School	Depository Account	029-000-001	(\$27,647.03)
MDAH School House Grant	Depository Account	030-000-001	\$1,508.43
MDAH Local Govt Grant	Depository Account	031-000-001	
MDMR City Pk Boat Launch Imp	Depository Account	050-000-001	(\$90,836.53)
US DOJ Ballistic Vest Grant	Depository Account	103-000-001	
Martin Bluff Road Improvements	Depository Account	128-000-001	\$102,012.64
U S Justice Equitable Sharing	Depository Account	157-000-001	\$419,539.84
Fire Protection Fund	Depository Account	160-000-001	\$277,573.28
DMR-BP Oil Spill Grant	Depository Account	165-000-001	
MDOT-Youth Corp Program	Depository Account	166-000-001	
FF Grant:EMW-2013-FO-05516	Depository Account	167-000-001	
Tidelands Grant	Depository Account	171-000-001	(\$49,443.29)
Library Support Fund	Depository Account	172-000-001	\$1,757.71
MSWFP Recreation Trails Grant	Depository Account	175-000-001	
Shepard State Park Fund	Depository Account	176-000-001	\$52,834.76
USDA NRCS EWP Program	Depository Account	300-000-001	\$178,387.00
Solid Waste Fund	Depository Account	404-000-001	\$24,937.85
Solid Waste Grant	Depository Account	405-000-001	
EPA: Brownfields Assessment	Depository Account	409-000-001	
General Ledger Cash Balance			\$2,943,964.01
General Depository Reconciled Cash Balance			\$2,943,153.55

ENTERPRISE FUND

Fund Name		Account #	Balance
Water & Sewer Utility	Enterprise Account-M&M	400-000-001	\$0.00
	Enterprise Account-Hancock	400-000-002	\$1,845,075.68
MDB Loan: Water Ion-X Project	Enterprise Account-Hancock	421-000-002	\$60,831.74
Water Meter Project	Enterprise Account-Hancock	422-000-002	
Hurricane Katrina (PW Bldg)	Enterprise Account-Hancock	449-000-002	
General Ledger Cash Balance			\$1,905,907.42
Enterprise Reconciled Cash Balance			\$1,902,287.65

**SEPTEMBER 2017
YEAR TO DATE TOTALS**

General Fund Totals

	BUDGET FY 2017	SEP 2017	Balance	100.00% % to date
General Fund Revenues	9,172,731.00	9,427,145.65	(254,414.65)	102.7%
Expenditures:				
001 Legislative	119,012.00	118,097.52	914.48	99.2%
010 City Court	284,491.00	282,826.03	1,664.97	99.4%
021 City Manager	306,702.00	295,657.47	11,044.53	96.3%
022 Human Resources	138,681.00	131,847.17	6,833.83	95.0%
030 Elections	20,800.00	20,764.34	35.66	99.8%
040 City Clerk	260,670.00	253,331.09	7,338.91	97.1%
045 Finance	192,080.00	191,585.58	494.42	99.7%
060 City Attorney	100,845.00	98,101.02	2,743.98	97.2%
090 Economic Dev - Planning	297,370.00	283,424.91	13,945.09	95.3%
092 Building & General Expenses	508,100.00	493,717.85	14,382.15	97.1%
100 Police	3,472,934.00	3,313,126.15	159,807.85	95.3%
161 Fire	2,359,916.00	2,275,227.60	84,688.40	96.4%
165 BP Oil Spill	0.00	0.00	0.00	
170 Recreation	381,631.00	367,490.60	14,140.40	96.2%
201 PW: Streets	258,900.00	228,329.18	30,570.82	88.1%
205 PW: Maintenance	223,438.00	217,240.75	6,197.25	97.2%
451 Public Safety	0.00	0.00	0.00	
900 Interfund Transfers	813,627.00	807,136.48	6,490.52	99.2%
General Fund Expenditures	9,739,197.00	9,377,903.74	361,293.26	96.2%
<i>Total Operating Expenditures</i>	8,560,255.00	8,242,754.51	317,500.49	
<i>Total Capital Outlay Expenditures</i>	290,215.00	252,996.02	37,218.98	
<i>Total Debt Service</i>	75,100.00	75,016.73	83.27	
<i>Total Transfers Out</i>	813,627.00	807,136.48	6,490.52	
<i>Total Unappropriated</i>	0.00	0.00	0.00	
<i>Check Total</i>	9,739,197.00	9,377,903.74	361,293.26	
<i>Personnel</i>	6,698,117.00	6,560,181.57	137,935.43	
<i>Supplies</i>	445,179.00	387,162.85	58,016.15	
<i>Other Services</i>	1,416,959.00	1,295,410.09	121,548.91	
<i>Capital Outlay</i>	290,215.00	252,996.02	37,218.98	
<i>Debt Service</i>	75,100.00	75,016.73	83.27	
<i>Interfund Transfers for DS</i>	813,627.00	807,136.48	6,490.52	
<i>Unappropriated</i>	0.00	0.00	0.00	
<i>Check Total</i>	9,739,197.00	9,377,903.74	361,293.26	

**SEPTEMBER 2017
YEAR TO DATE TOTALS**

<i>General Depository Special Funds</i>	BUDGET FY 2017	As of SEPTEMBER 2017	Balance	100.00% % to date
007 MS Dev 2.36M Katrina Bonds				
Revenues	277,854.00	277,854.00	0.00	100.0%
Expenditures	277,854.00	277,888.75	(34.75)	100.0%
013 TE-Downtown Revitalization				
Revenues	84,158.13	43,186.68	40,971.45	51.3%
Expenditures	54,603.12	0.00	54,603.12	
020 Allen Road Widening				
Revenues	1,002,418.40	836,236.17	166,182.23	83.4%
Expenditures	61,000.00	59,374.54	1,625.46	97.3%
025 MOHS DUI Grant FY2017				
Revenues	27,598.00	27,549.72	48.28	99.8%
Expenditures	27,598.00	27,549.72	48.28	99.8%
029 MDOT Safe Routes to School				
Revenues	188,528.00	137,500.64	51,027.36	72.9%
Expenditures	210,084.50	186,704.17	23,380.33	88.8%
030 MDAH 2014 Community Heritage				
Revenues	130,000.00	131,508.43	(1,508.43)	101.1%
050 MDMR City Park Boat Launch Imps				
Revenues	255,610.00	27,600.00	228,010.00	10.7%
Expenditures	255,610.00	118,436.53	137,173.47	46.3%
128 Martin Bluff Road Project				
Expenditures	230,000.00	130,000.00	100,000.00	56.5%
130 \$7M GO Bond - Capital Improvements				
Revenues	2,047,259.07	1,937,504.96	109,754.11	94.6%
Expenditures	2,239,130.25	1,866,911.25	372,219.00	83.3%
157 US Justice Equitable Sharing				
Revenues	29,212.00	29,211.52	0.48	99.9%
Expenditures	29,212.00	51,256.61	(22,044.61)	175.4%
160 Fire Protection Fund				
Revenues	543,100.00	492,881.84	50,218.16	90.7%
Expenditures	525,277.68	496,469.98	28,807.70	94.5%
166 MDOT Youth Corp Program				
Revenues	36,864.66	38,683.20	(1,818.54)	104.9%
Expenditures	41,388.00	6,434.02	34,953.98	15.5%

**SEPTEMBER 2017
YEAR TO DATE TOTALS**

<i>General Depository Special Funds</i>	BUDGET FY 2017	As of SEPTEMBER 2017	Balance	100.00% % to date
171 Combined Tidelands Grant				
Revenues	989,133.64	346,665.42	642,468.22	35.0%
Expenditures	844,900.63	307,330.82	537,569.81	36.3%
172 Library Support Fund				
Revenues	108,639.00	108,639.00	0.00	100.0%
Expenditures	108,639.00	108,639.00	0.00	100.0%
175 MSWFP Recreation Trails Grant				
Revenues	95,258.57	95,258.57	0.00	100.0%
176 Shepard State Park				
Revenues	85,400.00	89,561.97	(4,161.97)	104.8%
Expenditures	115,128.00	85,731.62	29,396.38	74.4%
300 USDA-NRCS EWP				
Revenues	678,990.00	192,537.00	486,453.00	28.3%
Expenditures	678,990.00	14,150.00	664,840.00	2.0%
404 Solid Waste Fund				
Revenues	1,260,000.00	1,257,073.34	2,926.66	99.7%
Expenditures	1,326,500.00	1,311,715.17	14,784.83	98.8%
405 Solid Waste Grant				
Revenues	13,280.00	0.00	13,280.00	
Expenditures	13,280.00	0.00	13,280.00	
409 EPA: Brownfields Assessment				
Revenues	288,249.85	288,249.85	0.00	100.0%
Expenditures	223,699.85	211,971.72	11,728.13	94.7%

**SEPTEMBER 2017
YEAR TO DATE TOTALS**

ENTERPRISE FUND (400)

	BUDGET FY 2017	SEP 2017	Balance	100.0% % to date
Utility Fund Revenues	8,653,895.00	8,961,479.29	(307,584.29)	103.5%
Administration	2,621,143.00	2,617,344.26	3,798.74	99.8%
Water & Sewer O & M	2,994,216.00	2,681,327.83	312,888.17	89.5%
Debt Service	2,477,584.00	2,476,345.98	1,238.02	99.9%
Transfers	200,000.00	200,000.00	0.00	100.0%
Utility Fund Expenditures	8,292,943.00	7,975,018.07	317,924.93	96.1%
 <i>Total Operating Expenditures</i>	 <i>5,490,359.00</i>	 <i>5,295,878.06</i>	 <i>194,480.94</i>	
<i>Total Capital Outlay Expenditures</i>	<i>125,000.00</i>	<i>2,794.03</i>	<i>122,205.97</i>	
<i>Total Debt Service</i>	<i>2,477,584.00</i>	<i>2,476,345.98</i>	<i>1,238.02</i>	
<i>Total Interfund Transfers</i>	<i>200,000.00</i>	<i>200,000.00</i>	<i>0.00</i>	
<i>Check Total</i>	<i>8,292,943.00</i>	<i>7,975,018.07</i>	<i>317,924.93</i>	
 <i>Personnel</i>	 <i>0.00</i>	 <i>0.00</i>	 <i>0.00</i>	
<i>Supplies</i>	<i>313,000.00</i>	<i>199,391.58</i>	<i>113,608.42</i>	
<i>Other Services</i>	<i>5,177,359.00</i>	<i>5,096,486.48</i>	<i>80,872.52</i>	
<i>Capital Outlay</i>	<i>125,000.00</i>	<i>2,794.03</i>	<i>122,205.97</i>	
<i>Debt Service</i>	<i>2,477,584.00</i>	<i>2,476,345.98</i>	<i>1,238.02</i>	
<i>Interfund Transfers</i>	<i>200,000.00</i>	<i>200,000.00</i>	<i>0.00</i>	
<i>Check Total</i>	<i>8,292,943.00</i>	<i>7,975,018.07</i>	<i>317,924.93</i>	

Enterprise Special Funds

	BUDGET FY 2017	SEP 2017	Balance	100.00%
421 MSB - Water Ionization Project				
Capital Outlay	141,813.04	80,981.30	60,831.74	57.1%

	BUDGET FY 2017	SEP 2017	Balance	100.00%
602 DEBT SERVICE: 2012 GUD BOND				
Revenue	1,399,200.00	1,400,518.26	(1,318.26)	100.0%
Bonds Payable	1,398,200.00	1,398,200.00	0.00	100.0%

**CITY OF GAUTIER, MISSISSIPPI
STUDY AGENDA
November 21, 2017**

ITEM DESCRIPTION:

Citizen Comments

City Council Comments

City Manager Comments

City Clerk Comments

City Attorney Comments

NOTES:
