

AGENDA
CITY OF GAUTIER, MISSISSIPPI
CITY HALL COUNCIL CHAMBERS
October 21, 2019 @ 6:00 PM

I. Call to Order

1. Prayer

2. Pledge of Allegiance

II. Agenda Order Approval

III. Announcements - None

IV. Presentation Agenda - None

V. Business Agenda

- 1. Approval to extend the option to purchase real property from Singing River, LLC for an additional period, through June 30, 2020.**

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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- 2. Approval of minutes from Regular Council Meeting held October 1, 2019.**

☐	STAFF PRESENTATION	☐	PUBLIC QUESTIONS/COMMENTS (3 MINUTES PER PERSON)	☐	MOTION COUNCIL DISCUSSION/QUESTIONS	☐	VOTE
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VI. Consent Agenda - None

VII. STUDY AGENDA

1. Discuss City Attorney Comments

2. Discuss City Clerk Comments

3. Discuss City Manager Comments

4. Discuss Council Comments

5. Discuss Citizen Comments

Adjourn until November 5, 2019 at 6:30 pm
www.gautier-ms.gov

**CITY OF GAUTIER, MISSISSIPPI
ANNOUNCEMENT AGENDA
October 21, 2019**

ITEM DESCRIPTION:

ANNOUNCEMENTS

None

NOTES:

**CITY OF GAUTIER, MISSISSIPPI
PRESENTATION AGENDA
October 21, 2019**

ITEM DESCRIPTION:

PRESENTATION AGENDA

None

NOTES:

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

Council Meeting:
Title:

October 21, 2019
Approval to extend the option to purchase real property from Singing River, LLC for an additional period, through June 30, 2020.

Introduced by:
Contact Person/Telephone

City Manager 497-8000 ext. 306

Summary Explanation: Approval to extend the option to purchase real property from Singing River, LLC for an additional period, through June 30, 2020.

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 000-2019

WHEREAS, on or about March 29, 2019, the City of Gautier entered into an Option to Purchase certain real property from Singing River, LLC; and

WHEREAS, the initial option period was for 180 days, with a possible extension, at the sole discretion of the City, of an additional 180 days; and

WHEREAS, on September 12, 2019 an additional 180 days were added to the contract; and

WHEREAS, the City Manager has indicated a desire to extend the option for an additional period, through June 30, 2020; and

WHEREAS, the Mayor and Council Members hereby find that this extension is in the best interests of the City and its citizens; and

NOW THEREFORE, IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that extension of the option to purchase real property from Singing River, LLC. for an additional period, through June 30, 2020 is approved.

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

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 October 21, 2019.

EXTENSION OF OPTION TO PURCHASE

On or about March 29th, 2019, the City of Gautier (hereinafter, “the City”) and Singing River, LLC (hereinafter, “Optioner”) entered into an Option to Purchase relating to real property designated therein as “the Property”. A copy of the Option to Purchase is attached hereto as “Exhibit A”, and is incorporated herein as if fully reproduced, word for word. The original duration of that Option to Purchase was 180 days.

On or about September 9, 2019, the City extended the Option to Purchase for an additional 180 days from the end of the original term. A copy of the extension is attached hereto as “Exhibit B”, and is incorporated herein as if fully reproduced, word for word.

The City and the Optioner hereby extend the Option to Purchase for an additional period, through June 30, 2020. All other terms and provisions of the Option to Purchase are hereby incorporated, and shall remain in effect throughout the new duration.

The consideration for this extension shall be the continued obligations of the City under the original Option to Purchase for the additional period.

No other terms of the original Option to Purchase are hereby modified or amended.

WITNESS OUR SIGNATURES this _____ day of October, 2019.

CITY OF GAUTIER

SINGING RIVER, LLC

Paula Yancey, City Manager

Shane Morrison, Member

STATE OF _____

COUNTY OF _____

PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the within named Shane Morrison, who acknowledged to me that he has the authority to bind Singing River, LLC as owner of the above-described property, and in such capacity signed, sealed, delivered, and executed the above and foregoing instrument on the date therein as the act and deed of Singing River, LLC, after first having been duly authorized by said entity, so to do.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the ____ day of _____, A.D., 2019.

NOTARY PUBLIC

My Commission Expires: _____

STATE OF _____

COUNTY OF _____

PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the within named Paula Yancey, who acknowledged to me that she is the City Manager of the City of Gautier, and in such capacity signed, sealed, delivered, and executed the above and foregoing instrument on the date therein as the act and deed of The City of Gautier, after first having been duly authorized by said municipality, so to do.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the ____ day of _____, A.D., 2019.

NOTARY PUBLIC

My Commission Expires: _____

BORDIS & DANOS, PLLC

Attorneys At Law

1215 Government Street
Ocean Springs, MS 39564

Tel: (228) 215-1367

Fax: (228) 215-1358

G. Charles Bordis, IV
cbordis@bordisdanos.com

Joshua W. Danos
jdanos@bordisdanos.com
also licensed in TX and WV (inactive)

September 12, 2019

Lee Brumfield
Singing River, LLC
c/o Scott Rankin
3103 Pascagoula St.
Pascagoula, Mississippi 39567
via certified mail

Shane Morrison
Singing River, LLC
via email: shane@morrison-usa.com

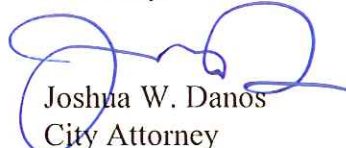
RE: Singing River Mall Site
Option to Purchase

Dear Mr. Brumfield and Mr. Morrison,

On behalf of the City of Gautier, please accept this correspondence as formal extension of the attached Option to Purchase for an additional 180 days from the original deadline.

Please feel free to contact me should you have any questions.

Sincerely,



Joshua W. Danos
City Attorney
Gautier, Mississippi

Prepared by: Bordis & Danos, PLLC
1215 Government Street
Ocean Springs, MS 39564
(228) 215-1358

Return to: Bordis & Danos, PLLC
1215 Government Street
Ocean Springs, MS 39564
(228-215-1358

STATE OF MISSISSIPPI

COUNTY OF JACKSON

DATE: March 29, 2019

INSTRUMENT: Option to Purchase Real Estate Agreement

THE CITY: City of Gautier, Mississippi
3330 Highway 90 East
Gautier, Mississippi 39553
228-497-8000

OPTIONER: Singing River, LLC:
16851 Jefferson Highway, Suite 9-A
Baton Rouge, Louisiana 70817

PROPERTY: Lots 1, 2, 3, 6 and 7, Singing River Mall S/D, Jackson County, MS
AND Parcel in US Gov. Lot 2, Sec. 35-7-7, Jackson County, MS

INDEXING: Lots 1, 2, 3, 6 and 7, Blk. 1, Singing River Mall S/D, Jackson County, MS
AND Parcel in US Gov. Lot 2, Sec. 35, T7S, R7W, Jackson County, MS

OPTION TO PURCHASE REAL ESTATE AGREEMENT

THIS OPTION TO PURCHASE REAL ESTATE AGREEMENT (hereinafter, "the Agreement") is made this 29th day of March, 2019 (hereinafter, "the Effective Date"), by and between the City of Gautier, Mississippi, whose address is 3330 HWY 90, Gautier, Mississippi (hereinafter, "the City"), and Singing River, LLC ("Optioner").

WHEREAS, the Optioner desires to sell and City desires an option to purchase, all right, title and interest of Optioner in and to real property located in the City of Gautier, County of Jackson, State of Mississippi, more particularly described on the attached deeds, marked as "Exhibit A" (hereinafter, "the Property").

NOW THEREFORE, Optioner, for and in consideration of the mutual covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and intending to be legally bound, hereby grants unto the City the option to purchase the Property on the terms hereinafter set forth.

TERMS

1. Grant of Option

The Optioner does hereby convey and grant unto the City, and the City hereby accepts from Optioner, the exclusive and irrevocable right and option (hereinafter, "the Option") to purchase the Property upon the terms and conditions set forth herein.

2. Purchase Price

Should the City and/or its assignee exercise the Option, the purchase price shall be seven million dollars (\$7,000,000.00), or the lowest negotiated price mutually acceptable to the parties. If the appraised value of the Property exceeds \$7,000,000.00 and the City exercises the Option, the City agrees to accept the difference in value as a donation from the Optioner¹. Both parties agree and acknowledge that the acquisition of the Property is subject to the regulations imposed by Miss. Code Ann. § 43-37-3.

3. Consideration for Option

In consideration for the Option granted herein, the City or its assignee agrees to actively market the Property to developers and/or tenants, which will likely increase the value of the Property in the event the Option is not exercised. Additionally, the City will contribute up to \$3,000.00 for

¹
The Optioner acknowledges and agrees that the City and its attorney do not hold themselves out as having expertise in tax law, and make no representations regarding how the acceptance of such a donation will be construed by the taxing authorities. Neither the City nor its attorney shall have any liability in this regard.

an appraisal on the property as addressed below.

4. Appraisal

The parties understand and acknowledge that an appraisal must be performed in order to complete any sale of the Property to the City. As such, during the Option Period, the Optioner shall provide a list of three (3) licensed commercial property appraisers for consideration by the City. The appraisers must be agreeable to the City. If any appraiser provided is not acceptable to the City, at its sole discretion, the Optioner shall provide the names of additional appraisers until a list of three is accepted by the City.

Upon receiving the approved list, the City shall request quotes for appraisal services from each. Upon receipt of the quotes, the City shall select one appraiser from the list, and commission an appraisal. The Optioner agrees to pay for such services to the extent the costs exceed \$3,000.00.

5. Term of Option

The City and/or its assignee shall have the right to exercise the Option at any time on or after the Effective Date of this Agreement for a period of 180 days (hereinafter, "the Option Period"). It is hereby acknowledged and agreed that the Option hereby granted constitutes a present and absolute grant of the Option as of the date of this Agreement. The City and/or its assignee shall be granted an additional 180 days extension of the Option if such a request is made in writing by the Option holder within the Option Period.

6. Exercise of Option

The City and/or its assignee shall exercise the Option by delivering written notice via certified mail to Lee Brumfield, a member of Singing River, LLC, c/o Scott Rankin at 3103 Pascagoula Street, Pascagoula, Mississippi 39567. The Option is considered exercised as of the date the written notice is postmarked. If the Option is exercised within the Option Period, closing shall occur within 3 months of the date the Option is exercised. Nothing in this agreement shall be interpreted to require or obligate the City and/or its assigns to exercise the Option or purchase the Property.

7. Closing Costs

If the Option is exercised, Optioner agrees to pay for its legal expenses, standard owner's title insurance, and one half of all closing costs.

8. Cooperation with Marketing Efforts

Optioner agrees to provide the City and/or its assignee with any and all information and/or documentation requested to properly market and explore possible development of the Property.

9. Additional Covenants and Representations of Optioner

Optioner is a Mississippi limited liability company, whose members have vested the undersigned with full authority to enter this Agreement. Consent of third parties is not required in connection with Optioner's execution of this Agreement, or with performance of the obligations contained herein. This Agreement constitutes the authorized, valid and legally binding obligations of Optioner enforceable in accordance with these terms.

The execution and delivery of this Agreement will not result in a breach of any of the terms or provisions of, or constitute a default under any agreement of Optioner or any instrument to which Optioner is a party or by which Optioner is bound.

Optioner has and shall at all times maintain good and marketable fee simple title to the Property. There are no actions, suits or proceedings pending, or to the knowledge of Optioner, threatened against or affecting Optioner or the Property before any court or governmental body or agency which has the potential to have a material adverse effect on Optioner's ability to perform its obligations herein.

10. Assignment

The City reserves the right to assign or transfer the Option to any third party, individual or entity at any time during the Option Period, with or without notice to the Optioner. Optioner specifically waives any objections it may have to such an assignment, and hereby agrees to any such potential future assignment. Upon any such assignment, the assignee shall have all the rights and obligations of the City, and the City shall thereupon, automatically and without execution of further instruments or documents, be relieved and released of and from all obligations hereunder. Any assignment or transfer of this Option by the City does not relieve the Optioner from any obligation or term herein.

11. Indemnity

Optioner shall indemnify, defend and hold harmless the City and drafting attorney from and against any and all suits, claims, causes of action, damages and costs (including attorneys fees and costs) arising out of any alleged breach of this Agreement by Optioner and/or any assignee, including, without limitation, any breach of any covenant, representation or warranty.

12. No Partnership or Joint Venture

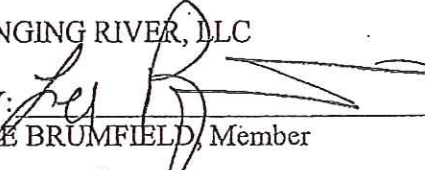
Nothing in this Agreement, nor any act of either party pursuant hereto shall be deemed to constitute the parties as partners or joint venturers with regard to the Property, and neither party shall hold itself out as being the partner or joint venturer of or with the other party.

13. Governing Law

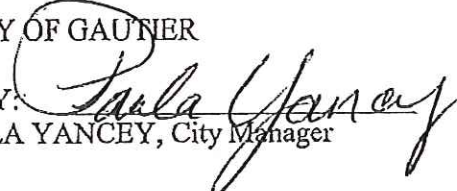
This Agreement shall be governed by and construed in accordance with the laws of the State of Mississippi.

WITNESS THE EXECUTION of this instrument on the date first hereinabove recited for the effective date of 29th March, 2019.

SINGING RIVER, LLC

BY: 
LEE BRUMFIELD, Member

THE CITY OF GAUTIER

BY: 
PAULA YANCEY, City Manager

BY: 
SHANE B. MORRISON, Member and Manager

STATE OF MS

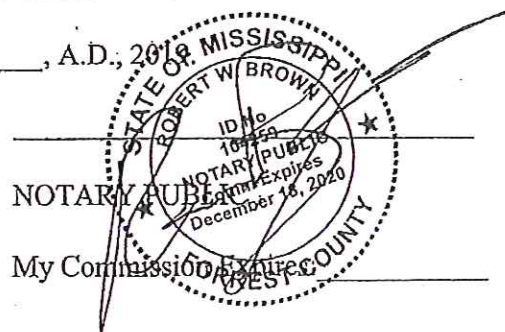
COUNTY OF FORD

PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the within named Lee Brumfield, who acknowledged to me that he, as a duly authorized member of Singing River, LLC, has the authority to bind Singing River, LLC as owner of the above-described property, and in such capacity signed, sealed, delivered, and executed the above and foregoing instrument on the date therein as the act and deed of Singing River, LLC, after first having been duly authorized by said entity, so to do.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 28 day of

MARCH

, A.D., 2019



STATE OF Louisiana
Parish
COUNTY OF East Baton Rouge

PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the within named Shane Morrison, who acknowledged to me that he, as a duly authorized member and manager of Singing River, LLC, has the authority to bind Singing River, LLC as owner of the above-described property, and in such capacity signed, sealed, delivered, and executed the above and foregoing instrument on the date therein as the act and deed of Singing River, LLC, after first having been duly authorized by said entity, so to do.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 27th day of

March, A.D., 2019.

Janelle Bagnell
NOTARY PUBLIC

My Commission Expires: at death



STATE OF MISSISSIPPI

COUNTY OF JACKSON

PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the within named Paula Yancey, who acknowledged to me that she is the City Manager of the City of Gautier, and in such capacity signed, sealed, delivered, and executed the above and foregoing instrument on the date therein as the act and deed of the City of Gautier, after first having been duly authorized by said municipality, so to do.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this the 29 day of March, A.D., 2019.



NOTARY PUBLIC

My Commission Expires: May 6, 2022



SPECIAL WARRANT



STATE OF MISSISSIPPI
COUNTY OF JACKSON

KNOW ALL MEN BY THESE PRESENTS that John Hancock Life Insurance Company, a Massachusetts corporation with a mailing address c/o The Real Estate Investment Group, John Hancock Place, Post Office Box 111, Boston, Massachusetts 02117, Telephone ((617) 572-9270, hereinafter referred to as "GRANTOR", for and consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration, hereby acknowledged to have been paid to GRANTOR by Shingling Lee, LLC, a limited liability company, organized and existing under the laws of Mississippi, with a mailing address c/o Lee Unumfield, Ocean Motel Apartments, 265 Front Beach Drive, Ocean Springs, Mississippi 39564, Attn: Office and Telephone number (650) 897-8944 (hereinafter referred to as "GRANTEE"), does, upon and subject to any and all conditions, covenants, exceptions, limitations, reservations and restrictions hereinafter contained or mentioned, hereby GRANT, MARGABE, SELL, CONVEY and Specially WARRANT unto GRANTEE, that certain real property ("Property") situated in Jackson County, Mississippi, as is more particularly described on Exhibit A, which is attached hereto and adopted and incorporated herein, as if fully set out TOGETHER WITH ALL AND SINGULAR, the rights, interests, privileges, hereditaments, easements, appurtenances and improvements thereto belonging or in anywise appertaining thereto, TO HAVE AND TO HOLD UNTO GRANTEE, and to his successors and assigns forever.

GRANTOR makes no warranties of title, except, as may be implied by statute, through GRANTOR's use of the words "grant, bargain, sell and convey" and specially warrants, and any

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such implied warranties of title shall be subject to those matters set forth on Exhibit D, which is attached hereto, and adopted and incorporated herein, as fully set out. Other than any such implied, warranties of title, GRANTOR makes no warranty whatsoever, whether express or implied and conveys the property, to GRANTEE, as is, with all faults.

All recording references in this deed are to the documents appearing in the land records of Jackson County, Mississippi.

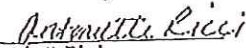
Taxes for the year 2003 have been established, according to actual 2002 assessments, and prepaid at closing. GRANTEE shall pay the 2003 taxes as and when due.

IN WITNESS WHEREOF, GRANTOR has caused this deed to be duly executed to this deed by its duly authorized officers on this the 30th day of December, 2003.

JOINT HANCOCK LIFE INSURANCE COMPANY

ATTEST:

By: 
Philip W. Riccio
Its Secretary

By: 
Antoinette Ricci
Its Assistant Secretary



COMMONWEALTH OF MASSACHUSETTS
COUNTY OF SUFFOLK

Personally appeared before me, the undersigned authority in and for said county and commonwealth, on this 8th day of December, 2007, within my jurisdiction, the within-named Philip W. Freiburger and Antoinette Noel, duly identified before me, who acknowledged that they are a Senior Investment Officer and an Assistant Secretary, respectively of John Hancock Life Insurance Company, a Massachusetts corporation, and that for and on behalf of said corporation and as its agent and deed, they executed the above and foregoing instrument, after first having been duly authorized by said corporation to do so.

Given under my hand and official seal, this the 8th day of December, 2007.

ATTEST: NOTARIAL SEAL

Notary Public
My Commission Expires

LYNN O'NEILL, Notary Public
My Commission Expires
April 14, 2010

THIS INSTRUMENT IS RETURNED BY:

Rick A. LaTrec
Johnston, Adams, Walley, Gordon & Harris, L.L.C.
104 St. Francis Street, 8th Floor
Post Office Box 1938
Mobile, Alabama 36633
Telephone (251) 432-7682
Facsimile (251) 432-2690

ATTACHMENTS: Exhibit A - Description of Property
Exhibit B - Special Warranty Deception

Collected from the
for Johnston, Adams, Walley, Gordon & Harris, LLC
Box 1938
Mobile, AL 36633
Tel: 251-432-7682

3

Get the address from the
RHS Court Book for Office
Office Hours, 1st 3rd 5th
217-222-1171

EXHIBIT 'A'

Lots 1, 2, 3 and 4, Slings River Mill Subdivision, as per plat thereof recorded in Plat Book 10, Page 20, Records of Plats of Jackson County, Mississippi in the City of Gunters, Jackson County, Mississippi, in U. S. Government Lot 2, Fractional Section 36, Township 7 South, Range 7 West, Jackson County, Mississippi.

ALSO BEING DESCRIBED AS FOLLOWS:

Lots 1 & 4

All of Lots 1 & 4, Block 1, Slings River Mill Subdivision, Gunters, Mississippi as per plat thereof in the land records of Jackson County, Mississippi, in Plat Book 10, Page 20, on the 20th day of February, 1900, being located in a portion of U. S. Government Lot 2, Jackson County, Mississippi, and being more particularly described as follows to wit:

Commencing at a point where the East line of said Governmental Lot 2 intersects the North right-of-way of U. S. Highway 80, thence North $40^{\circ}00'00''$ West along said North right-of-way of U. S. Highway 80 for a distance of 80.32 feet to a pole; thence North $00^{\circ}32'00''$ West for a distance of 240.10 feet to a $\frac{1}{2}$ " iron pin and the POINT OF BEGINNING of the herein described parcel of land.

From said POINT OF BEGINNING, thence South $00^{\circ}28'00''$ West for a distance of 22.00 feet to a $\frac{1}{2}$ " iron rod and the point of curvature of a curve to the right; thence along a curve to the right having a radius of 100.00 feet, an arc length of 280.74 feet, chord bearing of South $40^{\circ}44'00''$ West and a chord distance of 240.00 feet to a score hole; thence North $00^{\circ}00'00''$ West for a distance of 471.00 feet to a score hole and the point of curvature of a curve to the left; thence along a curve to the left having a radius of 30.00 feet, an arc length of 47.12 feet, a chord bearing of South $45^{\circ}00'00''$ West and a chord distance of 42.43 feet to a score hole; thence South $10^{\circ}00'00''$ West for a distance of 07.03 feet to a $\frac{1}{2}$ " iron pin and the point of curvature of a curve to the left; thence along a curve to the left having a radius of 65.00 feet, an arc length of 33.03 feet, chord bearing of South $03^{\circ}48'51''$ East and a chord distance of 33.20 feet to a score hole and a point on the North right-of-way of U. S. Highway 80; thence North $00^{\circ}00'00''$ West along said North right-of-way of U. S. Highway 80 for a distance of 91.30 feet to a $\frac{1}{2}$ " iron pin and the point of curvature of a curve to the left; thence along a curve to the left having a radius of 65.00 feet, an arc length of 33.03 feet, chord bearing of North $24^{\circ}48'51''$ East and a chord distance of 33.20 feet to a $\frac{1}{2}$ " iron pin; thence North $10^{\circ}00'00''$ East for a distance of 07.03 feet to a $\frac{1}{2}$ " iron pin and the point of curvature of a curve to the left; thence along a curve to the left having a radius of 30.00 feet, an arc length of 47.12 feet, chord bearing of North $30^{\circ}00'00''$ West and a chord distance of 42.43 feet to a score hole; thence North $00^{\circ}00'00''$ West for a distance of 80.01 feet to a score hole and the point of curvature of a curve to the left; thence along a curve to the left having a radius of 100.00 feet, an arc length of 280.74 feet, chord bearing of

South 77°30'00" West and a chord distance of 80.30 feet to a corner hole; thence South 66°00'00" West for a distance of 128.00 feet to a corner hole; thence South 10°00'00" West for a distance of 30.20 feet to said North right-of-way of U.S. Highway 90 and a 1/2" iron pin; thence North 80°00'00" West along said North right-of-way of U.S. Highway 90 for a distance of 111.20 feet to a 1/2" iron pin; thence North 10°00'00" East for a distance of 490.00 feet to a P.K. nail; thence North 80°00'00" West for a distance of 140.28 feet to a point; thence North 10°00'00" East for a distance of 105.04 feet to a point; thence North 80°00'00" West for a distance of 121.00 feet to a point; thence North 10°00'00" East for a distance of 40.00 feet to a point; thence North 80°00'00" West for a distance of 42.00 feet to a point; thence South 10°00'00" West for a distance of 40.00 feet to a point; thence North 80°00'00" West for a distance of 101.60 feet to a point; thence South 10°00'00" West for a distance of 71.04 feet to a point; thence North 80°00'00" West for a distance of 40.04 feet to a point; thence North 10°00'00" West for a distance of 67.00 feet to a point; thence North 80°00'00" West for a distance of 122.70 feet to a P.K. nail; thence South 10°00'00" West for a distance of 140.00 feet to a P.K. nail; thence South 80°00'00" East for a distance of 17.03 feet to a P.K. nail; thence South 10°00'00" West for a distance of 163.11 feet to a P.K. nail and the point of curvature of a curve to the right; thence along a curve to the right having a radius of 80.00 feet, an arc length of 34.00 feet, chord bearing of South 47°12'14" East and a chord distance of 33.02 feet to a point; thence South 25°00'00" East for a distance of 62.37 feet to the point of curvature of a curve to the right; thence along a curve to the right having a radius of 170.00 feet, an arc length of 20.00 feet, chord bearing of South 30°24'36" East and a chord distance of 20.00 feet to a P.K. nail; thence South 10°00'00" West for a distance of 42.42 feet to the end North right-of-way of U.S. Highway 90 and a 1/2" iron pin; thence North 80°00'00" West along said North right-of-way of U.S. Highway 90 for a distance of 170.03 feet to a point of curvature of a curve to the left; thence along a curve to the left having a radius of 65.00 feet, an arc length of 33.65 feet, chord bearing of North 24°48'51" East and a chord distance of 33.20 feet to a point; thence North 10°00'00" East for a distance of 82.03 feet to the point of curvature of a curve to the left; thence along a curve to the left having a radius of 30.00 feet, an arc length of 47.12 feet, chord bearing of North 35°00'00" West and a chord distance of 42.43 feet to a point; thence North 80°00'00" West for a distance of 76.83 feet to the point of curvature of a curve to the left; thence along a curve to the left having a radius of 15.00 feet, an arc length of 23.68 feet, chord bearing of South 55°00'00" West and a chord distance of 21.21 feet to a point; thence North 10°00'00" West for a distance of 130.00 feet to a point on said North right-of-way of U.S. Highway 90; thence along U.S. Highway 90 North 80°00'00" West for a distance of 327.00 feet to a concrete monument located at the intersection of said North right-of-way of U.S. Highway 90 and the East right-of-way of Dolphin Road; thence North 00°00'00" West along said East right-of-way of Dolphin Road for a distance of 710.70 feet to a 1/2" iron pin; thence continuing along said East right-of-way of Dolphin Road North 05°00'00" West for a distance of 370.00 feet to a 1/2" iron pin located at the intersection of the South right-of-way of Singing River Road and said East right-of-way of Dolphin Road; thence North 72°32'00" East along said South right-of-way of Singing

River Road for a distance of 716.00 feet to a $\frac{1}{4}$ " iron pin; thence continuing along said South right-of-way of Slings River Road South $00^{\circ}00'00"$ East for a distance of 100.00 feet to a $\frac{1}{4}$ " iron pin; thence South $10^{\circ}00'00"$ West for a distance of 127.71 feet to a point; thence South $00^{\circ}00'00"$ East for a distance of 02.00 feet to a point; thence South $10^{\circ}00'00"$ West for a distance of 110.00 feet to a point; thence South $00^{\circ}00'00"$ East for a distance of 240.00 feet to a point; thence North $10^{\circ}00'00"$ East for a distance of 110.00 feet to a point; thence North $65^{\circ}00'00"$ East for a distance of 118.07 feet to a P.K. nail; thence North $10^{\circ}00'00"$ East for a distance of 540.43 feet to a point on said South right-of-way of Slings River Road and a $\frac{1}{4}$ " iron pin and a $\frac{1}{4}$ " iron pin; thence along said South right-of-way of Slings River Road North $67^{\circ}00'00"$ East for a distance of 40.72 feet to a $\frac{1}{4}$ " iron pin; thence South $20^{\circ}10'00"$ East for a distance of 70.40 feet to a $\frac{1}{4}$ " iron pin; thence South $10^{\circ}00'00"$ West for a distance of 210.00 feet to a P.K. nail; thence South $00^{\circ}00'00"$ East for a distance of 208.00 feet to a $\frac{1}{4}$ " iron pin; thence South $00^{\circ}32'00"$ East for a distance of 117.27 feet to a $\frac{1}{4}$ " iron pin and back to the POINT OF BEGINNING of the herein described parcel of land. Said Parcel being contained in Section 35, Township 7 South, Range 7 West, Jackson County, Mississippi.

LOT 2

Lot 2, Block 4, Slings River Moll Subdivision, Gulfport, Mississippi as per plat filed in the land records of Jackson County, Mississippi, in Plat Book 10, Page 20, on the 18th day of February, 1900, being located in a portion of U. S. Governmental Lot 2, Jackson County, Mississippi, and being more particularly described as follows to wit:

Commencing at a point where the East line of said Governmental Lot 2 intersects the North right-of-way of U.S. Highway 90; thence North $60^{\circ}00'00"$ West along said North right-of-way of U.S. Highway 90 for a distance of 68.32 feet to a $\frac{1}{4}$ " iron rod and the Point of Beginning of the herein described parcel of land.

From said POINT OF BEGINNING, thence North $00^{\circ}32'00"$ West for a distance of 249.16 feet to a $\frac{1}{4}$ " iron pin; thence South $00^{\circ}20'00"$ West for a distance of 22.00 feet to a $\frac{1}{4}$ " iron rod and the point of curvature of a curve to the right; thence along a curve to the right having a radius 160.00 feet, an arc length of 200.74 feet, chord bearing of South $40^{\circ}44'00"$ West and a chord distance of 248.00 feet to a screw hole; thence North $00^{\circ}00'00"$ West for a distance of 171.00 feet to a screw hole and the point of curvature of a curve to the left; thence along a curve to the left having a radius of 30.00 feet, an arc length of 47.12 feet, chord bearing of South $65^{\circ}00'00"$ West and a chord distance of 42.43 feet to a screw hole; thence South $10^{\circ}00'00"$ West for a distance of 87.03 feet to a $\frac{1}{4}$ " iron pin and the point of curvature of a curve to the left; thence along a curve to the left having a radius of 63.00 feet, an arc length of 33.66 feet, chord bearing of South $04^{\circ}49'00"$ West and a chord distance of 33.20 feet to a screw hole and a point on North right-of-way of U.S. Highway 90; thence South $60^{\circ}00'00"$ East along said North right-of-way of U.S. Highway 90 for a distance

of 435.24 feet back to a 1" iron rod and the POINT OF BEGINNING of the herein described parcel of land, said Parcel being contained in Section 36, Township 7 South, Range 7 West, Jackson County, Mississippi.

LOTS

Lot 3, Block 1, Singing River Mall Subdivision, Gadsden, Mississippi as per plat filed in the land records of Jackson County, Mississippi, in Plat Book 10, Page 20, on the 20th day of February, 1980, being located in a portion of U.S. Governmental Lot 2, Jackson County, Mississippi, and being more particularly described as follows to wit:

Commencing at a point where the East line of said Governmental Lot 2 intersects the North right-of-way of U.S. Highway 80, thence North 00°00'00" West along said North right-of-way of U.S. Highway 80 for a distance of 66.32 feet to a 1" iron rod; thence continue along the North right-of-way of U.S. Highway 80 North 00°00'00" West for a distance of 435.24 feet to a score hole; thence continue along the North right-of-way of U.S. Highway 80 North 00°00'00" West for a distance of 91.30 feet to a 3/4" iron pipe and the POINT OF BEGINNING of the herein described parcel of land.

From said POINT OF BEGINNING thence along a curve to the left having a radius of 05.00 feet, an arc length of 33.05 feet, chord bearing of North 24°40'01" East and a chord distance of 33.20 feet to a 1/4" iron pipe; thence North 10°00'00" East for a distance of 07.03 feet to a 3/4" iron pipe and the point of curvature of a curve to the left thence along a curve to the left having a radius of 30.00 feet an arc length of 47.12 feet, chord bearing of North 35°00'00" West and a chord distance of 42.43 feet to a score hole; thence North 00°00'00" West for a distance of 39.01 feet to a score hole and the point of curvature of a curve to the left; thence along a curve to the left having a radius of 100.00 feet, an arc length of 02.47 feet, chord bearing of South 77°30'00" West and a chord distance of 90.30 feet to a score hole; thence South 05°00'00" West for a distance of 125.00 feet to a score hole; thence South 10°00'00" West for a distance of 80.20 feet to said North right-of-way of U.S. Highway 80 and a 1/4" iron pipe; thence South 00°00'00" East along said North right-of-way of U.S. Highway 80 for a distance of 223.69 feet back to a 1/4" iron pipe and back to the POINT OF BEGINNING of the herein described parcel of land. Said Parcel being contained in Section 36, Township 7 South, Range 7 West, Jackson County, Mississippi.

EXHIBIT "M"
SPECIAL WARRANTY EXCEPTIONS

1. Taxes for the year 2003 and subsequent years and any taxes or special assessments which are not shown as existing liens by the public records.
2. Subject to any and all matters pertaining to any right, title or interest in and to any of the oil, gas and other minerals in, or under said land.
3. Subject to the gas company easements, Mississippi Power Company right of way easements, and building setback lines, as shown on the recorded plat of Singing River Mall Subdivision, as recorded in Plat Book 16, Page 20, of the Land Deed Records of Jackson County, Mississippi.
4. Easements and other rights created for the benefit of H. J. Wilton Company, Inc. ("Wilton"), and McElree's, Inc. ("McElree's"), and their successors and assigns, under Operating Agreement dated July 3, 1978, recorded in Book 621, Page 332, in the office of the Chancery Clerk of Jackson County, Mississippi, as supplemented by Supplemental to Operating Agreement between McElree's and Singing River Mall Company ("Singing River"), dated July 3, 1978, and Supplemental to Operating Agreement between Wilton and Singing River dated July 3, 1978, as amended by Joint Site Work Agreement between McElree's, Wilton, and Singing River, dated July 3, 1978, as supplemented by Supplement to Joint Site Work Agreement between McElree's and Singing River dated July 3, 1978, and Supplemental to Joint Site Work Agreement between Wilton and Singing River, dated July 3, 1978, said Operating Agreement having been further amended by First Amendment to Operating Agreement dated June 20, 1980, recorded in said Clerk's office in Book 692, Page 12, and as further supplemented by First Amendment to Supplement to Operating Agreement between Singing River, McElree's and Arroyo Real Estate Company, dated June 20, 1980, and as further supplemented by First Amendment to Supplement to Operating Agreement between Singing River, Wilton and H. J. Wilton Co., Inc., dated June 20, 1980, and as further amended by First Amendment to Joint Site Work Agreement dated June 20, 1980.
5. Subject to any and all matters pertaining to the right, title and interest in any of the oil, gas, and other minerals in, on or under said land. Nevertheless, we note that all oil, gas and mineral rights are reserved in favor of the McElree Corporation as set forth in Warranty Deed dated August 21, 1961, recorded in Land Deed Book 119, Pages 369-372. All rights of ingress and egress, and all other rights insofar as they may apply to the use of the surface for the purpose of drilling or exploring for oil, gas, and minerals on this subject property have been released and surrendered by that certain Non-Disturbance Agreement dated December 14, 1977, recorded in Land Deed Book 608, Pages 410-412, executed by Glenover Corporation and Columbia Ventures, Inc., and on file in the office of the Chancery Clerk of Jackson County, Mississippi.

6. Subject to an Easement from the Slaglog River Mall Company, a Mississippi General Partnership, to Mississippi Power Company, dated July 24, 1978, recorded in Land Deed Book 626, Pages 489-491, and filed for record on August 16, 1978, at 10:30 a.m., providing for an 80 foot easement over and across the eastern 80 feet of the subject property.
7. Subject to a Natural Gas Easement from Slaglog River Mall Company, a Mississippi General Partnership to the City of Pascagoula, Mississippi, dated August 27, 1978, recorded in Deed Book 659, Pages 395-399, Land Deed Records of Jackson County, Mississippi.
8. Subject to that certain Communications Facilities Easement executed by John Hancock Life Insurance Company, d/b/a John Hancock Mutual Life Insurance Company, to Mississippi Power Company dated January 23, 2001, recorded in Deed Book 1233, Pages 318-321 of the Land Deed Records of Jackson County, Mississippi.
9. Subject to a Memorandum of Lease from the Slaglog River Mall Company, a Mississippi General Partnership, to J. C. Penney Company, Inc. dated October 2, 1978, recorded in Deed Book 631, Pages 45-49, Land Deed Records of Jackson County, Mississippi.
10. Memorandum of Lease Executed by Slaglog River Mall Company to Sears, Roebuck and Company dated July 7, 1983, recorded in Deed Book 768, Pages 597-603, Land Deed Records of Jackson County, Mississippi.
11. Assignment of Lease executed by and between Slaglog River Mall Company as Landlord and Elit Cine Theaters, Inc. as Assignee dated May 23, 1986, recorded in Deed Book 873, Pages 674-676, Land Deed Records of Jackson County, Mississippi.
12. Short Form of Lease by and between Slaglog River Mall Company as Lessor and Elit Cine Theaters, Inc. as Lessee dated November 15, 1986, recorded in Deed Book 873, Pages 677-681, Land Deed Records of Jackson County, Mississippi.

MISSISSIPPI

3



APR 18 2014 11:03 AM
01/18/2014 01:35 PM 3 PGS
KX55110102 REP10311310

This Instrument Prepared By & Return To:

John H. Knorr, MSB 116, 3774
00001 & Vailmillson, PLLC
P.O. Box 1610
Peterson, MS 39355-1016
(228) 762-2272

Indorsed: Placed in U. S. Government Lot 2, of Fractional Sec 35-7-7, N/O Lot 7, Sec 1 of Spring Water Mts.,
Jackson County, Mississippi

STATE OF MISSISSIPPI

COUNTY OF JACKSON

WARRANTY DEED

FOR AND IN CONSIDERATION of the price and sum of Ten and No/100ths Dollars (\$10.00), cash
in hand paid, and other good and valuable considerations, the receipt of all of which is hereby
acknowledged,

SIN PROPERTIUS GAUTHIER, LLC, a Mississippi limited liability company
2800 Highway 63
Gautier, MS 39553
(228) 617-0760

does hereby convey, grant, bargain, sell, and warrant unto

SHILOH NIVER, LLC
P.O. Box 1380
Ocean Springs, MS 39566
(228) 617-0760

the following described property situated in the County of Jackson, State of Mississippi, more particularly
described as follows, to-wit:

Parcel 11

That certain parcel of land situated in U. S. Government Lot 2 of Fractional Section 35, Township 7 South, Range 7 West, Jackson County, Mississippi, and more particularly described as follows, to-wit:

Commencing at a point where the East line of said Government Lot 2 intersects the North right-of-way line of U. S. Highway 90; thence run North 00° West along the said North right-of-way line of U. S. Highway 90, a distance of 65.32 feet; thence run North 03° 32' West, a distance of 1,269.43 feet; thence run North 00° 00' West a distance of 285.00 feet; thence run North 10° 00' East, a distance of 210.00 feet; thence run North 20° 48' West a distance of 70.40 feet; thence run South 67° 00' West a distance of 40.72 feet to the Point of Beginning; thence run South 10° West a distance of 518.43 feet; thence run South 65° West, a distance of 113.07 feet; thence run South 10° West a distance of 110.00 feet; thence run North 00° West, a distance of 240.00 feet; thence run North 10° East, a distance of 110.05 feet; thence run North 80° West a distance of 62.00 feet; thence run North 10° East a distance of 527.51 feet; thence run South 00° East a distance of 270.34 feet; thence run North 67° East a distance of 141.20 feet to the Point of Beginning. Being the same property referred to as Lot 7, Block 1 of Slough River Fall Subdivision, as set apart in the Land Records of Jackson County, Mississippi, in Plat Book 10, Page 20.

Parcel 11:

Measurements, rights, and appurtenances for the benefit of Parcel 11 granted pursuant to an Operating Agreement by and between McNea's, Inc., 11 J. Wilson Co., Inc., and the Slough River Fall Company, dated July 3, 1978, recorded in Land Deed Book 623, Pages 332-403, and on file in the office of the Chancery Clerk of Jackson County, Mississippi, together with any amendments thereto.

The heretofore described two parcels of land being the same property conveyed to SM Properties Gaudier, LLC, a Mississippi limited liability company, by Special Warranty Deed dated December 10, 2003, recorded in Deed Book 1320, Pages 704-707, Land Deed Records of Jackson County, Mississippi.

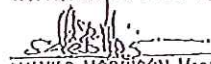
Together with all buildings and improvements situated thereon.

THIS CONVEYANCE IS SUBJECT to any and all covenants, easement, dedications, rights-of-ways, restrictions, reservations, mineral rights and interest conveyances of record, pertaining to or affecting the usage of the heretofore described real property, including rights of ingress and egress.

WITNESS THE SIGNATURE, on this 7th day of January, A.D., 2014.

SM PROPERTIES GAUDIER, LLC

BY:


STEVEN D. MORRIS, Manager

STATE OF MISSISSIPPI

COUNTY OF JACKSON

PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the within named SHAHE D. MORRISON, who acknowledged to me that he is the Manager of SMP PROPERTY SERVICES, LLC, and in such capacity that he signed, sealed, delivered, and executed the above and foregoing instrument on the date therein as the act and deed of said limited liability company, after first having been duly authorized by said limited liability company to do so.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this 7th day of January, A.D., 2014.



Shahe D. Morrison
NOTARY PUBLIC
My Commission Expires: 10/11/17

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

Council Meeting: October 21, 2019
Title: Approval of minutes from Regular Council Meeting held October 1, 2019.

Introduced by:

Contact Person/Telephone Cynthia Russell 497-8000 Ext. 302

Summary Explanation: Approval of minutes from Regular Council Meeting held October 1, 2019

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 000-2019

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 October 1, 2019 are hereby approved.

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

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 October 21, 2019.

**Tuesday
October 1, 2019
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 October 1, 2019 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, Richard Jackson, Casey Vaughan, Rusty Anderson, and Adam Colledge. Also present were Paula Yancey, City Manager; Cynthia Russell, City Clerk; Josh Danos, City Attorney and other concerned citizens. Absent was Councilman Cameron George.

**AGENDA
CITY OF GAUTIER, MISSISSIPPI
CITY HALL COUNCIL CHAMBERS
October 1, 2019 @ 6:30PM**

- I. Call to Order**
 - 1. Prayer**
 - 2. Pledge of Allegiance**
- II. Agenda Order Approval**
- III. Announcements**
 - 1. City of Gautier's Cruisin' Through the Decades Event October 6, 2019 from 11:00 a.m. – 4:00 p.m. at Singing River Mall Property**
 - 2. Petro Chevrolet and the City of Gautier presents "Rockin' the Roundabout" in Gautier on October 25, 2019 from 6pm until 8:30pm.**
 - 3. Halloween Under the Oaks on October 26th at Shepard State Park from 6-7 p.m. followed by Halloween Double feature starting at 7pm.**
- IV. Presentation Agenda**
 - 1. Domestic Violence Awareness Month Proclamation**
 - 2. Extra Mile Proclamation**
 - 3. Charlie Oaks – Sparklight**

I. Business Agenda

1. Approval of Docket of Claims

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

- 1. Approval of the 2019 City of Gautier Tax Assessments rolls**
- 2. Approval of Municipal Compliance Questionnaire for FY 2018 - 2019**
- 3. Approval of Limited Use Agreement between the City of Gautier and the Gautier Mullet & Music Fest for the Singing River Mall Site**
- 4. Approval of Sponsorship for the 2019 Gautier Mullet & Music Festival**
- 5. Authorization of City Petty Cash Funds**
- 6. Approval for road closure and traffic control for 2019 Mullet Fest**
- 7. Authorization for Change Order #1 for the NRCS Emergency Watershed Protection Program Drainage Project, approval of final pay application, and execution of close out documentation**
- 8. Authorization to Advertise for bid for the Shepard State Park Log Cabin Welcome Center, Phase III Project**
- 9. Receive August 2019 Finance Report**
- 10. Order authorizing City Manager Paula Yancey, Mayor Phil Torjusen, City Engineer Mark Seymour, and City Attorney Josh Danos to travel to Birmingham, AL**
- 11. Approval of minutes from Recessed Council Meeting held September 17, 2019.**
- 12. Approval to submit a grant application to the Mississippi Department of Archives and History for a Community Heritage Preservation Grant for the former Gautier Colored School**
- 13. Authorization to accept monetary donations for The City of Gautier's Cruisin' Through the Decades Event**
- 14. Approval of water and sewer adjustments dated October 2019 in the amount of \$9,125.78**

III. 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 until October 15, 2019 at 6:30 PM
www.gautier-ms.gov

Meeting was called to Order by Mayor Torjusen at 6:30 pm

Councilman Colledge made the motion to approve the agenda order with the following revisions:

1. Add Consent Agenda Item #15 – Acceptance of a 2018 Justice Assistance Grant (JAG Local) through the Mississippi Department of Public Safety, Division of Public Safety Planning

Councilwoman Martin seconded the motion. The vote was carried unanimously.

ANNOUNCEMENTS

1. City of Gautier's Cruisin' Through the Decades Event October 6, 2019 from 11:00 a.m. – 4:00 p.m. at Singing River Mall Property
 2. Petro Chevrolet and the City of Gautier presents "Rockin' the Roundabout" in Gautier on October 25, 2019 from 6pm until 8:30pm.
 3. Halloween Under the Oaks on October 26th at Shepard State Park from 6-7 p.m. followed by Halloween Double feature starting at 7pm.
-

PRESENTATION

1. Domestic Violence Awareness Month Proclamation
 2. Extra Mile Proclamation
 3. Charlie Oaks – Sparklight
-

CITY OF GAUTIER'S

GAUTIER
MISSISSIPPI



Nature's Playground

Cruisin'



THROUGH THE DECADES

CALLING ALL CAR ENTHUSIASTS!

RESERVED PARKING & CRUISIN' LANE FOR ALL CRUISERS

FREE CAR SHOW

ALL MAKES MODELS AND YEARS WELCOME
MULTIPLE PEOPLES CHOICE TROPHIES FOR CARS AND
BIKES

CAR SHOW



OCTOBER 6, 2019

11:00 A.M. - 4:00 P.M.

**SINGING RIVER MALL PROPERTY
GAUTIER**

Good Food



For More Information Call Gautier City Hall 228-497-8000
Facebook - City of Gautier Recreation & Community Events

Petro



& THE CITY OF GAUTIER
present

**ROCKIN' the
ROUNDABOUT**
in GAUTIER

FREE EVENT!

LIVE MUSIC
4th Friday
of the
month
6-8:30 p.m.

AUGUST 23

SEPTEMBER 27

OCTOBER 25

NOVEMBER 22



The City of Gautier presents

Halloween Under the Oaks

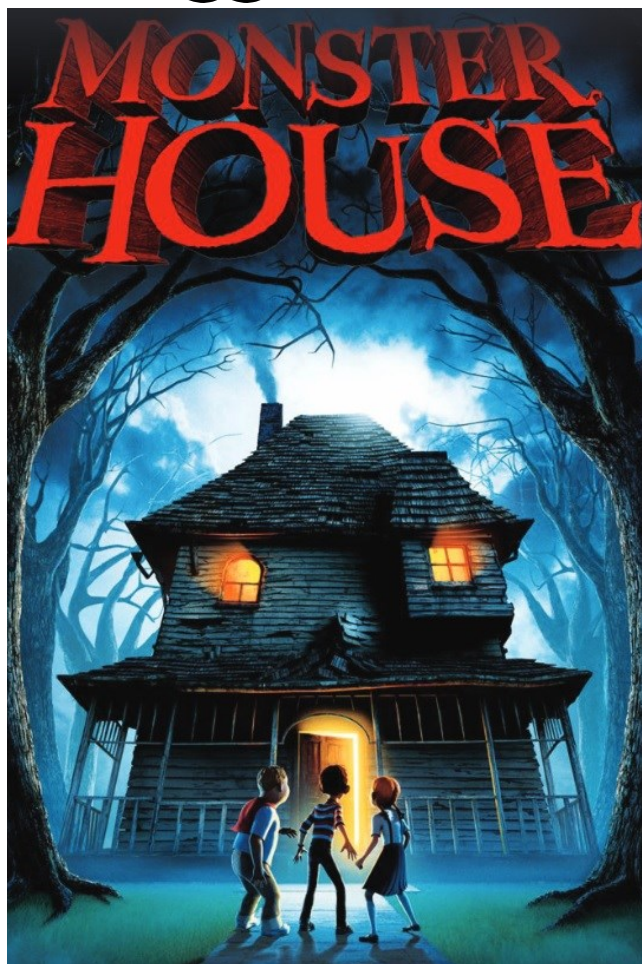
Oct. 26 at Shepard State Park

1034 Graveline Road

Enjoy Hay Rides, Halloween Treats, & Cake Walks from 6–7 p.m.

_____ followed by a _____

HALLOWEEN DOUBLE FEATURE



Showing at 7 p.m.



Showing at 9 p.m.

CITY OF GAUTIER PROCLAMATION

WHEREAS, violence against women and children continues to become more prevalent as a social problem due to the imbalance of power due to gender and age; and

WHEREAS, the problems of domestic violence are not confined to any group or groups of people but cross all economic, racial, and societal barriers; and supported by societal indifference; and

WHEREAS, the problems of domestic violence violates an individual's privacy, dignity, security, and humanity, due to systemic use of physical, emotional, sexual, psychological and economic control and/or abuse; and

WHEREAS, it is fitting to set aside a special time to bring this issue to the attention of all Mississippians so they can become better informed and involved in programs to eliminate this epidemic from our society; and

WHEREAS, the impact of domestic violence is wide ranging directly affecting women, men and children and society as a whole; and

WHEREAS, it is domestic violence victims themselves who have been in the forefront of efforts to bring peace and equality to the home;

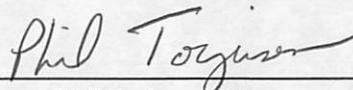
NOW, THEREFORE, BE IT RESOLVED that the Mayor of the City of Gautier, Mississippi does hereby proclaim the month of October, 2019 as:

DOMESTIC VIOLENCE AWARENESS MONTH

And encourage the citizens of our area to observe this month by joining friends, fellow employees and school, religious, and civic groups in projects that will benefit our community in the fight to stop DOMESTIC VIOLENCE.

IN TESTIMONY WHEREOF, I have hereunto affixed the seal of the City of Gautier on this the 1st day of October, 2019.

Signed



Phil Torjusen, Mayor

CITY OF GAUTIER PROCLAMATION

WHEREAS, Gautier, Mississippi is a community which acknowledges that a special vibrancy exists within the entire community when its individual citizens collectively “go the extra mile” in personal effort, volunteerism, and service; and

WHEREAS, Gautier, Mississippi is a community which encourages its citizens to maximize their personal contribution to the community by giving of themselves wholeheartedly and with total effort, commitment, and conviction to their individual ambitions, family, friends, and community; and

WHEREAS, Gautier, Mississippi is a community which chooses to shine a light on and celebrate individuals and organizations within its community who “go the extra mile” in order to make a difference and lift up fellow members of their community; and

WHEREAS, Gautier, Mississippi acknowledges the mission of Extra Mile America to create 550 Extra Mile cities in America and is proud to support “Extra Mile Day” on November 1, 2019.

NOW, THEREFORE, BE IT RESOLVED that the Mayor of the City of Gautier, Mississippi does hereby proclaim November 1, 2019 as:

Extra Mile Day

And encourage all citizens of our community to take time on this day to not only “go the extra mile” in his or her own life, but to also acknowledge all those who are inspirational in their efforts and commitment to make their organizations, families, community, country, or world a better place.

IN TESTIMONY WHEREOF, I have hereunto affixed the seal of the City of Gautier, Mississippi this the 1st day of October, 2019.

Signed

Phil Torjusen

Phil Torjusen, Mayor

Councilwoman Martin made the motion to approve the Docket of Claims, as presented, provided that all entries thereon are true, correct, properly entered, and not fraudulent. Councilman Colledge seconded the motion. The vote was carried unanimously.

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

ORDER NUMBER 204-2019

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

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	TYLER TECHNOLOGIES INC	193051	10/01/2019	08/27/2019			1,144.40	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-090-698	E-GOV SERVER SAS FEE		025-268737	09/01/2019			762.93
	001-090-698	E-GOV IPAD SAS FEE		025-268737	09/01/2019			381.47
001	M & E FEED & SEED	193270	10/01/2019	09/16/2019			128.97	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-514	DOG FOOD		5303	07/12/2019			42.99
	001-100-514	DOG FOOD		5316	08/13/2019			42.99
	001-100-514	DOG FOOD		5322	08/24/2019			42.99
001	DELTA SANITATION OF MS LLC	193271	10/01/2019	09/16/2019			35.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-698	FRAZIER PORT O LET		0001046909	08/31/2019			35.00
001	C SPIRE WIRELESS	193292	10/01/2019	09/18/2019			479.28	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-605	POLICE CELLS		0032680896	08/12/2019			479.28
001	GLOBALSTAR	193296	10/01/2019	09/19/2019			87.25	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-605	MONTHLY SERVICE		0010652800	09/16/2019			87.25
001	AT&T	193306	10/01/2019	09/23/2019			3,085.68	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-605	MONTHLY SERVICE		2284978000	09/14/2019			3,085.68
001	AT&T	193307	10/01/2019	09/23/2019			231.70	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-605	MONTHLY SERVICE		2284972172	09/14/2019			231.70
001	AT&T	193308	10/01/2019	09/23/2019			139.79	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-605	MONTHLY SERVICE		2284977070	09/14/2019			139.79
001	AT&T	193309	10/01/2019	09/23/2019			32.42	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	NCIC TELECOM		2284970262	09/14/2019			32.42
001	BAYVIEW PET MEDICAL AND DENTAL CENTER	193319	10/01/2019	09/24/2019			367.13	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-514	EXAM/VACCS/MEDS: JUSTICE		219417	09/11/2019			367.13
001	HARTTECH HEATING AND AIR	193320	10/01/2019	09/24/2019			120.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-635	SERVICE CALL:DISPATCH AC #6		149285	09/17/2019			120.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	SCOTT ANKERSON, CUSTODIAN	193324	10/01/2019	09/24/2019			52.69	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-090-500	BINDERS	05102019	05/10/2019			17.49	
	001-090-559	DRAIN FLY KILLER	06042019	06/04/2019			11.68	
	001-090-500	TAPE (CODE ENFORCEMENT)	06262019	06/26/2019			8.81	
	001-090-559	KEYS FOR GAS PUMP	07312019	07/31/2019			5.09	
	001-090-500	FLASH DRIVE	07162019	07/16/2019			9.62	
001	CINDY RUSSELL, CUSTODIAN	193325	10/01/2019	09/24/2019			81.38	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-040-559	TAGS RECREATION VEHICLES (2)	04162019	04/16/2019			24.00	
	001-040-559	TAGS UNDERCOVER TRUCKS (2)	04252019	04/25/2019			32.00	
	001-040-559	FIRSTAID KITS METER READER (2)	05222019	05/22/2019			9.63	
	001-040-559	KEY CITY HALL	06112019	06/11/2019			3.75	
	001-040-559	TAG FIRE DEPT TRUCK (1)	06122019	06/12/2019			12.00	
001	ROBERT JONES, CUSTODIAN	193326	10/01/2019	09/24/2019			24.26	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-161-535	UNIFORM BELT: MCCOY	08092019	08/09/2019			19.26	
	001-161-681	CPR CERT CARD: GRAHAM,A	09082019	09/08/2019			5.00	
001	DANTE ELBIN, CUSTODIAN	193327	10/01/2019	09/24/2019			333.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-559	HOLSTER	04082019	04/08/2019			10.69	
	001-100-559	UNL FUEL	04082019	04/08/2019			19.66	
	001-100-559	REIMB TAGS "LOST IN MAIL"	04152019	04/15/2019			-44.23	
	001-100-559	1 TAG CID F150	04152019	04/15/2019			17.25	
	001-100-559	2 CAR TAGS	04152019	04/15/2019			33.25	
	001-100-559	CLOTHES BAR (2)	04262019	04/26/2019			32.72	
	001-100-559	4 CAR TAGS	05022019	05/02/2019			49.25	
	001-100-559	1 TAG HIDTA	05142019	05/14/2019			17.25	
	001-100-559	GUN MAGAZINE (2)	05232019	05/23/2019			46.97	
	001-100-559	HOLSTER	05242019	05/24/2019			43.99	
	001-100-559	3 CAR TAGS	06032019	06/03/2019			49.25	
	001-100-559	SCRATCH FIX	07022019	07/02/2019			16.36	
	001-100-559	ICE/WATER: EXPLORERS	07032019	07/03/2019			13.34	
	001-100-559	SUB STATION SIGN	09042019	09/04/2019			10.00	
	001-100-559	TAG F-150	09182019	09/18/2010			17.25	
001	MS MUNICIPAL LEAGUE	193328	10/01/2019	09/24/2019			5,872.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-021-643	FY 2020 MML MEMBER DUES	30351	08/09/2019			5,872.00	
001	GULF REGIONAL PLANNING COMMISSION	193329	10/01/2019	09/24/2019			8,477.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-021-643	FY 2020 MPO-MGC FUNDING	MPO FY2020	08/02/2019			8,477.00	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	IDENTI-KIT SOLUTIONS	193330	10/01/2019	09/24/2019			408.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	ANNUAL SOFTWARE LICENSE		106703	09/01/2019			408.00
001	LEADSONLINE LLC	193331	10/01/2019	09/24/2019			2,148.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	TOTALTRACK PKG 10/1-9/30/20		251698	08/01/2019			2,148.00
001	SUSAN R PAROL	193332	10/01/2019	09/24/2019			110.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-022-660	CIVIL SERVICE MTGS (11)		09122019	09/12/2019			110.00
001	HOWARD W BUTLER	193333	10/01/2019	09/24/2019			100.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-022-660	CIVIL SERVICE MTGS (10)		09122019	09/12/2019			100.00
001	FUELMAN	193336	10/01/2019	09/24/2019			2,817.12	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-525	UNL FUEL		NP56926462	09/16/2019			2,076.18
	001-161-525	UNL & DSL FUEL		NP56926462	09/16/2019			518.34
	001-170-525	UNL FUEL		NP56926462	09/16/2019			176.31
	001-205-525	UNL FUEL		NP56926462	09/16/2019			46.29
001	FUELMAN	193338	10/01/2019	09/24/2019			3,304.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-090-525	UNL FUEL		NP56950030	09/23/2019			56.90
	001-100-525	UNL FUEL		NP56950030	09/23/2019			2,318.30
	001-161-525	UNL FUEL		NP56950030	09/23/2019			635.12
	001-170-525	UNL FUEL		NP56950030	09/23/2019			212.92
	001-205-525	UNL FUEL		NP56950030	09/23/2019			80.76
001	PITNEY BOWES GLOBAL FINANCIAL SERVS	193340	10/01/2019	09/24/2019			422.97	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	LEASE PMT: POSTAGE MACHINE		3309610618	09/06/2019			422.97
001	SPECIAL RISK INSURANCE COMPANY	193342	10/01/2019	09/24/2019			2,606.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-625	RENEWAL: RESERVE ACCIDENT INS		74393	08/26/2019			2,606.00
001	CHASSITY BILBO, CUSTODIAN	193346	10/01/2019	09/24/2019			30.52	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-513	PAPER PLATES		07242019	07/24/2019			6.42
	001-170-513	BAGS		07162019	07/16/2019			19.82
	001-170-513	BLACK FRAMES		08202019	08/20/2019			4.28
001	MSC 7511	193354	10/01/2019	09/25/2019			253.20	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	FNK100-01 RENTAL FEE		INV3281069	09/18/2019			152.15
	001-100-699	MPC2504EX USAGE:COLOR		INV3281069	08/18/2019			101.05

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	SINGING RIVER ELECTRIC COOPERATIVE	193358	10/01/2019	09/25/2019			788.41	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-631	BROWN FD 95237002		09152019	09/23/2019			299.00
	001-161-631	MARTIN BLUFF FD 58380001		09162019	09/24/2019			279.18
	001-201-629	SIGNAL LIGHTS 17546		09162019	09/24/2019			31.79
	001-092-631	CITY LIMIT SIGN 17546		09162019	09/24/2019			25.78
	001-100-631	MBLUFF SUB STN 58521002		09162019	09/24/2019			152.66
001	BOYS & GIRLS CLUBS OF JACKSON COUNTY INC	193359	10/01/2019	09/25/2019			833.33	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-642	AUG 2019 CLUB SUPPORT		08312019	09/25/2019			833.33
001	ALABAMA MEDIA GROUP	193360	10/01/2019	09/26/2019			18.24	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-090-615	NOTICE:AMENDMENT GPC19-18-UDO		0009322498	09/15/2019	191210		18.24
001	ACTION PRINTING CENTER INC	193361	10/01/2019	09/26/2019			94.04	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-090-500	REG ENVELOPE (1000): PLANNING		97728	09/19/2019	191163		94.04
001	INTERNATIONAL PERSONNEL MANAGEMENT ASSOC	193362	10/01/2019	09/26/2019			168.15	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-022-660	POLICE SGT TEST (5)		49152D3Y3B	08/21/2019	191150		76.00
	001-022-660	ADMIN FEE		49152D3Y3B	08/21/2019	191150		92.15
001	MID SOUTH UNIFORM & SUPPLY INC	193363	10/01/2019	09/26/2019			538.66	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-535	NAVY PANT W/BLUE STRIPE (6)		596415	09/16/2019	191209		272.16
	001-100-535	SS NAVY SHIRT (3)		596415	09/16/2019	191209		139.29
	001-100-535	NYLON RAID JACKET		596415	09/16/2019	191209		20.50
	001-100-535	CLIP ON TIE 18" (3)		596415	09/16/2019	191209		15.81
	001-100-535	NAVY BRAID (6)		596415	09/16/2019	191209		25.50
	001-100-535	LT BLUE BRAID (6)		596415	09/16/2019	191209		28.50
	001-100-535	SEW ON PATCH (6)		596415	09/16/2019	191209		6.00
	001-100-535	EMBROIDER FRONT		596415	09/16/2019	191209		5.00
	001-100-535	EMBROIDER BACK (6)		596415	09/16/2019	191209		15.00
	001-100-535	CLIP ON TIE 20" (2)		596415	09/16/2019	191209		10.90
001	MS FIRE ACADEMY	193364	10/01/2019	09/26/2019			986.01	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-681	FIRE SERV MGMNT: LORENZO, T		27693	09/13/2019	191015		415.00
	001-161-681	DRVR/OPERATOR 1002:CARLSON, C		27751	09/19/2019	191131		163.67
	001-161-681	DRVR/OPERATOR 1002:GILLESPIE, J		27751	09/19/2019	191131		163.67
	001-161-681	DRVR/OPERATOR 1002:GRAHAM, A		27751	09/19/2019	191131		163.67
	001-161-681	CPAT EXAM: DUBUISSON, D		27783	09/24/2019			40.00
	001-161-681	CPAT EXAM: HEDMAN, D		27783	09/24/2019			40.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	BELL AUTO PARTS INC	193365	10/01/2019	09/26/2019			146.10	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	BELT: EXMARK		DO57732	09/03/2019	191177		106.99
	001-170-639	PTO SWITCH: EXMARK		DO57732	09/03/2019	191177		39.11
001	MURRAY'S NURSERY	193366	10/01/2019	09/26/2019			120.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-201-559	YEL LANTANA PLANTS (40)		4225	09/19/2019	191231		120.00
001	LAWRENCE PRINTING COMPANY INC	193367	10/01/2019	09/26/2019			254.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-040-559	MINUTE BOOKS #48 & #49 (2)		41101	09/09/2019	191140		238.00
	001-040-559	SHIPPING		41101	09/09/2019	191140		16.50
001	CUSTOM PRODUCTS CORPORATION	193368	10/01/2019	09/26/2019			1,765.38	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-201-565	18X72 LADNIER RD SIGN (2)		325131	09/11/2019	191192		407.68
	001-201-565	FREIGHT		325131	09/11/2019	191192		88.07
	001-201-565	SKID CHARGE/ITEM 73"-84" LONG		325131	09/11/2019	191192		70.00
	001-201-565	18X36 US 90 SIGN (10)		325685	09/23/2019	191211		1,163.00
	001-201-565	FREIGHT		325685	09/23/2019	191211		36.63
001	MS TROPHY LLC	193369	10/01/2019	09/26/2019			60.40	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-559	NAME-SERVING BAR (2)		12886	09/13/2019	191203		56.40
	001-100-559	SHIPPING		12886	09/13/2019			4.00
001	GULF COAST ARMY NAVY STORE	193371	10/01/2019	09/26/2019			174.75	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-535	TACTICAL BDU PANT (4): SLOVER		484839	09/12/2019	191204		174.75
001	NAFECO INC	193372	10/01/2019	09/26/2019			51.50	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-535	E314RN-36 ELBECO PANT		1001013	09/11/2019	191196		42.00
	001-161-535	SHIPPING		1001013	09/11/2019	191196		9.50
001	DELTA WORLD TIRES	193373	10/01/2019	09/26/2019			68.09	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-639	26/1200-12 DEESTONE TIRE D265		130153973	09/05/2019	191194		63.09
	001-170-639	TIRE MOUNT: LAWN MOWER		130153973	09/05/2019	191194		5.00
001	ALLISTON'S SCREEN PRINTING	193375	10/01/2019	09/26/2019			198.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-535	NAVY SWEAT SET (3)		11595	09/11/2019	191206		105.00
	001-100-535	NAVY GYM SHORTS (4)		11595	09/11/2019	191206		33.00
	001-100-535	NAVY T-SHIRT W/NAME (8):SLOVER		11595	09/11/2019	191206		60.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	STAPLES BUSINESS ADVANTAGE DEPT ATL	193376	10/01/2019	09/26/2019			369.20	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-500	CS 8.5X11 COPY PAPER (10)		3424906789	09/13/2019	191199		369.20
001	CUPIT SIGNS INC	193377	10/01/2019	09/26/2019			316.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-512	CRUSIN BANNER 4X10		31497 A	09/16/2019	191201		240.00
	001-170-512	DECALS 7.5 (2): CRUSIN BANNER		R1497 A	09/16/2019	191201		40.00
	001-170-512	DECALS 5.75 (3): CRUSIN BANNER		31497 A	09/16/2019	191201		36.00
001	SPORTABOUT	193378	10/01/2019	09/26/2019			241.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-502	LOGO ON CHEER TOPS (37)		7286	09/13/2019	191202		111.00
	001-170-502	FOOTBALL JERSEY		7286	09/13/2019	191202		27.00
	001-170-502	DOZEN FLAG FTBL BELTS		7286	09/13/2019	191202		92.00
	001-170-502	FREIGHT		7286	09/13/2019	191202		11.00
001	PAUL FOX EQUIPMENT SERVICE	193380	10/01/2019	09/26/2019			1,100.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-205-639	HYDRAULIC LIFT REPAIRS		6861	09/13/2019	191165		1,100.00
001	MUNICIPAL EMERGENCY SERVICES INC	193382	10/01/2019	09/26/2019			120.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-639	FRONT CLAW KIT: FIRE DEPT		IN1380244	09/24/2019	191051		120.00
001	JERRY LEE'S	193385	10/01/2019	09/26/2019			60.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-512	CS NIAGARA BOTTLED WATER (24)		#0016	09/18/2019	191221		60.00
001	CITY OF GAUTIER 7M BOND ACCT	193387	10/01/2019	09/25/2019			7,979.41	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-000-104	TR FUND 130 MDOT REIMB		09032019	09/25/2019			7,979.41
001	CABLE ONE INC	193388	10/01/2019	09/25/2019			83.32	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-698	OCT 2019: NFD #122024383		09162019	09/23/2019			83.32
001	CABLE ONE INC	193389	10/01/2019	09/25/2019			83.32	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-698	OCT 2019: SFD #122025091		09162019	09/23/2019			83.32
001	CABLE ONE INC	193390	10/01/2019	09/25/2019			83.32	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-698	OCT 2019: CFD #122024086		09162019	09/23/2019			83.32
001	HUB INTERNATIONAL GULF SOUTH	193392	10/01/2019	09/26/2019			293,769.89	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-625	COMMERICAL PROPERTY		1609005	09/26/2019			73,090.89
	001-092-625	MARINE-BOAT COVERAGE		1609031	09/26/2019			2,903.00
	001-092-625	LAW ENFORCEMENT RENEWAL		1609110	09/26/2019			46,172.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	HUB INTERNATIONAL GULF SOUTH	193392	10/01/2019	09/26/2019			293,769.89	(CONTINUED)
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-625	GEN LIABILITY-CRIME RENEWAL	1609138	09/26/2019			65,855.00	
	001-092-625	PUBLIC OFFICIAL RENEWAL	1609108	09/26/2019			7,236.00	
	001-092-625	EMP PRACTICES LIAB RENEWAL	1609104	09/26/2019			13,622.00	
	001-092-625	COMMERCIAL AUTO RENEWAL	1609098	09/26/2019			62,891.00	
	001-092-625	AGENCY FEE	1609229	09/26/2019			22,000.00	
FUND TOTAL	1 Claims	to	Checks	54 Total	343,362.78 Manual	Held	Total	343,362.78

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Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
171	ADVANCED CONSTRUCTION & DEVELOPMENT LLC	193351	10/01/2019	09/24/2019			30,785.61	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	171-300-720	CITY PARK NATURE TRAIL		3	09/24/2019			30,785.61
FUND TOTAL 171 Claims	to	Checks	1 Total	30,785.61	Manual		Held	Total 30,785.61

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
172	JACKSON-GEORGE REGIONAL LIBRARY	193347	10/01/2019	09/24/2019			7,484.55	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	172-350-650	LIBRARY SUPPORT		SEP 2019	09/30/2019			2,138.24
	172-350-650	ADDTL AUTO MILLAGE COLLECTED		FY 2019	09/30/2019			5,346.31
FUND TOTAL 172 Claims	to	Checks	1 Total	7,484.55	Manual		Held	Total 7,484.55

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
176	AD2 INC	193272	10/01/2019	09/16/2019			501.50	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-699	HOSTING FEE SEPT 2019	3515	09/15/2019			36.50	
	176-170-699	SHOPPING CART FEE SEPT 2019	3515	09/15/2019			115.00	
	176-170-699	WEB SITE MAINT: 8/15-9/14/19	3515	09/15/2019			350.00	
176	AT&T	193310	10/01/2019	09/23/2019			51.48	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-605	SEP 2019: SSP INTERNET	285615432	09/11/2019			51.48	
176	AT&T	193311	10/01/2019	09/23/2019			149.24	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-605	MONTHLY SERVICE	2284972244	09/14/2019			149.24	
FUND TOTAL 176 Claims	to	Checks	3 Total	702.22 Manual		Held	Total	702.22

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Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
304	SEYMOUR ENGINEERING PLLC Account Number 304-510-762	193352	10/01/2019	09/24/2019			2,250.00	
		Description ENVIRONMENTAL PERMITTING		Invoice # 7202	Date 09/24/2019	P.O.	Amount	
								2,250.00
FUND TOTAL 304 Claims	to	Checks	1 Total	2,250.00	Manual		Held	Total 2,250.00

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Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
351	SAMPLE HICKS & ASSOCIATES INC Account Number 351-726-601	193348	10/01/2019	09/25/2019			5,900.00	
	Description CONSTRUCTION 50% COMPLETE			Invoice # 0919-05	Date 09/24/2019	P.O.	Amount	5,900.00
351	MAGNOLIA CONSTRUCTION CO LLC Account Number 351-726-768	193349	10/01/2019	09/24/2019			113,475.01	
	Description CONSTRUCTION 60.53%			Invoice # 3	Date 09/23/2019	P.O.	Amount	113,475.01
FUND TOTAL 351 Claims	to	Checks	2 Total	119,375.01	Manual	Held	Total	119,375.01

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
353	SEYMOUR ENGINEERING PLLC Account Number 353-726-603	193353	10/01/2019	09/25/2019			5,000.00	
		Description CULTURAL RESOURCE SURVEY		Invoice # 7197	Date 09/17/2019	P.O.	Amount	
								5,000.00
FUND TOTAL	353 Claims	to	Checks	1 Total	5,000.00 Manual		Held	Total 5,000.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
355	WAGGONER ENGINEERING INC	193350	10/01/2019	09/24/2019			91,800.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	355-723-762	DESIGN: WTR SUPPLY & TRMT		36132	09/10/2019			91,800.00
FUND TOTAL 355	Claims	to	Checks	1 Total	91,800.00 Manual		Held	Total 91,800.00

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	CITY OF GAUTIER	193269	10/01/2019	09/13/2019			43,427.11	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-680-821	ST LNS #3 90/57 SWR	09092019	09/09/2019			7,877.45	
	400-680-822	ST LNS #4 90/57 WTR	09092019	09/09/2019			10,948.67	
	400-680-822	ST LNS #4 90/57 SWR	09092019	09/09/2019			9,019.22	
	400-680-823	ST LNS #5 ALLEN RD	09092019	09/09/2019			2,149.95	
	400-680-824	ST LNS #6 OLD SPAN TR	09092019	09/09/2019			3,765.83	
	400-680-825	ST LNS #7 OLD SPAN TR	09092019	09/09/2019			9,665.99	
400	AT&T	193273	10/01/2019	09/16/2019			60.18	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-650-605	MONTHLY SERVICE	2284972276	09/06/2019			60.18	
400	MSC 7511	193321	10/01/2019	09/24/2019			406.10	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-650-698	FGYJ00-01 RENTAL FEE	INV3266999	09/10/2019			166.49	
	400-650-698	MPC4504 USAGE:B/W	INV3266999	09/10/2019			29.18	
	400-650-698	MPC4504 USAGE:COLOR	INV3266999	09/10/2019			210.43	
400	SINGING RIVER ELECTRIC COOPERATIVE	193322	10/01/2019	09/24/2019			2,645.60	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-651-631	LIFT STATIONS 20649	09152019	09/23/2019			853.40	
	400-651-631	LIFT STATIONS 28779	09152019	09/23/2019			96.46	
	400-651-631	SCHOONER WELL 20688	09112019	09/19/2019			1,450.97	
	400-651-631	LIFT STATIONS 20688	09112019	09/19/2019			244.77	
400	2018 BOND DEBT SERVICE FUND	193334	10/01/2019	09/24/2019			25,000.00	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-900-950	OCT 2019: 2018 BOND DS	10012019	10/01/2019			25,000.00	
400	ARISTA INFORMATION SYSTEMS INC	193335	10/01/2019	09/24/2019			6,194.92	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-650-698	AUG 2019 STATEMENTS	28233	09/13/2019			1,194.92	
	400-650-698	AUG 2019 POSTAGE	1425201909	09/13/2019			5,000.00	
400	FUELMAN	193337	10/01/2019	09/24/2019			69.92	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-650-525	UNL FUEL	NP56926462	09/16/2019			69.92	
400	FUELMAN	193339	10/01/2019	09/24/2019			162.64	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-650-525	UNL FUEL	NP56950030	09/23/2019			162.64	
400	SINGING RIVER ELECTRIC COOPERATIVE	193357	10/01/2019	09/25/2019			5,797.12	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-651-631	LIFT STNS 89627001	09162019	09/24/2019			71.03	
	400-651-631	LIFT STNS 89702001	09162019	09/24/2019			25.59	
	400-651-631	LIFT STNS 17881	09162019	09/24/2019			2,766.74	
	400-651-631	WATER WELLS 17881	09162019	09/24/2019			2,933.76	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	SOUTHERN PIPE & SUPPLY	193370	10/01/2019	09/26/2019			1,711.76	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-651-581	1" MIP X PVC CPLG (12)	3401789-00	09/09/2019	191166		377.64	
	400-651-581	3/4 CTSX3/4 PVC CPLG (20)	3401789-00	09/09/2019	191166		435.00	
	400-651-581	3/4 CTSXMTR SWVL NUT BALL (20)	3401789-00	09/09/2019	191166		803.00	
	400-651-583	4" CI PLASTIC X4" PLA CPLG (12)	3401789-00	09/09/2019	191166		60.00	
	400-651-581	3/4 PVC COMP COUP (12)	3401789-00	09/09/2019	191166		36.12	
400	SOUTHERN WATERWORKS SUPPLY INC	193374	10/01/2019	09/26/2019			1,064.78	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-651-581	2" SCH 40 BELL PVC PIPE (400)	81745	09/19/2019	191218		255.74	
	400-651-583	6" SDR 26 SEWER PIPE (308)	81745	09/19/2019	191218		795.74	
	400-651-583	2" SCH 40 CAP (6)	81745	09/19/2019	191218		5.84	
	400-651-583	2" SCH 40 PLUG (4)	81745	09/19/2019	191218		7.46	
400	SPORTABOUT	193379	10/01/2019	09/26/2019			36.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-535	GAUTIER GRAPHIC: 18 SHIRTS	7199	08/12/2019	191106		36.00	
400	MUSCO-GULFPORT 1227	193381	10/01/2019	09/26/2019			44.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-651-584	FLANGE KIT (4): GRAVELINE LS	0649299	09/18/2019	191226		44.00	
400	JB CUSTOM FENCE	193383	10/01/2019	09/26/2019			2,000.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-651-584	REMOV & REPL FRONT/SIDE FENCE	151	08/03/2019	191035		1,800.00	
	400-651-584	DEMO/HAUL OFF: GRAVELINE LS	151	08/03/2019	191035		200.00	
400	MAGNOLIA CONSTRUCTION CO LLC	193384	10/01/2019	09/26/2019			3,900.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-651-698	LABOR ONLY: RELOCATE FORCE MAIN	190997	09/17/2019	190997		3,900.00	
400	AT&T	193386	10/01/2019	09/25/2019			410.84	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	400-650-605	MONTHLY SERVICE	2284975234	08/14/2019			205.42	
	400-650-605	MONTHLY SERVICE	2284975234	09/14/2019			205.42	
FUND TOTAL 400 Claims to		Checks	16 Total	92,930.97 Manual		Held	Total	92,930.97

SUMMARY OF ALL FUNDS

FUND 1 Claims	to	Checks	54 Total	343,362.78 Manual	Held	Total	343,362.78
FUND 157 Claims	to	Checks	1 Total	639.00 Manual	Held	Total	639.00
FUND 171 Claims	to	Checks	1 Total	30,785.61 Manual	Held	Total	30,785.61
FUND 172 Claims	to	Checks	1 Total	7,484.55 Manual	Held	Total	7,484.55
FUND 176 Claims	to	Checks	3 Total	702.22 Manual	Held	Total	702.22
FUND 250 Claims	to	Checks	1 Total	73,390.63 Manual	Held	Total	73,390.63
FUND 304 Claims	to	Checks	1 Total	2,250.00 Manual	Held	Total	2,250.00
FUND 305 Claims	to	Checks	1 Total	20,551.00 Manual	Held	Total	20,551.00
FUND 351 Claims	to	Checks	2 Total	119,375.01 Manual	Held	Total	119,375.01
FUND 353 Claims	to	Checks	1 Total	5,000.00 Manual	Held	Total	5,000.00
FUND 355 Claims	to	Checks	1 Total	91,800.00 Manual	Held	Total	91,800.00
FUND 400 Claims	to	Checks	16 Total	92,930.97 Manual	Held	Total	92,930.97
Total for all Funds			Checks	83 Total	788,271.77 Manual	Held	Total 788,271.77

Councilman Jackson requested to pull Consent Agenda Items 2 and 8 for further discussion.

Councilwoman Martin made the motion to approve Consent Agenda Items 1, 3-7, and 9-15, as presented. Councilman Jackson seconded the motion. The vote was carried unanimously.

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

ORDER NUMBER 205-2018

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Consent Agenda Items 1, 3-7 and 9-15 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 **Councilwoman Martin**, seconded by **Councilman Jackson**, and the following vote was recorded:

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

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

ORDER NUMBER 206-2019
ORDER ADOPTING JACKSON COUNTY, MISSISSIPPI
AD VALOREM TAX ASSESSMENT ROLLS AS THE ASSESSMENT
ROLLS FOR THE CITY OF GAUTIER

WHEREAS, the 2019 ad valorem tax assessment roll of Jackson County has been filed with the Board of Supervisors; and

WHEREAS, the Chancery Clerk of Jackson County has delivered to and filed with the City Clerk a true copy of the part of the 2019 Jackson County assessment roll containing the property located within the City of Gautier; and

WHEREAS, the total assessed value of the real property within the City of Gautier is \$89,128,642.00; and

WHEREAS, the total assessed value of all personal property within the City of Gautier is \$34,441,087.00; and

WHEREAS, the total assessed value of all property, both real and personal, within the City of Gautier is \$123,569,729.00; and

NOW, THEREFORE, IT IS ORDERED that said part of the assessment rolls of Jackson County, Mississippi, filed with the City Clerk by the Chancery Clerk of Jackson County, Mississippi, is hereby adopted as the tax assessment rolls of the City of Gautier for the year 2019.

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

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

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

ORDER NUMBER 207-2019

WHEREAS, the Gautier Mullet & Music Fest has requested that the City sponsor its annual Fall Festival; and

WHEREAS, the Mayor and Members of the Council have determined that the sponsorship of the 2019 Gautier Mullet & Music Fest is an economic development tool to bring favorable notice, opportunities, possibilities and resources to the City of Gautier; and

WHEREAS, in the judgment of the Council, the sponsorship will 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 as a partial form of sponsorship, the Singing River Mall Site, currently leased by the City, will be made available as the location for the 2019 Gautier Mullet & Music Fest pursuant to the attached Limited Use Agreement.

IT IS FURTHER ORDERED that the City intends to provide further support as sponsor of the event as will be described in a future order adopted by Council.

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

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

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Chassity Bilbo, Recreation Director
Date: September 24, 2019
Subject: Approval of Limited Use Agreement between the City of Gautier and the Gautier Mullet & Music Fest for the Singing River Mall Site

REQUEST:

The Recreation Department has received a request from the Gautier Mullet and Music Festival Committee to use the Singing River Mall Site to host the 2019 Gautier Mullet and Music Festival.

BACKGROUND:

The 29th Annual Gautier Mullet and Music Festival will be held on Saturday, October 19th from 10:00 a.m. to 9:00 p.m. The free event features arts and craft vendors, live entertainment, heritage and educational displays, children's area, classic cars, and food booths.

DISCUSSION:

This Agreement shall govern the use of the Singing River Mall Site by the Gautier Mullet & Music Fest on October 19, 2019. As part of the City's sponsorship of this event, any and all applicable fees associated with use of the Singing River Mall Site are waived. The Gautier Mullet & Music Fest will be allowed to conduct the 2019 Mullet and Music Fest on the Singing River Mall Site on October 19, 2019.

The Gautier Mullet & Music Fest is responsible for setting up in preparation for the event. The Gautier Mullet & Music Fest will provide all physical items necessary to conduct the event. The Gautier Mullet & Music Fest will not keep or have any article or thing of a dangerous, flammable, or explosive character that might substantially increase the danger of fire on the premises or that might be considered hazardous by a responsible insurance company.

The Gautier Mullet & Music Fest will be responsible for cleaning up the Singing River Mall Site after the event, and will return the property to its normal condition after the event.

The Gautier Mullet & Music Fest will provide The City of Gautier with proof of liability insurance in an amount of \$1,000,000.00, to cover the event and will list the City of Gautier as an additional insured on the policy for purposes of the event.

The Gautier Mullet & Music Fest agrees to indemnify and hold harmless the City of Gautier, its employees, council members, and any other of the City's agents and assigns from any and all claims of every kind and nature arising out of or occurring directly or indirectly as a result of the event.

RECOMMENDATION:

The Recreation Department has determined that it is in the best interest of the City to approve a Limited Use Agreement for the festival as this event is an economic tool that brings into favorable notices the opportunities, possibilities, and resources of the City of Gautier.

City Council may:

- 1) Approve a Limited Use Agreement for the 2019 Gautier Mullet & Music Festival as requested;
- 2) Not approve a Limited Use Agreement for the 2019 Gautier Mullet & Music Festival as requested.

ATTACHMENT(S):

Limited Use Agreement

**LIMITED USE AGREEMENT BETWEEN THE CITY OF GAUTIER AND
THE GAUTIER MULLET & MUSIC FEST
FOR THE SINGING RIVER MALL SITE**

WHEREAS, the Singing River Mall Site (more fully depicted in the attached “Exhibit A”) is leased and maintained by the City of Gautier (hereinafter, “the City”) and owned by Singing River LLC; and

WHEREAS, the Gautier Mullet & Music Fest wishes to promote the facilities, opportunities, possibilities and resources available within the City of Gautier, by hosting a community festival on Saturday, October 19, 2019; and

WHEREAS, the City wishes to sponsor the 2019 Gautier Mullet & Music Fest (hereinafter “the event”) as an economic development tool to bring favorable notice, opportunities, possibilities and resources to the City of Gautier; and

WHEREAS, this sponsorship and the 2019 Gautier Mullet & Music Fest will be helpful toward advancing the moral, financial and other interests of the City; and

WHEREAS, the City will allow Gautier Mullet & Music Fest to use the Mall Site on October 1, 2019 as part of the sponsorship.

THEREFORE, in consideration of the above, the City and Gautier Mullet & Music Fest agree to the following terms which constitute a Limited Use Agreement of the Mall Site:

1. This Agreement shall govern the use of the Singing River Mall Site by the Gautier Mullet & Music Fest on October 19, 2019.
2. As part of the City’s sponsorship of this event, any and all applicable fees associated with use of the Singing River Mall Site are waived.
3. The Gautier Mullet & Music Fest will be allowed to conduct the 2019 Mullet and Music Fest on the Singing River Mall Site on October 19, 2019.
4. The Gautier Mullet & Music Fest is responsible for setting up in preparation for the event.
5. The Gautier Mullet & Music Fest will provide all physical items necessary to conduct the event.
6. The Gautier Mullet & Music Fest will not keep or have any article or thing of a dangerous, flammable, or explosive character that might substantially increase the danger of fire on the premises or that might be considered hazardous by a responsible insurance company.

7. The Gautier Mullet & Music Fest will be responsible for cleaning up the Singing River Mall Site after the event, and will return the property to its normal condition after the event.
8. The Gautier Mullet & Music Fest will provide The City of Gautier with proof of liability insurance in an amount of \$1,000,000.00, to cover the event and will list the City of Gautier as an additional insured on the policy for purposes of the event.
9. The Gautier Mullet & Music Fest agrees to indemnify and hold harmless the City of Gautier, its employees, council members, and any other of the City's agents and assigns from any and all claims of every kind and nature arising out of or occurring directly or indirectly as a result of the event.
10. Both parties acknowledge that this agreement is for the limited purpose of governing the activities being conducted by Gautier Mullet & Music Fest on October 19, 2019, and that any future use will require a separate use agreement as may be appropriate.
11. Both parties acknowledge that this agreement, its enforcement, and the interpretation of its provisions shall be governed by the laws of the State of Mississippi.
12. The points of contact for purposes of this agreement are:

Name: Chassity Bilbo

Name: _____

Entity: City of Gautier

Entity: Gautier Mullet & Music Fest

Phone: (228) 497-8000

Phone: _____

In the event of any problems or questions, the parties agree that they will go through the point of contact listed in this agreement to resolve any issues.

BY:

BY:

Paula Yancey, City Manager

Gautier Mullet & Music Fest

DATE: _____

DATE: _____

ATTEST:

CYNTHIA RUSSELL
CITY CLERK

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

ORDER NUMBER 208-2019

WHEREAS, the Gautier Mullet and Music Festival will be held on October 19, 2019; and

WHEREAS, the Gautier Mullet and Music Festival has requested that the City sponsor the event by providing in-kind services, including but not limited to the following:

- i) Advertisement of the event on the City's electronic signs;
- ii) Provision of traffic control at the event (2 officers with an all-terrain vehicle);
- iii) Provision of 4 sets of bleachers;
- iv) Banner placement at the highway city entrances;
- v) Provision of the 16X16 wooden stage;
- vi) Provision of the large and small tents; and
- vii) Provision of 4 night light plants.

WHEREAS, in exchange for these services, the City of Gautier will be recognized as a sponsor of this event; and

WHEREAS, the Mayor and Members of the Council have determined that the sponsorship of the 2019 Gautier Mullet & Music Festival is an economic development tool to bring favorable notice, opportunities, possibilities and resources to the City of Gautier; and

WHEREAS, in the judgment of the Council, the sponsorship will 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 sponsorship described above is hereby approved.

IT IS FURTHER ORDERED that, as an additional form of sponsorship, the Singing River Mall Site, currently leased by the City, will be made available as the location for the 2019 Gautier Mullet & Music Fest pursuant to the previously approved Limited Use Agreement.

IT IS FURTHER ORDERED that the City Manager and City Clerk are authorized to execute any and all documents necessary for this purpose.

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

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Chassity Bilbo, Recreation Director
Date: 9/24/2019
Subject: 2019 Gautier Mullet & Music Festival Sponsorship

REQUEST:

The Recreation Department has received a request from the Gautier Mullet and Music Festival Committee to sponsor the 2019 Gautier Mullet and Music Festival by providing in-kind services.

BACKGROUND:

The 29th Annual Gautier Mullet and Music Festival will be held on Saturday, October 19th from 10:00 a.m. to 9:00 p.m. The free event features arts and craft vendors, live entertainment, heritage and educational displays, children's area, classic cars, and food booths.

DISCUSSION:

Gautier Mullet and Music Festival have requested that the City sponsor the event by providing in-kind services, including but not limited to the following:

1. Advertisement of the event on the City's electronic signs
2. Provision of traffic control at the event (2 officers with an all-terrain vehicle);
3. Provision of 4 sets of bleachers
4. Banner placement at the highway city entrances
5. Provision of the 16X16 wooden stage
6. Provision of the large and small tents
7. Provision of 4 night light plants

RECOMMENDATION:

The Recreation Department has determined that it is in the best interest of the City to provide sponsorship for the festival as this event is an economic tool that brings into favorable notices the opportunities, possibilities, and resources of the City of Gautier.

City Council may:

- 1) Approve a sponsorship for the 2019 Gautier Mullet & Music Festival as requested;
- 2) Not approve a sponsorship for the 2019 Gautier Mullet & Music Festival as requested.

ATTACHMENTS:

1. Special Event Request 2019



CITY OF GAUTIER

SPECIAL EVENT PERMIT APPLICATION

Submit This Form to the City Clerk Office at least thirty (30) days prior to requested event.

(Please print or type all information below)

Event Information:
Date of Event 10/19/2019 Day or Week SATURDAY Starting Time 9:00 (AM/PM)
Ending Time: 9:00 AM/PM Proposed Location of the Event: DOLPHIN @ OLD MALL
Describe the type of event to be conducted: FESTIVAL

Reason for Event, Demonstration or March:
GAUTIER MULLET & MUSIC FESTIVAL
(ANNUAL FALL FESTIVAL)

If Event includes a city property or streets, give proposed route:

- | | (Street) | (Direction Turn) | (Street) |
|----|---|------------------------|----------|
| 1. | <u>DOLPHIN ST</u> | <u>NORTH OF HWY 90</u> | |
| 2. | <u>OLD MALL PROPERTY - WEST END</u> | | |
| 3. | <u>EXTENDED AROUND FOUNTAIN + EASTWARD.</u> | | |
| 4. | | | |
| 5. | | | |

ATTACH A DETAILED MAP OF THE PROPOSED ROUTE IF REQUESTING A STREET CLOSURE FOR THE EVENT. ATTACH A LIST OF THE ADJACENT BUSINESS OWNERS

Applicant Information:

Organization:
Name: GAUTIER MULLET & MUSIC FEST Phone: (281) 218-6695
Address: P.O. BOX 852 GAUTIER, MS 39553
City State Zip
Type of Organization: CIVIC Profit: ☒ Non-Profit Federal ID# 64-8827574
(Religious, Civic, Social, Etc.)

Individual Making Application for Organization:

Name: GUY CAGNOLAN Phone (Home): (228) 218-6649
Address: 1908 SANDY POINT CIRCLE Phone (Work): ()
City: GAUTIER State: MS Zip Code: 39553
Position with Organization: TREASURER, FINANCIAL OFFICER

Individual(s) Responsible for keeping order and maintenance:

Name: DAVID DIBONA Phone (H): (228) 218-9272 (W) ()
Name: Phone (W): () (W) ()

Public Demonstrations and Parades are covered under city of Gautier Code of Ordinances

Requirements of Applicant:

- | | | |
|--|--|---|
| ☐ Security | ☐ Clean up During Event | ☐ Staging |
| ☐ Traffic Direction | ☐ Clean up After Event | ☐ Fencing |
| ☐ Barricades | ☐ Trash Receptacles/Bag | ☒ Other |
| ☐ Set Up Barricades | | |

SEE LIST PROVIDED

In applying for this permit, I the undersigned, as the responsible individual of the above named organization; AGREE TO HOLD THE CITY OF GAUTIER FREE AND HARMLESS OF ANY LIABILITY WHICH MAY RESULT FROM SAID EVENT, AND ACCEPT FULL RESPONSIBILITY FOR ANY SUCH LIABILITY.

Applicant's Signature: Guy Cagnol

Date: 9/15/19

FOR OFFICE USE ONLY

Date Rec'd: _____ Received By: _____
Event has been: _____ Disapproved: _____
Approval/Disapproval Authority: _____
Date: _____

GAUTIER MULLET AND MUSIC FEST OCTOBER 17, 2019

List of "In Kind" services from the City of Gautier that GMMF is requesting:

1. Flashing yellow signs on Gautier Vancleave Rd. and Hwy. 90 two weeks prior to festival. Also, City Hall "Movie" sign.
2. Police security/traffic control
3. Bleachers – 4 sets
4. Setting up and taking down barricades, orange plastic fencing as required
5. Banner placement – 4 X 8, highway city entrances
6. Small pre-made wooden stage(s), 16X16 interlocking
7. Small gator ATV's – what is available?
8. Large and small tent set up, take down – 30X50 & 20X20
9. Provision of 4 Night Light Plants
10. Tables and Chairs from Senior Center

Administrative

11. Special Event Permit Approval
12. Use Agreement
13. Coordinated Ambulance service – arranging through Acadian Ambulance Service
- 14.

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

RESOLUTION NUMBER 037-2019

WHEREAS, MCA § 7-7-60, Miss. Code Ann. (1972), provides authority for municipalities to operate petty cash funds in accordance with regulations set forth by the Office of the State Auditor; and

WHEREAS, said regulations require that establishment of petty cash funds be authorized by the governing authority and spread upon the minutes; and

WHEREAS, the City has determined that petty cash funds are necessary for the continued efficient operation of City business;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Gautier, Mississippi:

SECTION 1. That a petty cash fund is hereby issued to the following custodians to be used for legally budgeted purposes:

1. City Clerk	\$200.00
2. Planning Director	\$200.00
3. Police Chief	\$800.00
4. Fire Chief	\$150.00
5. Recreation Director	\$200.00

SECTION 2. That cash funds shall be spent for purchases in accordance with purchasing laws of the State and the policies of the City.

SECTION 3. That the City Manager or City Clerk is authorized to execute any and all documents necessary for this purpose.

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

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by the Mayor and Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

**RESOLUTION APPROVING CLOSURE OF ROADS AND TRAFFIC CONTROL
MEASURES AS DESCRIBED IN THE APPLICATION FOR SPECIAL EVENT PERMIT
SUBMITTED BY THE GAUTIER MULLET AND MUSIC FEST**

RESOLUTION NUMBER 038-2019

WHEREAS, the Gautier Mullet and Music Festival has made a request for road closure of portions of Dolphin Drive as more fully described in an application for special permit submitted on September 15, 2019; and

WHEREAS, the purpose of the road closure is to conduct the 2019 Gautier Mullet and Music Fest; and

WHEREAS, pursuant to Miss. Code Ann. 21-27-3, municipalities have full jurisdiction over city streets; and

WHEREAS, pursuant to that jurisdiction, cities may close public streets temporarily for public purposes, e.g., parades, festivals, regulation of traffic or other valid purposes under the police power; and

WHEREAS, this authority would include the ability to temporarily close streets to prevent injury to, destruction of, or interference with public or private property, based upon a finding of necessity; and

WHEREAS, based on the application submitted by the Gautier Mullet and Music Fest, the Mayor and Members of Council hereby find that closure of the relevant public streets for the time period requested is necessary to prevent injury to, destruction of, or interference with public or private property;

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Gautier, Mississippi that the request for road closure of portions of Dolphin Drive as more fully described in an application for special permit dated September 15, 2019 is hereby approved.

BE IT, FURTHER RESOLVED that associated traffic and crowd control is hereby approved, subject to the discretion and judgment of the Police Chief;

BE IT, FURTHER RESOLVED that the Council authorizes the City Manager or Clerk to execute all documents necessary for this purpose.

The motion to approve the foregoing resolution was made by **Councilwoman Martin**, seconded by **Councilman Jackson**, and the following vote was recorded:

AYES:	Phil Torjusen Mary Martin Richard Jackson Casey Vaughan Rusty Anderson Adam Colledge
--------------	---

NAYS:	None
--------------	-------------

ABSENT: Cameron George

WHEREUPON, the Mayor and Members of the Council of the City of Gautier, Mississippi, declared the motion carried and the Resolution adopted this the 1st day of October, 2019.

MAYOR

ATTEST:

CITY CLERK



CITY OF GAUTIER

SPECIAL EVENT PERMIT APPLICATION

Submit This Form to the City Clerk Office at least thirty (30) days prior to requested event.

(Please print or type all information below)

Event Information:
Date of Event 10/19/2019 Day or Week SATURDAY Starting Time 9:00 (AM/PM)
Ending Time: 9:00 AM/PM Proposed Location of the Event: DOLPHIN @ OLD MALL
Describe the type of event to be conducted: FESTIVAL

Reason for Event, Demonstration or March:

GAUTIER MULLET & MUSIC FESTIVAL
(ANNUAL FALL FESTIVAL)

If Event includes a city property or streets, give proposed route:

- | (Street) | (Direction Turn) | (Street) |
|--|------------------------|----------|
| 1. <u>DOLPHIN ST</u> | <u>NORTH OF HWY 90</u> | |
| 2. <u>OLD MALL PROPERTY - WEST END</u> | | |
| 3. <u>EXTENDED AROUND FOUNTAIN + EASTWARD.</u> | | |
| 4. _____ | | |
| 5. _____ | | |

ATTACH A DETAILED MAP OF THE PROPOSED ROUTE IF REQUESTING A STREET CLOSURE FOR THE EVENT. ATTACH A LIST OF THE ADJACENT BUSINESS OWNERS

Applicant Information:

Organization:

Name: GAUTIER MULLET & MUSIC FEST Phone: (228) 218-6695

Address: P.O. BOX 852 GAUTIER, MS 39553
City State Zip

Type of Organization: CIVIC Profit: ☒ Non-Profit Federal ID# 64-8827374
(Religious, Civic, Social, Etc.)

Individual Making Application for Organization:

Name: GUY CAGNOLATI Phone (Home): (228) 218-6649

Address: 1908 SANDY POINT CIRCLE Phone (Work): _____

City: GAUTIER State: MS Zip Code: 39553

Position with Organization: TREASURER, FINANCIAL OFFICER

Individual(s) Responsible for keeping order and maintenance:

Name: DAVID DIBONA Phone (H): (228) 218-9272 (W) _____

Name: _____ Phone (W): _____ (W) _____

Public Demonstrations and Parades are covered under city of Gautier Code of Ordinances

Requirements of Applicant:

- | | | |
|--|--|---|
| ☐ Security | ☐ Clean up During Event | ☐ Staging |
| ☐ Traffic Direction | ☐ Clean up After Event | ☐ Fencing |
| ☐ Barricades | ☐ Trash Receptacles/Bag | ☒ Other |
| ☐ Set Up Barricades | | |

SEE LIST PROVIDED

In applying for this permit, I the undersigned, as the responsible individual of the above named organization: AGREE TO HOLD THE CITY OF GAUTIER FREE AND HARMLESS OF ANY LIABILITY WHICH MAY RESULT FROM SAID EVENT, AND ACCEPT FULL RESPONSIBILITY FOR ANY SUCH LIABILITY.

Applicant's Signature: _____

Date: 9/15/19

FOR OFFICE USE ONLY

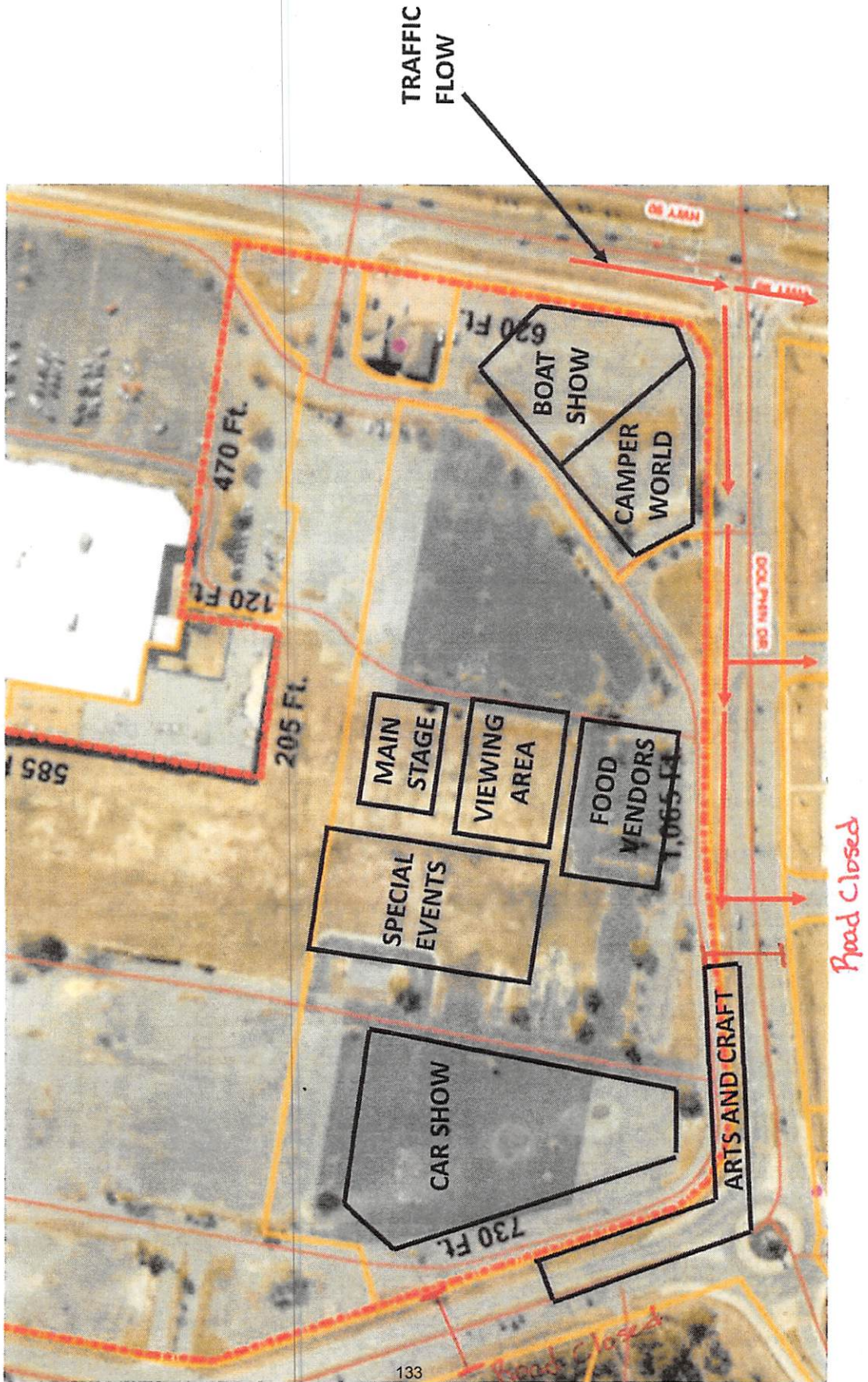
Date Rec'd: _____ Received By: _____

Event has been: _____

Approved: _____ Disapproved: _____

Approval/Disapproval Authority _____

Date: _____



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

ORDER NUMBER 209-2019

WHEREAS, The Emergency Watershed Protection Program (EWP) was established by Congress to respond to emergencies created by natural disasters; and

WHEREAS, 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; and

WHEREAS, the City was notified via email on June 6, 2018, that it had received an estimated \$133,031.25 (\$120,937.50 for construction and \$12,093.75 for engineering) in Emergency Watershed Protection Program grant funds for drainage work in various locations across the City; and

WHEREAS, J E Borries, Inc. has completed this project to the satisfaction of the City and the City's engineer's; and

WHEREAS, the attached change order reflects a reduction in the contract price due to quantity adjustments, as well as a reduction in the contract time; and

WHEREAS, closeout documentation must be completed and approved, which includes the Certificate of Substantial Completion; and

WHEREAS, the Council finds it is in the best interest of the City of Gautier to approve the change order, approve the final pay application, and authorize execution of close-out documentation;

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Change Order #1 for the NRCS Emergency Watershed Protection Program Drainage Project is approved.

IT IS FURTHER ORDERED that the final pay application is hereby approved.

IT IS FURTHER ORDERED that execution of the close-out documentation is hereby approved and authorized.

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

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

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

NAYS: None

ABSTENT: Cameron George

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Stennett, Grants Administrator
Date: 9/24/2019
Subject: NRCS Emergency Watershed Protection Program Drainage Project (2018 Round of Funding) - Change Order #1, Pay Application, and Close-out Documentation

REQUEST:

The Grants and Projects Department requests City Council authorization for Change Order #1 for the Emergency Watershed Protection Program Drainage Project, approval of the final pay application in the amount of \$108,863.90, and execution of close-out documentation.

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 June 6, 2018, that it had received an estimated \$133,031.25 (\$120,937.50 for construction and \$12,093.75 for engineering) in Emergency Watershed Protection Program grant funds for drainage work in various locations across the City. The City has remaining funds provided by Jackson County for the 2017 round of NRCS funding that will cover the local match.

This project includes 1,500 feet of debris removal on Brown Road and bank erosion repairs (grouted rock riprap) at Pamela Drive, Perkinson Road, South Haven Road, and Woodbury Road.

DISCUSSION:

J.E. Borries, Inc. has completed this project to the City's and the engineer's satisfaction. This change order reflects a reduction in the contract price due to quantity adjustments, as well as a reduction in the contract time. Closeout documentation to be approved includes the Certificate of Substantial Completion.

RECOMMENDATION:

The Grants & Projects Director requests authorization for Change Order #1 for the Emergency Watershed Protection Program Drainage Project, approval of the pay application in the amount of \$108,863.90, and execution of close-out documentation as presented.

City Council may:

- 1) Authorize Change Order #1, approve the pay application in the amount of \$108,863.90, and authorize execution of close-out documentation; or
- 2) Not authorize Change Order #1, not approve the pay application in the amount of \$108,863.90, and not authorize execution of close-out documentation as presented.

ATTACHMENTS:

1. Recommendation Letter, Certificate of Substantial Completion, Change Order 1, Pay App 1



September 24, 2019

Paula Yancey
City Manager
City of Gautier
3330 U.S. Highway 90
Gautier, MS 39553

Re: Closeout Package – NRCS 5 EWP Areas, Gautier, MS

Dear Ms. Yancey

Following your review, I request the following items be presented to the Council for consideration of approval at the next City Council meeting:

- The enclosed Certificate of Substantial Completion dated August 30, 2019, which reflects the initial request by the Contractor. A Substantial Completion walk through was performed and the Contractor addressed all comments that were documented. I recommend the City approve this Certificate of Substantial Completion dated August 30, 2019.
- The enclosed Summary Change Order that reflects the actual quantities of materials installed and actual time of completion for the project. This Change Order decreases the Contract amount and decreases the Contract time. I recommend the City approve this Change Order #1 effectively decreasing the Contract amount by \$48,783.60 and decreasing the Contract Time by 53 days.
- The enclosed Pay Application #1 in the amount of \$108,863.90. This pay application is for 100% of the total Contract amount should it be amended in the amount above. In addition, and enclosed, are the Contractor's Consent of Surety to Final Payment, Release of Liens, and Affidavit of Payment of Debts & Claims. With the submittal of these documents and having addressed all punch list items as part of Substantial Completion, it is now appropriate to approve payment to the Contractor, which would include the releasing of retainage. Therefore, I recommend that the City approve Payment to J.E. Borries, Inc. in the amount of \$108,863.90.

Should you have any questions, please do not hesitate to contact me at (228) 223-4588 or rbryant@seymoureng.com.

Sincerely,
SEYMOUR ENGINEERING

A handwritten signature in black ink, appearing to read 'D. R. Bryant', is written over the printed name.

D. Reed Bryant, P.E.
Project Engineer

Enclosed: Substantial Completion Certificate
Change Order #1 (Summary)
Pay Application #1 (100% including releasing of retainage)
Contractor's Consent of Surety to Final Payment
Contractor's Release of Liens
Contractor's Affidavit of Payment of Debts and Claims

Certificate of Substantial Completion

Project: Natural Resources Conservation Service, 5 E.W.P. Areas	Owner: City of Gautier	Owner's Contract No.:
Contract: Natural Resources Conservation Service, 5 E.W.P. Areas		Date of Contract: 7-2-2019
Contractor: J.E. Borries, Inc., 16701 Highway 57, Vancleave, MS 39565		Engineer's Project No.: 18-066.08

This [tentative] [definitive] Certificate of Substantial Completion applies to:

☒ All Work under the Contract Documents:

☐ The following specified portions:

August 30, 2019

Date of Substantial Completion

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor and Engineer, and found to be substantially complete. The Date of Substantial Completion of the Project or portion thereof designated above is hereby declared and is also the date of commencement of applicable warranties required by the Contract Documents, except as stated below.

A definitive list of items to be completed or corrected is attached hereto. This list may not be all-inclusive, and the failure to include any items on such list does not alter the responsibility of the Contractor to complete all Work in accordance with the Contract Documents.

The responsibilities between OWNER and CONTRACTOR for security, operation, safety, maintenance, heat, utilities, insurance and warranties shall be as provided in the Contract Documents except as amended as follows:

☐ Amended Responsibilities

☒ Not Amended

Owner's Amended Responsibilities:

N/A

Contractor's Amended Responsibilities:

N/A

The following documents are attached to and made part of this Certificate:

Certificate of Substantial Completion Punch List and Memo

This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents nor is it a release of Contractor's obligation to complete the Work in accordance with the Contract Documents.

D. R. B. B. B.

Executed by Engineer

September 20, 2019

Date

Robert A. Hodges

Accepted by Contractor

9/24/19

Date

Accepted by Owner

Date



CERTIFICATE OF SUBSTANTIAL COMPLETION

September 20, 2019

MEMO #1

RE: Natural Resources Conservation Service, 5 E.W.P. Areas, Gautier, MS

This Certificate of Substantial Completion serves to cease the Contract Time on August 30, 2019. All punch list items have been addressed and there are no other items remaining at this time.

Please be aware, this date of Substantial Completion is not definitive until accepted by the Owner.

CHANGE ORDER

OWNER:

The City of Gautier
3330 U.S.-90
Gautier, MS 39553

CHANGE ORDER NO. 1**DATE:** September 20, 2019**CONTRACTOR:**

J.E. Borries, Inc.
16701 Highway 57
Vanceleave, MS 39565

ENGINEER: Seymour Engineering, PLLC**PROJECT:** NRCS, 5 EWP Areas
Gautier, Mississippi

SUMMARY:

This change order serves to decrease the contract amount and contract time.

The final project Quantities have been adjusted as can be seen on the next page. With these adjustments, at the Contract Unit price, the total Net Change to the Contract Amount is minus (-) \$48,783.60.

The Contract time is amended by minus (-) 53 days.

THE CONTRACT QUANTITY ADJUSTMENTS ARE SHOWN ON THE NEXT PAGE

NATURAL RESOURCES CONSERVATION SERVICE

5 E.W.P. AREAS

CITY OF GAUTIER

SUMMARY CHANGE ORDER QUANTITY CHANGES

Contractor J.E. Borries, Inc.
Address 16701 Hwy 57
City, State Vancleave, MS 39565

		ORIGINAL		NET CHANGES (+/-)		FINAL	
Item No.	Description	Unit	Quantity	Extension	Quantity	Extension	Quantity
BASE BID							
1	Debris Removal (Area 1 - Brown Road)	LF	1,640	\$ 18,040.00	0.00	\$0.00	1,640
2	Demolition (Areas: 2, 3, 4, & 5)	EA	4	\$ 16,000.00	0.00	\$0.00	4
3	Unclassified Excavation / Haul (PMA)	CY	648	\$ 5,480.00	0.00	\$0.00	648
4	20# Ramp (PMA)	TUN	1,045	\$ 83,600.00	(621.17)	(\$49,693.69)	423.83
5	Geotextile Fabric	SY	1,071	\$ 2,677.50	0.00	\$0.00	1,071
6	Flowable Grout Slurry	CY	98	\$ 11,700.00	(10.00)	(\$1,300.00)	88
7	Erosion Control Blanket	CY	125	\$ 1,250.00	25.00	\$250.00	150
8	Conservation Fertilizer (13-13-13)	LBS	20	\$ 200.00	0.00	\$0.00	20
9	Plant Establishment	SY	40	\$ 400.00	40.00	\$400.00	80
10	Solid Sod (Centipede)	SY	30	\$ 600.00	338.00	\$6,760.00	368
11	Silt Fence	LF	200	\$ 1,600.00	(200.00)	(\$1,600.00)	0
12	Straw Waddies	EA	30	\$ 3,600.00	(30.00)	(\$3,600.00)	0
BASE BID (SUBTOTAL)				\$ 146,147.50		(\$48,783.60)	\$ 97,363.90
A1-1	Remove 8" PVC / Replace with 8" D.I.P. at Crossing (Area 3)	LS	1	\$ 4,000.00	0	\$0.00	1
A1-2	Remove 8" PVC / Replace with 8" D.I.P. at Crossing (Area 4)	LS	1	\$ 4,000.00	0	\$0.00	1
A1-3	Remove 8" PVC / Replace with 8" D.I.P. at Crossing (Area 5)	LS	1	\$ 3,500.00	0	\$0.00	1
ADDITIVE ALTERNATE BID (SUBTOTAL)				\$ 11,500.00		\$0.00	\$ 11,500.00
TOTALS				\$ 157,647.50		(\$48,783.60)	\$ 108,863.90

THE CONTRACT IS AMENDED AS SHOWN BELOW:

(Not valid until executed by the Owner, Engineer, and Contractor)

The original Contract Sum:	\$157,647.50
Net Change by previously authorized Change Orders:	\$0.00
The Contract Sum prior to this Change Order was:	\$157,647.50
The Contract Sum will now Change (-):	(\$48,783.60)
The New Contract Sum including this Change Order will be:	\$108,863.90

The original Contract Time:	7/24/2019
Net Change by previously authorized Change Orders:	0
The Date of Substantial Completion prior to this Change Order:	10/22/2019
The Contract Time will now Change by (+) days:	(53)
The New Date of Substantial Completion will be:	8/30/2019

CONTRACTOR:

ENGINEER:

OWNER:

By: <u>Robert A. Hodges</u>	By: <u>[Signature]</u>	By: _____
Date: <u>9/24/19</u>	Date: <u>9/20/2019</u>	Date: _____

APPLICATION AND CERTIFICATE FOR PAYMENT

TO OWNER: *City of Gaultier*

PROJECT:

PAGE ONE OF 2 PAGES

FROM CONTRACTOR:

*J.E. Barries, Inc.
16701 Hwy 57
Vandeventer, MS. 39565*

Seymour Engineering

*Application / Resources Conservation
Service - Emergency Watershed
Project No. 15-05-001-001
Applicant: City of Gaultier
Contract Date: 9/23/19*

CONTRACT FOR Erosion and Sediment Control - Emergency Watershed Project

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract
Contract Number: 15-05-001-001

1. ORIGINAL CONTRACT SUM

\$157,647.50

2. Net change by Change Orders

\$-48,783.50

3. CONTRACT SUM TO DATE (Line 1 + 2)

\$108,863.90

4. TOTAL COMPLETED & STORED TO DATE

\$108,863.90

5. RETAINAGE:

a. 10.0% of Completed Work

\$0

(Contains D+E on Continuation Sheet)

b. 10.0% of Stored Material

\$0

(Contains F on Continuation Sheet)

Total Retainage (Line 5a + 5b) or

Total in Column I of Continuation Sheet

\$0

6. TOTAL EARNED LESS RETAINAGE

\$108,863.90

(Line 4 less Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT

\$0

(Line 6 from prior Certificate)

8. CURRENT PAYMENT DUE

\$108,863.90

9. BALANCE TO FINISH, INCLUDING RETAINAGE

\$0

(Line 3 less Line 6)

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month		-48,783.50
TOTALS		
NET CHANGES by Change Order	-48,783.50	

CONTRACTOR: *J.E. Barries, Inc.*

By: *Robert A. Hedges* Date: *9/24/19*

Pgs. Coordinator

CERTIFICATE FOR PAYMENT

In accordance with Contract Documents, I, the undersigned, certify that the Contractor's work and the materials and equipment used in the work are in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that the Contractor's payment is now due.

AMOUNT CERTIFIED: *\$108,863.90*

I, the undersigned, certify that the Contractor's work and the materials and equipment used in the work are in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that the Contractor's payment is now due.

ARCHITECT: *ENR/NEER*

By: *D. R. B. J.* Date: *9/24/19*

This Certificate is not valid unless the AMOUNT CERTIFIED is payable only to the Contractor named herein, less retainage, payment and acceptance of payment are without prejudice to any rights of the Owner of Contractor under the Contract.



NATURAL RESOURCES CONSERVATION SERVICE

S.E.W.P. AREAS

CITY OF GAUTIER

QUANTITY TRACKING

Contractor J.E. Boring, Inc.
Address 16701 Hwy 37
City, State Vandenberg, MS 39565

Item No.	Description	Unit	Unit Price	Quantity	Extension	NET CHANGES (+/-)	Quantity	Extension
BASE BID				ORIGINAL		NET CHANGES (+/-)	FINAL	
1	Ditch Removal (Area 1 - Boring Road)	LF	\$ 11.00	1,640	\$ 18,040.00	8.00	1,640	\$ 18,040.00
2	Demolition (Areas 2, 3, 4, 6&7)	EA	\$ 4,000.00	4	\$ 16,000.00	\$4.00	4	\$ 16,000.00
3	Unclassified Excavation / Haul (7'3")	CY	\$ 10.00	648	\$ 6,480.00	8.00	648	\$ 6,480.00
4	200# Riprap (7'3")	TON	\$ 80.00	1,045	\$ 83,600.00	(621.17)	423.83	\$ 33,906.40
5	Contractor Fabric	SY	\$ 2.50	1,071	\$ 2,677.50	8.00	1,071	\$ 2,677.50
6	Flowable Grout Slurry	CY	\$ 130.00	90	\$ 11,700.00	(10.60)	80	\$ 10,400.00
7	Erosion Control Blanket	CY	\$ 10.00	125	\$ 1,250.00	25.00	150	\$ 1,500.00
8	Combination Fertilizer (13-13-13)	LBS	\$ 10.00	20	\$ 200.00	0.00	20	\$ 200.00
9	Plant Establishment	SY	\$ 10.00	40	\$ 400.00	40.00	80	\$ 800.00
10	Solid Soil (Compacted)	SY	\$ 20.00	20	\$ 400.00	332.80	352.80	\$ 7,056.00
11	Silt Fence	LF	\$ 8.00	200	\$ 1,600.00	(200.00)	0	\$ -
12	Stave Waddles	EA	\$ 120.00	20	\$ 2,400.00	(20.00)	0	\$ -
BASE BID (SUBTOTAL)					\$ 146,147.50			\$ 97,363.90
Alt-1	Remove 8" PVC / Replace with 8" D.I.Pat Crossing (Area 3)	LS	\$ 4,000.00	1	\$ 4,000.00	0	1	\$ 4,000.00
Alt-2	Remove 8" PVC / Replace with 8" D.I.Pat Crossing (Area 4)	LS	\$ 4,000.00	1	\$ 4,000.00	0	1	\$ 4,000.00
Alt-3	Remove 8" PVC / Replace with 8" D.I.Pat Crossing (Area 5)	LS	\$ 3,500.00	1	\$ 3,500.00	0	1	\$ 3,500.00
ADDITIVE ALTERNATE BID (SUBTOTAL)					\$ 11,500.00			\$ 11,500.00
TOTALS					\$ 157,647.50	(\$48,783.60)		\$ 108,863.90



CERTIFICATE OF LIABILITY INSURANCE

Received Time 9:55 AM 24 Sep 2019
 9/24/2019

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 BXS Insurance P.O. Drawer 228 Biloxi MS 39533		CONTACT NAME: Patty Savage PHONE (A/C, No, Ext): 228-374-2000 FAX (A/C, No): 228-432-7420 E-MAIL: patty.savage@bxs.com ADDRESS:	
INSURED J. E. Borries, Inc. 16701 Highway 57 Vandalia MS 39565		INSURER(S) AFFORDING COVERAGE INSURER A: Atlantic Specialty Insurance Company INSURER B: American Interstate Ins Co of Texas INSURER C: INSURER D: INSURER E: INSURER F:	
		NAIC # 27154 12228	

COVERAGES **CERTIFICATE NUMBER:** 744904348 **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 SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR ☒ \$10,000 Ded GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PROJECT ☐ LOC OTHER:		B6JH9002619	2/25/2019	2/25/2020	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (EA occurrence) \$50,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$1,000,000 P & I \$1,000,000
A	☒ AUTOMOBILE LIABILITY ☒ ANY AUTO OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ONLY ☒ NON-OWNED AUTOS ONLY		TRC-408736	2/25/2019	2/25/2020	COMBINED SINGLE LIMIT (EA accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	☒ UMBRELLA LIAB ☒ OCCUR EXCESS LIAB ☐ CLAIMS-MADE Ded ☒ RETENTION \$ 25,000		TRC-408737	2/25/2019	2/25/2020	EACH OCCURRENCE \$5,000,000 AGGREGATE \$ \$
B	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 Y	AVWCM92824702019	8/17/2019	8/17/2020	☒ PER STATUTE ☐ OTH-ER U.S.L. & H. E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000
B	Maritime Employers Liability		AVWCMS2824702019	8/17/2019	8/17/2020	Limit 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Owners: Jason Borries and Roxanna Borries are excluded from Workers Compensation Coverage.
 RE: Natural Resources Conservation Service, 5 E.W.P. Site, Gautier, MS; City of Gautier and Seymour Engineering are named as additional insureds on the General Liability, Auto Liability and Umbrella policies when required by written contract. A Waiver of Subrogation is also provided on all policies in favor of the City of Gautier and Seymour Engineering when required by written contract.

CERTIFICATE HOLDER City of Gautier PO Box 670 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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IMPORTANT NOTICE ABOUT HOLD HARMLESS AND INDEMNIFICATION AGREEMENTS

While insurance policies may respond to certain contractual assumption of liability or responsibility (Hold Harmless/Indemnification Agreements/Clauses), such policies are not broad enough to transfer or fund all assumed exposures. In addition, insurance policies have monetary limits that apply to covered claims. Our receipt of hold harmless/indemnification agreements and issuance of certificates of insurance is not validation that all conditions of the hold harmless/indemnification agreement have been met. Most assumption of risk agreements/clauses are broader than the terms and conditions of insurance policies.

IMPORTANT NOTICE ABOUT AUTOMATIC STATUS ADDITIONAL INSURED/S/WAIVERS

The certificate of insurance may represent that Additional Insured &/or Waiver status is included when required by written contract. In order for Additional Insured &/or Waiver status to be triggered in this case, there must be a written and executed contract between the insured and the person(s) or organization(s) for which Additional Insured &/or Waiver status is required.

AIA Document G706™ - 1994

Contractor's Affidavit of Payment of Debts and Claims

PROJECT: (Name and address) Natural Resources Conservation Service ARCHITECT'S PROJECT NUMBER: DSR# 280591750-280591754
 TO OWNER: (Name and address) City of Gautier CONTRACT FOR: Erosion & Sediment Control
3330 Hwy 99 CONTRACT DATED: July 2, 2019
Gautier, MS 39533

OWNER: ☐
 ARCHITECT: ☐
 CONTRACTOR: ☐
 SURETY: ☐
 OTHER: ☐

STATE OF:
 COUNTY OF:

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: None

SUPPORTING DOCUMENTS ATTACHED HERETO:

- Consent of Surety to Final Payment. Whenever Surety is involved, Consent of Surety is required. AIA Document G707, Consent of Surety, may be used for this purpose.
- Indicate Attachment ☐ Yes ☒ No

The following supporting documents should be attached hereto if required by the Owner:

- Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.
- Separate Releases or Waivers of Liens from Subcontractors and material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.
- Contractor's Affidavit of Release of Liens (AIA Document G706A).

CONTRACTOR: (Name and address)

BY:

Jason Berries
 (Signature of authorized representative)

Jason Berries, President
 (Printed name and title)

Subscribed and sworn to before me on this date:

Notary Public:
 My Commission Expires:

CONTRACTOR'S AFFIDAVIT OF RELEASE OF LIENS

AIA Document G706A

OWNER ☐
ARCHITECT ☐
CONTRACTOR ☒
SURETY ☐
OTHER ☐

TO (Owner)

City of Gautier

ARCHITECT'S PROJECT NO: DSR # 280591750
through DSR # 280591754CONTRACT FOR:
Erosion & Sediment Control

CONTRACT DATE: July 2, 2019

PROJECT: Natural Resources Conservation Service
(name, address) Emergency Watershed Project
S.E.W.P. Arcys

State of: Mississippi
County of: Jackson

The undersigned, pursuant to Article 9 of the General Conditions of the Contract for Construction, AIA Document A201, hereby certifies that, to the best of his knowledge, information and belief, except as listed below, the Release of Waivers of Lien attached hereto include the Contractor, all Subcontractors, all suppliers of materials and equipment, and all performers of Work, labor or services who have or may have liens against any property of the Owner arising in any manner out of the performance of the Contract referenced above.

EXCEPTIONS: (If none, write "None". If required by the Owner, the Contractor shall furnish bond satisfactory to the Owner for each exception.)

None

SUPPORTING DOCUMENTS ATTACHED HERETO:

1. Contractor's Release or Waiver of Liens, conditional upon receipt of final payment
2. Separate Releases or Waivers of Liens from Subcontractors And material and equipment suppliers, to the extent Required by the Owner, accompanied by the list thereof.

CONTRACTOR: J.E. Barries, Inc.

Address: 16701 Hwy 57
Vandervee, MS. 39565

BY: Jean Barries

Subscribed and sworn to before me this

day of 20

Notary Public

My Commission Expires


AIA
Document G707™ – 1994
Consent Of Surety to Final Payment
Bond # 1001136404

PROJECT: *(Name and address)*
 Natural Resources Conservation Service
 5 E.W.P. Areas, Gautier, MS

ARCHITECT'S PROJECT NUMBER:

OWNER: ☐

CONTRACT FOR: Construction

ARCHITECT: ☐

TO OWNER: *(Name and address)*
 City of Gautier
 3330 Hwy 90
 Gautier, MS 39553

CONTRACT DATED: 7/2/2019

CONTRACTOR: ☐

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)

J. E. Borries, Inc.
 16701 Highway 57
 Vancleave, MS 39565

, 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: September 23rd, 2019

(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

**AIA****Document G707™ – 1994****Consent Of Surety to Final Payment**

Bond # 1001136404

PROJECT: *(Name and address)*
 Natural Resources Conservation Service
 5 E.W.P. Areas, Gautier, MS

ARCHITECT'S PROJECT NUMBER:OWNER: ☐**CONTRACT FOR:** ConstructionARCHITECT: ☐

TO OWNER: *(Name and address)*
 City of Gautier
 3330 Hwy 90
 Gautier, MS 39553

CONTRACT DATED: 7/2/2019CONTRACTOR: ☐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)

J. E. Borries, Inc.
 16701 Highway 57
 Vancleave, MS 39565

, 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: September 23rd, 2019

*(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):

Lebbie Denaway



**TOKIO MARINE
HCC**

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 B. Mason, Kathleen B. Scarborough,
Susan Skrimetta, 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 April 23rd, 2022. 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 cancelling 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 June, 2018.

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

State of California

County of Los Angeles



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.

On this 1st day of June, 2018, before me, Sonia O. Carrejo, 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

[Signature]

(seal)



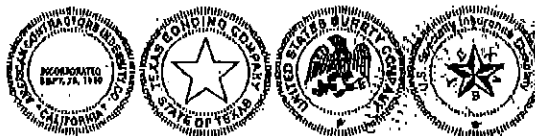
I, Kio Lo, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still 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 23rd day of September, 2019.

Corporate Seals

Bond No. 1001136404

Agency No. 17033



Kio Lo, Assistant Secretary

visit tmhcc.com/surety for more information

HCC8MANPOA05/2019

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

ORDER NUMBER 210-2019

WHEREAS, Miss. Code Ann. 21-35-13 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 August 2019 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 **Councilwoman Martin**, seconded by **Councilman Jackson**, and the following vote was recorded:

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by the Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting October 1, 2019.

AUGUST 2019 Ending Cash Balances

GENERAL DEPOSITORY

Fund Name		Account #	Balance
General Fund	Depository Account	001-000-001	\$3,854,583.85
MS Development Loan Katrina	Depository Account	007-000-001	\$1,066.80
CDBG-Downtown Revitalization	Depository Account	012-000-001	
Transportation Enhancement	Depository Account	013-000-001	(\$40,971.45)
Allen Road Widening	Depository Account	020-000-001	
MDOT Safe Routes to School	Depository Account	029-000-001	
MDAH School House Grant	Depository Account	030-000-001	\$2,983.43
MDMR City Pk Boat Launch Imp	Depository Account	050-000-001	
Martin Bluff Road Improvements	Depository Account	128-000-001	\$102,012.64
U S Justice Equitable Sharing	Depository Account	157-000-001	\$383,763.19
Fire Protection Fund	Depository Account	160-000-001	\$242,526.10
Tidelands Grant	Depository Account	171-000-001	(\$20,574.02)
Library Support Fund	Depository Account	172-000-001	\$2,987.66
MSWFP Recreation Trails Grant	Depository Account	175-000-001	
Shepard State Park Fund	Depository Account	176-000-001	\$77,648.43
USDA NRCS EWP Program	Depository Account	300-000-001	\$30,607.16
Pine Cone Drive Spillway	Depository Account	301-000-001	\$43,160.53
Robert Hiram Bridge Sheet Pile Wall	Depository Account	302-000-001	
MDOT TA Grant: Martin Bluff Sidewalk	Depository Account	303-000-001	\$409,450.12
Town Commons Park Project	Depository Account	304-000-001	
Solid Waste Fund	Depository Account	404-000-001	\$141,039.71
EPA: Brownfields Assessment	Depository Account	409-000-001	
General Ledger Cash Balance			\$5,230,284.15
General Depository Reconciled Cash Balance			\$5,229,473.69

ENTERPRISE FUND

Fund Name		Account #	Balance
Elevated Water Tank	Enterprise Account	350-000-002	\$625,012.00
Bemis Sewer Project	Enterprise Account	351-000-002	
Water & Sewer Utility	Enterprise Account	400-000-002	\$2,978,566.34
MDB Loan: Water Ion-X Project	Enterprise Account	421-000-002	\$56,287.52
Water Meter Project	Enterprise Account	422-000-002	
Hurricane Katrina (PW Bldg)	Enterprise Account	449-000-002	
General Ledger Cash Balance			\$3,659,865.86
Enterprise Reconciled Cash Balance			\$3,655,917.60

BOND & RESTRICTED FUNDS

Fund Name		Account #	Balance
7M GO Bond S2010	Bond Fund	130-000-001	\$395,784.96
W&S Rev Bond S2018: Debt Service	Debt Service Fund	250-000-007	\$120,710.69
W&S Rev Bond S2018: DS Reserve	Restricted Fund	251-000-003	\$303,349.04
W&S Rev Bond S2018: Contingency	Restricted Fund	251-000-005	\$10,220.47
W&S Rev Bond S2018: Depreciation	Restricted Fund	251-000-009	\$10,220.47
Infrastructure Imp Funds: Town Commons	Restricted Fund	304-000-004	\$486,485.87
S2019 Construction Fund MPI GO Bond	Bond Fund	Funds 304-308	\$4,047,920.45
S2019 Cash w/ Fiscal Agent (Debt Service)	Bond Fund	Fund 305	\$249,430.37
W&S Rev Bond S2018: Construction	Bond Fund	Funds 352-354	\$2,742,598.56
S2012 W&S Refunding Bonds: Debt Service	Closed	602-000-007	\$0.00
S2012 W&S Refunding Bonds: DS Reserve	Closed	495-000-001	\$0.00
MS Dev Bank SO Bond S2013: DS Reserve	Restricted Fund	497-000-001	\$272,809.50
Customer Meter Deposit Funds	Restricted Fund	406-000-001	\$747,134.99
Total Bond & Restricted Reconciled Cash Balances			\$9,386,665.37

**AUGUST 2019
YEAR TO DATE TOTALS**

General Fund Totals

	BUDGET FY 2019	AUG 2019	Balance	91.66% % to date
General Fund Revenues	10,455,059.00	10,049,778.37	405,280.63	96.1%
Expenditures:				
001 Legislative	161,674.00	145,775.64	15,898.36	90.1%
010 City Court	303,675.00	242,079.14	61,595.86	79.7%
021 City Manager	263,892.00	207,680.96	56,211.04	78.6%
022 Human Resources	113,131.00	63,179.44	49,951.56	55.8%
040 City Clerk	263,491.00	189,845.42	73,645.58	72.0%
045 Finance	225,702.00	206,841.37	18,860.63	91.6%
060 City Attorney	130,000.00	111,902.00	18,098.00	86.0%
090 Economic Dev - Planning	361,199.00	304,605.20	56,593.80	84.3%
092 Building & General Expenses	588,020.00	490,039.37	97,980.63	83.3%
094 Grants & Project Admin	154,639.00	137,528.16	17,110.84	88.9%
100 Police	3,508,582.00	2,945,854.03	562,727.97	83.9%
161 Fire	2,579,288.00	2,327,180.92	252,107.08	90.2%
170 Recreation	746,385.00	650,706.48	95,678.52	87.1%
201 PW: Streets	286,420.00	140,379.80	146,040.20	49.0%
205 PW: Maintenance	258,328.00	218,985.83	39,342.17	84.7%
900 Interfund Transfers	880,452.00	880,401.96	50.04	99.9%
General Fund Expenditures	10,824,878.00	9,262,985.72	1,561,892.28	85.5%
<i>Total Operating Expenditures</i>	<i>9,434,610.00</i>	<i>7,989,544.10</i>	<i>1,445,065.90</i>	
<i>Total Capital Outlay Expenditures</i>	<i>445,840.00</i>	<i>329,064.85</i>	<i>116,775.15</i>	
<i>Total Debt Service</i>	<i>63,976.00</i>	<i>63,974.81</i>	<i>1.19</i>	
<i>Total Transfers Out</i>	<i>880,452.00</i>	<i>880,401.96</i>	<i>50.04</i>	
<i>Total Unappropriated</i>	<i>0.00</i>	<i>0.00</i>	<i>0.00</i>	
<i>Check Total</i>	<i>10,824,878.00</i>	<i>9,262,985.72</i>	<i>1,561,892.28</i>	
<i>Personnel</i>	<i>7,332,804.00</i>	<i>6,487,494.16</i>	<i>845,309.84</i>	
<i>Supplies</i>	<i>520,827.00</i>	<i>341,518.40</i>	<i>179,308.60</i>	
<i>Other Services</i>	<i>1,580,979.00</i>	<i>1,160,531.54</i>	<i>420,447.46</i>	
<i>Capital Outlay</i>	<i>445,840.00</i>	<i>329,064.85</i>	<i>116,775.15</i>	
<i>Debt Service</i>	<i>63,976.00</i>	<i>63,974.81</i>	<i>1.19</i>	
<i>Interfund Transfers for DS</i>	<i>880,452.00</i>	<i>880,401.96</i>	<i>50.04</i>	
<i>Unappropriated</i>	<i>0.00</i>	<i>0.00</i>	<i>0.00</i>	
<i>Check Total</i>	<i>10,824,878.00</i>	<i>9,262,985.72</i>	<i>1,561,892.28</i>	

**AUGUST 2019
YEAR TO DATE TOTALS**

Special Funds	BUDGET FY 2019	As of AUG 2019	Balance	91.66% % to date
007 MS Dev 2.36M Katrina Bonds				
Revenues	280,259.00	280,485.35	(226.35)	100.0%
Expenditures	280,309.00	279,658.75	650.25	99.7%
013 TE-Downtown Revitalization				
Revenues	40,971.45	0.00	40,971.45	
020 Allen Road Widening				
Revenues	46,324.00	46,323.96	0.04	99.9%
Expenditures	46,324.00	46,323.96	0.04	99.9%
029 MDOT Safe Routes to School				
Revenues	27,155.81	0.00	27,155.81	
030 MDAH 2014 Community Heritage				
Revenues	3,000.00	1,825.00	1,175.00	60.8%
Expenditures	3,000.00	0.00	3,000.00	
128 Martin Bluff Road Project				
Expenditures	102,012.64	0.00	102,012.64	
130 \$7M GO Bond - Capital Improvements				
Revenues	5,428,367.47	693,443.12	4,734,924.35	12.7%
Expenditures	5,665,471.60	605,381.15	5,060,090.45	10.6%
157 US Justice Equitable Sharing				
Revenues	183,210.00	183,209.60	0.40	99.9%
Expenditures	233,210.00	217,199.70	16,010.30	93.1%
160 Fire Protection Fund				
Revenues	104,000.00	109,614.28	(5,614.28)	105.3%
Expenditures	179,915.06	104,949.44	74,965.62	58.3%
171 Combined Tidelands Grant				
Revenues	522,945.50	275,548.98	247,396.52	52.6%
Expenditures	512,444.00	289,623.00	222,821.00	56.5%
172 Library Support Fund				
Revenues	110,096.00	107,957.76	2,138.24	98.0%
Expenditures	110,096.00	104,970.10	5,125.90	95.3%
176 Shepard State Park				
Revenues	95,500.00	109,909.00	(14,409.00)	115.0%
Expenditures	128,450.00	98,735.83	29,714.17	76.8%
250 2018 W&S Bond Debt Service				
Revenues	335,200.00	313,131.58	22,068.42	93.4%
Expenditures	274,964.00	274,963.54	0.46	99.9%

**AUGUST 2019
YEAR TO DATE TOTALS**

Special Funds	BUDGET FY 2019	As of AUG 2019	Balance	91.66% % to date
251 2018 W&S Bond Debt Serv Reserve				
Revenues	11,200.00	16,868.61	(5,668.61)	150.6%
300 USDA-NRCS EWP				
Revenues	385,059.00	207,804.96	177,254.04	53.9%
Expenditures	201,514.00	49,368.48	152,145.52	24.4%
301 Pine Cone Drive Spillway				
Expenditures	164,525.60	121,365.07	43,160.53	73.7%
302 Robert Hiram Bridge Sheet Pile Wall				
Revenues	14,397.07	11,897.07	2,500.00	82.6%
Expenditures	90,658.78	88,158.78	2,500.00	97.2%
303 MDOT-TA Grant: Martin Bluff Sidewalk				
Revenues	578,784.00	0.00	578,784.00	
Expenditures	1,060,348.40	72,114.28	988,234.12	6.8%
304 Town Commons Park Project				
Revenues	2,742,426.74	2,178,185.87	564,240.87	79.4%
Expenditures	2,742,426.74	38,760.00	2,703,666.74	1.4%
305 S2019 MPI GO Bond Construction Fund				
Revenues	4,076,697.02	4,432,260.82	(355,563.80)	108.7%
Expenditures	4,076,697.02	4,026,825.00	49,872.02	98.7%
306 Welcome Center PII (SSP)				
Revenues	451,200.00	314,500.00	136,700.00	69.7%
Expenditures	451,200.00	17,775.00	433,425.00	3.9%
307 Bacot Park Improvements				
Revenues	1,722,250.00	1,722,250.00	0.00	100.0%
Expenditures	1,722,250.00	0.00	1,722,250.00	
308 Boardwalk - Shepard State Park				
Revenues	370,000.00	244,950.00	125,050.00	66.2%
Expenditures	370,000.00	24,950.00	345,050.00	6.7%
350 Elevated Water Tank				
Revenues	1,086,500.00	736,500.00	350,000.00	67.7%
Expenditures	1,044,000.00	68,988.00	975,012.00	6.6%
351 Bemis Sewer Project				
Revenues	900,000.00	609,395.00	290,605.00	67.7%
Expenditures	900,000.00	351,041.06	548,958.94	39.0%
352 2018 Bond General Construction/Admin				
Revenues	1,591,749.00	71,174.28	1,520,574.72	4.4%
Expenditures	3,028,197.00	3,018,197.00	10,000.00	99.6%

**AUGUST 2019
YEAR TO DATE TOTALS**

Special Funds	BUDGET FY 2019	As of AUG 2019	Balance	91.66% % to date
353 Hwy 57 Utility Line Relocation				
Revenues	2,143,479.00	1,060,995.29	1,082,483.71	49.4%
Expenditures	2,143,479.00	141,918.69	2,001,560.31	6.6%
354 Robinson Still Road Utility Extension				
Revenues	644,884.00	644,884.00	0.00	100.0%
Expenditures	644,884.00	76,486.00	568,398.00	11.8%
355 Water Supply & Treatment Plant				
Revenues	680,000.00	680,000.00	0.00	100.0%
Expenditures	680,000.00	180,200.00	499,800.00	26.5%
404 Solid Waste Fund				
Revenues	1,567,944.00	1,377,208.84	190,735.16	87.8%
Expenditures	1,484,526.00	1,301,155.27	183,370.73	87.6%
421 MSB - Water Ionization Plant				
Expenditures	56,287.52	0.00	56,287.52	
495 DS Reserve Fund: 2012 Bond				
Revenues	3,985.00	3,825.04	159.96	95.9%
Expenditures	494,710.00	494,709.18	0.82	99.9%
497 DS Fund: 2013 SO Bond				
Revenues	3,500.00	4,909.32	(1,409.32)	140.2%
Expenditures	4,500.00	7,014.51	(2,514.51)	155.8%
602 DS Fund: 2012 Bond Refinance				
Revenues	583,019.00	582,447.23	571.77	99.9%
Expenditures (Bonds Pay/Trx)	1,411,639.00	1,411,638.98	0.02	99.9%

**AUGUST 2019
YEAR TO DATE TOTALS**

ENTERPRISE FUND (400)

	BUDGET FY 2019	AUG 2019	Balance	91.66% % to date
Utility Fund Revenues	8,967,982.00	8,388,590.51	579,391.49	93.5%
Administration	3,218,969.00	2,669,371.27	549,597.73	82.9%
Water & Sewer O & M	3,130,016.00	2,476,593.30	653,422.70	79.1%
Debt Service	1,308,214.00	1,113,046.28	195,167.72	85.0%
Transfers	1,754,097.00	1,729,097.00	25,000.00	98.5%
Contingencies	440,252.00	0.00	440,252.00	
Utility Fund Expenditures	9,851,548.00	7,988,107.85	1,863,440.15	81.0%

<i>Total Operating Expenditures</i>	<i>6,061,742.00</i>	<i>4,959,432.16</i>	<i>1,102,309.84</i>
<i>Total Capital Outlay Expenditures</i>	<i>287,243.00</i>	<i>186,532.41</i>	<i>100,710.59</i>
<i>Total Debt Service</i>	<i>1,308,214.00</i>	<i>1,113,046.28</i>	<i>195,167.72</i>
<i>Total Interfund Transfers</i>	<i>1,754,097.00</i>	<i>1,729,097.00</i>	<i>25,000.00</i>
<i>Total Contingency Expenditures</i>	<i>440,252.00</i>	<i>0.00</i>	<i>440,252.00</i>
<i>Check Total</i>	<i>9,851,548.00</i>	<i>7,988,107.85</i>	<i>1,863,440.15</i>

<i>Personnel</i>	<i>487,033.00</i>	<i>375,992.44</i>	<i>111,040.56</i>
<i>Supplies</i>	<i>345,000.00</i>	<i>146,760.51</i>	<i>198,239.49</i>
<i>Other Services</i>	<i>5,229,709.00</i>	<i>4,436,679.21</i>	<i>793,029.79</i>
<i>Capital Outlay</i>	<i>287,243.00</i>	<i>186,532.41</i>	<i>100,710.59</i>
<i>Debt Service</i>	<i>1,308,214.00</i>	<i>1,113,046.28</i>	<i>195,167.72</i>
<i>Interfund Transfers</i>	<i>1,754,097.00</i>	<i>1,729,097.00</i>	<i>25,000.00</i>
<i>Contingencies</i>	<i>440,252.00</i>	<i>0.00</i>	<i>440,252.00</i>
<i>Check Total</i>	<i>9,851,548.00</i>	<i>7,988,107.85</i>	<i>1,863,440.15</i>

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

ORDER NUMBER 211-2019

ORDER OF THE CITY COUNCIL OF GAUTIER, MISSISSIPPI, AUTHORIZING TRAVEL OF CITY MANAGER PAULA YANCEY, MAYOR PHIL TORJUSEN, CITY ENGINEER MARK SEYMOUR, AND CITY ATTORNEY JOSH DANOS IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES

WHEREAS, the City Council finds it is in the best interests of the City of Gautier for the City Manager, Mayor, City Engineer Mark Seymour, and the City Attorney to travel to Birmingham, AL for Economic Development purposes; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the City Manager, Mayor, City Engineer Mark Seymour, and the City Attorney shall be authorized to travel to Birmingham, AL regarding Economic Development purposes.

IT IS FURTHER ORDERED that all necessary travel costs known prior to the trip, including but not limited to accommodations and flights, will be paid for by the City.

IT IS FURTHER ORDERED that all necessary travel costs incurred during this trip, as outlined in Miss. Code Ann. 25-3-41, which are actually incurred during this trip will be reimbursed by the City upon submission of receipts for such expenses.

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

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

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

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

ORDER NUMBER 212-2019

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 Recessed Council Meeting held September 17, 2019 are hereby approved.

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

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

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

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

ORDER NUMBER 213-2019

WHEREAS, the Gautier Colored Schoolhouse was originally built in 1921 by patrons of the school as a one-room school for Gautier's African-American children and was used as a school until 1946. The building was later used as a community center, senior citizens center, and voting place; and

WHEREAS, the Mississippi Legislature has approved the thirteenth round of funding for the Community Heritage Preservation (CHP) Grant Program. This program authorizes the Mississippi Department of Archives and History to make grants available for the preservation, restoration, development and interpretation of historic courthouses and school buildings. To be eligible, a building must be designated as a Mississippi Landmark under the Antiquities Law of Mississippi prior to application; and

WHEREAS, the schoolhouse was designated as a Mississippi Landmark by MDAH on October 19, 2012 for both its historical and architectural significance and was also named in 2013 as one of the 10 Most Endangered Historic Sites in Mississippi by the Mississippi Heritage Trust.; and

WHEREAS, the City of Gautier will apply for Gulf Coast Restoration Fund funding for the Town Center Development project, which includes the purchasing of the old Singing River Mall site in conjunction with the development of the Town Commons Park in order to establish a centralized, downtown area for retail growth and other development; and

WHEREAS, the Gautier Historic Preservation Commission has identified the Gautier Colored School as an important historic site for preservation and future use as a Historic Schoolhouse and Cultural Museum; and

WHEREAS, the City received a CHP grant of \$80,000 in December 2013, with a \$20,000 match, for Phase I to stabilize the building. A \$50,000 grant was also received from the Mississippi Department of Marine Resources for the first phase, which was completed in 2017; and

WHEREAS, to complete renovations on the schoolhouse, an estimated \$274,981.80 is needed, based upon an estimate provided by architect Walter Bolton. If awarded this grant, the grant would total \$219,985.44, and a local match of \$54,996.36 would be required; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the authorization to submit a grant application to the Mississippi Department of Archives and History for a Community Heritage Preservation Grant for the former Gautier Colored School 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
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Stennett, Grants Administrator
Date: 9/25/2019
Subject: Submission of an Application to the Mississippi Department of Archives and History for a Community Heritage Preservation Grant for the former Gautier Colored School

REQUEST:

The Grants and Projects Department requests City Council authorization to submit a grant application to the Mississippi Department of Archives and History (MDAH) for a Community Heritage Preservation Grant for the Mississippi Landmark, the former Gautier Colored School, also known as the West Pascagoula Colored School. The building is located at 902 De La Pointe Drive at the entrance to George Martin City Park.

BACKGROUND:

The Mississippi Legislature has approved the thirteenth round of funding for the Community Heritage Preservation (CHP) Grant Program. This program authorizes the Mississippi Department of Archives and History to make grants available for the preservation, restoration, development and interpretation of historic courthouses and school buildings. To be eligible, a building must be designated as a Mississippi Landmark under the Antiquities Law of Mississippi prior to application.

The former schoolhouse was originally built in 1921 by patrons of the school as a one-room school for Gautier's African-American children and was used as a school until 1946. Later, the building was used as a community center, senior citizens center, and voting place.

The schoolhouse was designated as a Mississippi Landmark by MDAH on October 19, 2012 for both its historical and architectural significance and was also named in 2013 as one of the 10 Most Endangered Historic Sites in Mississippi by the Mississippi Heritage Trust.

DISCUSSION:

The Gautier Historic Preservation Commission has identified the Gautier Colored School as an important historic site for preservation and future use as a Historic Schoolhouse and Cultural Museum. The City received a CHP grant of \$80,000 in December 2013, with a \$20,000 match, for Phase I to stabilize the building. A \$50,000 grant was also received from the Mississippi Department of Marine Resources for the first phase, which was completed in 2017. The building has a new foundation, roof, and floor.

To complete renovations on the schoolhouse, an estimated \$274,981.80 is needed, based upon an estimate provided by architect Walter Bolton. If awarded this grant, the grant would total \$219,985.44, and a local match of \$54,996.36 would be required.

RECOMMENDATION:

The Grants and Projects Department recommends that City Council authorize submission of a grant application to MDAH for the Community Heritage Preservation Round XIII funding for rehabilitation of the former Gautier Colored School as outlined above.

City Council may:

1) Authorize submission of a grant application for \$219,985.44 in funding, signed Statement of Understanding, and commitment for the required match up to \$54,996.36; or

2) Not authorize submission of a grant application.

ATTACHMENTS:

1. Statement of Understanding



STATEMENT OF UNDERSTANDING

With respect to grants received from MDAH, applicants indicate by their signatures they have read, understand, and agree to this Statement of Understanding. Failure to comply will result in cancellation:

1. This is a request for consideration for a grant and does not constitute a commitment for funding from the Community Heritage Preservation Grant Program administered by MDAH.
2. Individuals submitting this grant request on behalf of applicants have the necessary authority to request consideration of this project by MDAH.
3. This is a matching grant program in which only a portion of the total project cost can be supplied by the grant funds; matching share will be supplied by applicants in the form of cash. In-kind matches will not be considered or credited to applicants. Projects with a cash match larger than 20% will score higher; however, any amount offered as a match must be guaranteed. **There will be no amendments to lower the match percentage amount.**
4. No work covered in this application is to begin until applicants have been notified in writing that funds have been awarded and have accepted in writing the terms and conditions of the grant. No work is to begin until the work has been approved by the Permit Committee and applicants have received an official **Mississippi Landmark Permit**.
5. If a grant is received, a 25-year preservation and maintenance covenant must be submitted to MDAH in which the grantee agrees to maintain the property and not abandon it. Covenants are transferable.
6. If a grant is received, all obligations for material work are to be paid by the grantee, who will then receive reimbursement from the Department of Finance and Administration, based on prior agreement and approval by MDAH.
7. The availability of funds for reimbursable expenses incurred by grantees is dependent upon the authorization and sale of legislatively approved general obligation bonds by the Mississippi State Bond Commission. Until the Commission sells the bonds, reimbursement funds will not be available.
8. Grants will be administered in accordance with all applicable state laws, regulations, policies, requirements, and guidelines, including Title VI of the 1964 Civil Rights Act, non-discrimination on the basis of handicap, and equal employment opportunity and labor laws.
9. Projects shall be carried out pursuant to the relevant treatment in The Secretary of the Interior's *Standards for the Treatment of Historic Properties* as outlined in Appendix B and the *International Existing Building Code 2012*.
10. Procurement actions will be conducted in accordance with the State of Mississippi bidding and procurement laws.

COMMUNITY HERITAGE PRESERVATION GRANT PROGRAM—ROUND 13



11. All costs charged to the grant project will be in payment of approved budget items.
12. Adequate resources will be available for the completion of the proposed project and the continued operation of the site.
13. An adequate financial management system (and audit procedure when deemed applicable) will be maintained to provide control of all property, funds, and assets during the grant period.
14. The project, if funded, will be carried out in accordance with the guidelines set forth by the Historic Preservation Division of MDAH and will be completed within the allotted time. **Projects will not be extended.** Additionally, there are benchmarks that must be met during the grant period in order to keep a project on schedule. Failure to meet the benchmarks could lead to the cancellation of a project.
15. Applicants will cooperate with the staff of MDAH in meeting all the above requirements.
16. Additional administrative requirements and project-specific conditions may be a part of any grant offer made by MDAH as a result of this application.
17. **Failure to comply with the conditions set forth in this Statement of Understanding will result in cancellation of the grant.**

The applicant recognizes and agrees that any state financial assistance will be extended in reliance on the representations and agreements made in this assurance, and that the State of Mississippi reserves the right to seek judicial enforcement of this assurance. This assurance is binding on the applicant, its successors, transferees, and assignees, and on the person or persons whose signature appear below and who is/are authorized to sign this assurance on behalf of the applicant.

City of Gautier

09/19/2019

Name of Applicant/Project Sponsor

Date

Paula S. Yancey, City Manager

Name and Title of Authorized Representative

Signature

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

ORDER NUMBER 214-2019

WHEREAS, the 23rd Annual Cruisin' the Coast will be held October 6, 2019 through October 13, 2019 on the Mississippi Gulf Coast and will feature activities like cruise-ins, headline bands & oldies entertainment, a swap meet, the CTC/Vicari Auto Auction and much more; and

WHEREAS, this is an excellent opportunity for the City of Gautier to promote and bring favorable recognition to the City of Gautier and will have a great economic impact to the local businesses within the City of Gautier; and

WHEREAS, several sponsors have offered donations to the City for the purpose of hosting this event; and

WHEREAS, the Mayor and Council Members have determined that acceptance of these donations is 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 acceptance of the monetary donations from Keesler Federal Credit Union (\$500.00) and Waste Pro (\$5,000.00) for the City of Gautier's Cruisin' Through the Decades Event to be held October 6, 2019 from 11:00 A.M. – 4:00 P.M. is hereby approved.

IT IS FURTHER ORDERED that the City Manager and City Clerk are authorized to execute any and all documents necessary for this purpose.

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

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Chassity Bilbo, Recreation Director
Date: 9/23/2019
Subject: Approval to accept monetary donations for The City of Gautier's Cruisin' Through the Decades Event

REQUEST:

The Recreation Department is seeking authorization from City Council to accept the following monetary donation for the City of Gautier's Cruisin' Through the Decades Event held on October 6, 2019.

BACKGROUND:

The 23rd Annual Cruisin' the Coast will be held Oct. 6 – 13, 2019 on the Mississippi Gulf Coast and will feature activities like cruise-ins, headline bands & oldies entertainment, a swap meet, the CTC/Vicari Auto Auction and much more. The City of Gautier has been approved to host a one-day event called, Cruisin' Through the Decades that will take place October 6, 2019 from 11 a.m. – 4 p.m. This is an excellent opportunity for the City of Gautier to promote and bring favorable recognition to the City of Gautier and will have a great economic impact to the local businesses within the City of Gautier.

DISCUSSION:

The City of Gautier has received monetary donations from the following sponsors:

1. Bronze Sponsor - \$500- Keesler Federal Credit Union
2. Platinum Sponsor- \$5,000- Waste Pro

RECOMMENDATION:

The Recreation Department recommends that City Council approve the above monetary donation for the Cruisin' Through the Decades Event.

The City Council may:

1. Approve the monetary donations listed above; or
2. Not approve the monetary donations listed above.

ATTACHMENTS:

1. Sponsorship Checks 10.1.19

CIT0152

CITY OF GAUTIER

9/16/2019

50263331

Ref Nbr	Invoice Nbr	Inv Date	Invoice Amount	WASTE PRO USA Amount Paid	Disc Taken	Net Check Amt
01670560	Cruisin' the C	09/01/19	5,000.00	5,000.00	0.00	5,000.00

WASTE PRO

Caring For Our Communities

2101 W. State Road 434 Suite 315
Longwood, FL 32779Wells Fargo Bank
11-24/1210

CHECK # 50263331

DATE 9/16/2019

Check Amount

*****5,000.00

PAY Five Thousand and 00/100----- US Dollars

TO THE
ORDER OFCITY OF GAUTIER
PO BOX 670
GUTIER, MS 39553

VOID AFTER 90 DAYS



Authorized Signature



KeeslerFederal
CREDIT UNION

85-7758/2855

CHECK # 02-0101609402

DATE
09/17/19

\$500.00

PAY ** Five Hundred and 00/100 DOLLARS **

NOT VALID IF 90 DAYS AFTER ISSUE

TWO SIGNATURES REQUIRED IF OVER \$25,000

PAY CITY OF GAUTIER
TO THE PO BOX 670
ORDER OF GAUTIER MS 39553-0670

Authorized Signature



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

ORDER NUMBER 215-2019

WHEREAS, the City Council has authorized the City Manager to establish payment plans and fee adjustments contingent upon Council approval; and

WHEREAS, the City Council has adopted a Comprehensive Fee Schedule that establishes such fees for the equitable provision of services;

WHEREAS, based on the reasons included on the attached documentation, the Mayor and Council hereby find that, due to unforeseen events, the respective users did not receive the benefit of the relevant utility;

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi that the attached list of water and sewer adjustments dated October 2019 in the amount of \$9,125.78 is hereby approved.

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

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

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

OCTOBER 2019 UTILITY ADJUSTMENTS 1 OF 2

THESE FOLLOW POLICY/ RECOMMEND APPROVAL

ACCT #	WATER	SEWER	L/C	CAPACITY	TAX	ADJ	REASON FOR ADJ
003-01601-002		\$262.51				\$262.51	POOL FILL
003-03101-000		\$32.47				\$32.47	POOL FILL
003-09301-000		\$37.74				\$37.74	POOL FILL
007-01401-004		\$180.56				\$180.56	POOL FILL
013-24801-002		\$62.07				\$62.07	POOL FILL
013-58051-001		\$63.17				\$63.17	POOL FILL
015-18801-003		\$36.73				\$36.73	POOL FILL
015-19401-001		\$42.37	\$35.00			\$77.37	POOL FILL
016-35001-000		\$190.08	\$70.00			\$260.08	BUSTED PIPE
019-41901-000		\$311.17				\$311.17	HOT WATER TANK
019-45611-000	\$526.83	\$706.58	\$70.00	\$350.00	\$4.90	\$1,658.31	THEFT-POLICE REPORT
019-47001-000		\$113.40				\$113.40	POOL FILL
020-51201-002		\$173.44	\$70.00			\$243.44	BROKEN SPIGOT
021-01801-000		\$133.57	\$35.00			\$168.57	POOL FILL
021-04301-000		\$55.23				\$55.23	POOL FILL
021-10101-004		\$51.89	\$70.00			\$121.89	POOL FILL
021-11001-003		\$98.05				\$98.05	POOL FILL
023-01901-009		\$39.86				\$39.86	POOL FILL
023-02401-008		\$21.46				\$21.46	POOL FILL
023-02601-000		\$149.02	\$105.00			\$254.02	BUSTED PIPE
023-04401-002		\$51.06	\$35.00			\$86.06	POOL FILL
023-04501-000		\$23.68				\$23.68	POOL FILL
023-04701-005	\$1,152.94	\$1,254.67	\$35.00		\$80.70	\$2,523.31	THEFT-POLICE REPORT
023-05701-001		\$82.42				\$82.42	POOL FILL
025-08101-000		\$111.47	\$70.00			\$181.47	BUSTED PIPE
027-23501-000		\$224.39				\$224.39	POOL FILL
027-26701-001		\$190.46	\$70.00			\$260.46	BUSTED PIPE
033-03601-003		\$141.34	\$105.00			\$246.34	FAUCET
036-16801-000		\$34.69				\$34.69	POOL FILL
039-02301-000		\$42.64				\$42.64	POOL FILL
039-05501-004	\$43.56	\$48.84	\$70.00			\$162.40	THEFT-POLICE REPORT
039-09901-005		\$90.85				\$90.85	POOL FILL
041-02301-000		\$110.26				\$110.26	POOL FILL
041-02801-006		\$457.60	\$140.00			\$597.60	BUSTED PIPE
041-016401-001		\$152.16				\$152.16	POOL FILL
044-00301-001		\$71.78				\$71.78	POOL FILL
050-10901-000		\$49.39				\$49.39	BUSTED PIPE
056-02301-000		\$87.78				\$87.78	POOL FILL
TOTAL	\$1,723.33	\$5,986.85	\$980.00	\$350.00	\$85.60	\$9,125.78	

COMPLETED

THESE FOLLOW POLICY/ RECOMMEND APPROVAL

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

ORDER NUMBER 216-2019

WHEREAS, The JAG program, specifically authorized under 34 U.S.C. §§ 10151 - 10158, is the leading source of federal justice funding to state and local jurisdictions; and

WHEREAS, The JAG Program provides states, tribes, and local governments with critical funding necessary to support a range of program areas including law enforcement, prosecution, indigent defense, courts, crime prevention and education, corrections and community corrections, drug treatment and enforcement, planning, evaluation, technology improvement, and crime victim and witness initiatives and mental health programs and related law enforcement and corrections programs, including behavioral programs and crisis intervention teams; and

WHEREAS, The City of Gautier applied for the 2018 Justice Assistance Grant (JAG) on behalf of the Gautier Police Department. The grant will provide four Tasers for officers to replace old and outdated equipment. The total program budget is \$4,820.00. This is a 75/25 grant, with the federal portion to be \$3,615.00 and the local portion to be \$1,205.00; and

WHEREAS, the local match funds will come from the Police Department budget.

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 accept a 2018 Justice Assistance Grant through the Mississippi Department of Public Safety, Division of Public Safety Planning.

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

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

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Stennett, Grants and Projects Director
Date: October 1, 2019
Subject: Acceptance of a 2018 Justice Assistance Grant (JAG local) through the Mississippi Department of Public Safety, Division of Public Safety Planning

REQUEST:

The Grants and Projects Department requests City Council authorization to accept a 2018 Justice Assistance Grant (JAG local) from the Mississippi Department of Public Safety, Division of Public Safety Planning, to execute the required special conditions, and to execute other required grant attachments.

BACKGROUND:

The JAG program, specifically authorized under 34 U.S.C. §§ 10151 - 10158, is the leading source of federal justice funding to state and local jurisdictions. The JAG Program provides states, tribes, and local governments with critical funding necessary to support a range of program areas including law enforcement, prosecution, indigent defense, courts, crime prevention and education, corrections and community corrections, drug treatment and enforcement, planning, evaluation, technology improvement, and crime victim and witness initiatives and mental health programs and related law enforcement and corrections programs, including behavioral programs and crisis intervention teams.

DISCUSSION:

The City of Gautier applied for the JAG grant on behalf of the Gautier Police Department. The grant will provide four Tasers for officers to replace old and outdated equipment. The total program budget is \$4,820. This is a 75/25 grant, with the federal portion to be \$3,615 and the local portion to be \$1,205. These local match funds will come from the police department's budget.

RECOMMENDATION:

The Grants and Projects Department recommends that City Council authorize accepting a 2018 Justice Assistance Grant (JAG local) from the Mississippi Department of Public Safety, Division of Public Safety Planning, to execute the required special conditions, and to execute other required grant attachments.

The City Council may:

1. Approve acceptance of the grant award and authorize execution of required attachments as presented; or
2. Not approve acceptance of the grant award as presented.

ATTACHMENT(S):

1. Award Letter, Signature Sheet, and Budget Sheets

2. JAG Standard Award Policy and Special Conditions
3. Attachments

ATTACHMENT A

OFFICE OF JUSTICE PROGRAMS SUBGRANT STANDARD ASSURANCES

The applicant/subgrantee assured and certified that:

1. It possesses legal authority to apply for and receive the grant; that a resolution, motion or similar action has been duly adopted or passed as an official act of the applicant's governing body, authorizing the filing of the application, including all understanding and assurances contained therein, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information as may be required.
2. It will comply with Title VI of the Civil Rights Act of 1964 (P.L. 88-352). Recipient will comply (and will require any subgrantees or contractors to comply) with any applicable federal nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (42 U.S.C. § 10604(e)); the Violence Against Women Act (42 U.S.C. § 3796(gg)); the Juvenile Justice and Delinquency Prevention Act of 2002 (42 U.S.C. § 5672(b)); the Civil Rights Act of 1964 (42 U.S.C. § 2000d); the Rehabilitation Act of 1973 (29 U.S.C. § 794); the Americans with Disabilities Act of 1990 (42 U.S.C. §§ 12131-34); the Education Amendments of 1972 (20 U.S.C. §§ 1681, 1683, 1685-86); the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); 28 C.F.R. pt. 31 (U.S. Department of Justice Regulations – OJJDP Grant Programs); 28 C.F.R. pt. 42 (U.S. Department of Justice Regulations – Nondiscrimination; Equal Employment Opportunity; Policies and Procedures); Ex. Order 13279 (equal protection of the laws for faith-based and community organizations); and 28 C.F.R. pt. 38 (U.S. Department of Justice Regulations – Equal Treatment for Faith-Based Organizations). Additional information about civil rights obligations of grantees can be found at <http://www.ojp.usdoj.gov/ocr/>.

In the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, national origin, religion, sex, or disability against a recipient of funds, the recipient will forward a copy of the finding to the U.S. Department of Justice, Office of Justice Programs, Office for Civil Rights (OCR), and the Mississippi Department of Public Safety, Division of Public Safety Planning, Office of Justice Programs (MDPS DPSP OJP).

Recipient will complete MDPS's *Standard Assurance Conditions for Subgrantees* document regarding its Equal Employment Opportunity Plan (EEOP) obligations.

The recipient will determine whether it is required to formulate an EEOP in accordance with 28 CFR 42.301 *et. seq.* If the applicant is not required to formulate an EEOP, it will submit a certification form to the U.S. Department of Justice, Office of Justice Programs, Office for Civil Rights (OCR), and the MDPS DPSP OJP indicating that it is not required to develop an EEOP. If the applicant is required to develop an EEOP, but is not required to submit the EEOP to the OCR, the applicant will submit a certification form to the OCR and the MDPS certifying that it has an EEOP on file which meets the applicable requirements. If the applicant is awarded a grant of \$500,000 or more and has fifty or more employees, it will submit a copy of its EEOP to the OCR and the MDPS. Non-profit organizations, Indian Tribes, and medical and education institutions are exempt from the EEOP requirement, but are required to submit a certification form to the OCR to claim the exemption (a copy should also be submitted to the MDPS).

Additional information regarding a grantee's EEOP requirements can be found at http://www.ojp.usdoj.gov/about/ocr/eeop_comply.htm.

As clarified by Executive Order 13166, Improving Access to Services for Persons with Limited English

Proficiency, and resulting agency guidance, national origin discrimination includes discrimination on the basis of limited English proficiency (LEP). To ensure compliance with the Omnibus Crime Control and Safe Streets Act of 1968 and Title VI of the Civil Rights Act of 1964, recipient must take reasonable steps to ensure that LEP persons have meaningful access to its programs. Meaningful access may entail providing language assistance services, including oral and written translation, where necessary. The recipient is encouraged to consider the need for language services for LEP persons served or encountered both in developing its budgets and in conducting its programs and activities. Additional assistance and information regarding your LEP obligations can be found at www.lep.gov.

The subrecipient shall not retaliate against individuals for taking action or participating in action to secure rights protected by these laws.

3. It will comply with requirements of the provisions of the Uniform Relocation Assistance and Real Property Acquisition Act of 1970 (P.L. 91-646) which provides for fair and equitable treatment of persons displaced as a result of federal and federally assisted programs.
4. It will comply with the provisions of the Hatch Act which limit the political activity of employees.
5. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act, as they apply to hospital and educational institution employees of state and local government.
6. It will establish safeguards to prohibit employees from using their position for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business or other ties.
7. It will give the grantor agency or its duly designated representative, the State Auditor's Office, the Comptroller General of the United States or any authorized representative and the Office of Management and Audits (OMSA), Department of Finance and Administration (DFA), access to at all reasonable times, and the right to examine, monitor, audit, copy, remove, or otherwise, all records, books, papers, documents, or items of like or similar nature related to the grant.
8. It will establish and maintain both fiscal and program controls and funds accounting procedures acceptable to grantor agency, to assure the proper expenditure and disbursement of all funds, and for program management and execution, and that it will keep and maintain such books and records until audited by the OMSA, DFA or by an official representative of that office, by the federal grantor agency, the State Auditor, or either's duly authorized representative. Records must be maintained for a period of at least three years. Before destruction of any record, written approval must be obtained from the OMSA. These records include, but are not limited to:

- Financial report covering expenditures of the grant;
- Internal and external audit reports and project evaluation;
- Approved budget and subsequent modifications;
- Contracts, leases, employment agreements, and purchase invoices;
- Indirect cost allocation plans;
- All invoices, billings, request for cash, and reporting worksheets;
- General ledger, cash receipts journals, cash disbursements journals, and other subsidiary records;
- All personnel records of individuals paid with grant funds, including time sheets, wage authorization, tax withholdings forms, employment applications and other relevant data;
- Inventory records for all property purchased with grant funds showing acquisition data, cost of property, identification number, bid information, and the use of the property; and
- Bank statements and reconciliations.

9. It will insure that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities and that it will notify the federal agency and the state grantor agency of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA.
10. It will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234, 87 Stat. 975). Section 102(a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where such insurances is available as a condition for the receipt of any federal financial assistance for construction or acquisition purposes for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards. The phrase "federal financial assistance" includes any form of loan, grant, guaranty, insurance payment rebate, subsidy, disaster assistance loan or grant, or any other form of direct or indirect federal assistance.
11. It will assist the federal grantor agency in its compliance with Section 106 of the National Historic Preservation Act of 1966 as amended (16 U.S.C. 470), Executive Order 11593, and the Archaeological and Historic Preservation Act of 1966 (16 U.S.C. 469a-1 et seq.) by (a) consulting with the State Historic Preservation Officer on the conduct of investigations, as necessary, to identify properties listed in or eligible for inclusion in the National Register of Historic Places that are subject to adverse effects (see CFR Part 800.8) by the activity, and notifying the federal grantor agency of the existence of any such properties, and by (b) complying with all requirements established by the federal grantor agency and the state grantor agency to avoid or mitigate adverse effects upon such properties.
12. It will insure that no member of the governing or policymaking body of applicant/grantee shall cast a vote or influence any matter which has a direct bearing on services to be provided by that member or any organization which such member directly or indirectly represents, or on any matter that would financially benefit such member or any organization such member represents.
13. It will comply with the provisions of the Single Audit Act of 1984 (P.L. 98-502) and if it does not meet minimum requirements as established in the Single Audit Act of 1984, it will consult with the OMSA, DFA, in regard to audit requirements.

We have read and understand all Subgrantee Standard Assurances as shown above and agree to fully comply with these conditions in the operation of the subgrant.

City of Gautier

18LB2101

Name of Agency or Organization

Subgrant Number

Chief Administrative Officer

10/1/2019

Date

ATTACHMENT B

STANDARD ASSURANCE CONDITIONS FOR SUBGRANTEES

CERTIFICATION OF COMPLIANCE WITH REGULATIONS NONDISCRIMINATION; EQUAL EMPLOYMENT OPPORTUNITY

IN COOPERATION WITH THE FEDERAL OFFICE FOR CIVIL RIGHTS, OFFICE OF JUSTICE PROGRAMS, UNITED STATES DEPARTMENT OF JUSTICE

Instructions: Complete the blank lines below by entering identifying information which is found on the Subgrant Signature Sheet. Also, read this form completely, identify and enter, under Part I, the name of the organization's designated person responsible for reporting civil rights findings; and then in Part II, mark or check only one box which indicates the appropriate certification that applies to your organization. The organization's Authorized Official must sign this form on page 3. Please return the original form to the **Office of Justice Programs, Division of Public Safety Planning, 1025 Northpark Drive, Ridgeland, Mississippi 39157**, within 45 days of the grant award or implementation date. You must also forward a copy of the completed form to the organization's civil rights representative whom you have identified.

Subgrant Number: 18LB2101 Award Amount \$ \$4,260.00

Subgrant Project Title:
City of Gautier Police Department Taser Purchase

Organizational Name (Subgrantee or Funded Entity):
City of Gautier

Address:
3330 Hwy. 90
Gautier, MS 39553

Telephone Number: 228-497-8000

Subgrantee Duration:

Beginning Date: 10/10/2019 Ending Date: 3/31/2020

Project Director's Name, Address and Telephone Number:
April Stennett
3330 Hwy. 90
Gautier, MS 39553
228-219-8016 cell

AUTHORIZED OFFICIAL'S CERTIFICATION

As the Authorized Official for the above identified Subgrantee, I certify, by my signature below, that I have read and am fully cognizant of our duties and responsibilities under this Certification.

PART I. Requirements of Subgrant Recipients: All subgrant recipients (regardless of the type of entity or the amount awarded) are subject to prohibitions against discrimination in any program or activity, and must take reasonable steps to provide meaningful access for persons with limited English proficiency.

I certify that this agency will maintain data (and submit when required) to ensure that: our services are delivered in an equitable manner to all segments of the service population; our employment practices comply with Equal Opportunity Requirements, 28 CFR 42.207 and 42.301 et. seq.; our projects and activities provide meaningful access for people with limited English proficiency as required by Title VI of the Civil Rights Act, (See also, 2000 Executive Order #13166).

I also certify that the person in this agency or unit of government who is responsible for reporting civil rights findings of discrimination will submit these findings, if any, to the Office of Justice Programs, Division of Public Safety Planning (DPSP), Mississippi Department of Public Safety, within 45 days of the finding, and/or if the finding occurred prior to the grant award beginning date. A copy of this Certification will be provided to this person, as identified here:

The person responsible for reporting civil rights findings of discrimination is:
(Name, address and telephone number)

LeKeisha Hill

3330 Hwy. 90

Gautier, MS 39553

228-497-8000

PART II. Equal Employment Opportunity Plan (EEOP) Certifications: Check the one box that applies to this subgrantee agency during the period of the grant duration noted above. (Check only the one appropriate certification (A, B, C1 or C2 below).

☒ **CERTIFICATION "A" [NO EEOP IS REQUIRED IF (1), (2) OR (3) APPLY]** This is the Certification that most non-profits and small agencies will use. Check (1), (2) and/or (3) as they apply to your entity: (Here, more than one may apply)

_____ (1) is an educational, medical or non-profit institution or an Indian Tribe; and/or

_____ (2) has less than 50 employees; and/or;

☒ (3) was awarded through this grant from the Office of Justice Programs, DPSP, less than \$25,000 in federal U.S. Department of Justice funds.

Therefore, I hereby certify that this funded entity is not required to maintain an EEOP, pursuant to 28 CFR 42.301, et. seq.

- ☐ **CERTIFICATION "B" (EEOP MUST BE ON FILE)** This funded entity, as a for-profit entity or a state or local government having 50 or more employees, was awarded, through this grant from the Office of Justice Programs, DPSP, more than \$25,000, but less than \$500,000 in federal U.S. Department of Justice funds.

Therefore, I hereby certify that the funded entity has formulated an Equal Employment Opportunity Plan in accordance with 28 CFR 42.301, et.seq., subpart E, that it has been signed into effect by the proper authority and disseminated to all employees, and that it is on file for review or audit by officials of the Office of Justice Programs, DPSP, or the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice, as required by relevant laws and regulations.

- ☐ **CERTIFICATION "C" (EEOP MUST BE SUBMITTED)** This funded entity, as a for-profit entity or a state or local government having 50 or more employees, was awarded, through this grant from the Office of Justice Programs, DPSP, more than \$500,000 in federal U.S. Department of Justice funds.

Therefore, I hereby certify that the funded entity will submit, within 45 days of the award, an EEOP or an EEOP Short Form, that will include a section specifically analyzing the subgrantee (implementing) agency.

As the Authorized Official for the above Subgrantee, I certify, by my signature below, that I have read and am fully cognizant of our duties and responsibilities under this Certification.

Authorized Official's Signature
(Subgrantee)

10/1/2019

Date

Phil Torjusen

Typed or Printed Name

Mayor

Person's Organizational Title

.....

This original signed form must be returned to the Office of Justice Programs, Division of Public Safety Planning, Department of Public Safety, within 45 days of the grant award beginning date. You must also forward a signed copy to the person you identified under "Part 1" on page 1. The Office of Justice Programs, DPSP will forward a copy to the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice.

ATTACHMENT C-1

Federal Civil Rights Compliance Checklist

1. If the subrecipient is required to prepare an Equal Employment Opportunity Plan (EEOP) in accordance with 28 C.F.R. §§42.301-.308, does the subrecipient have an EEOP on file for review?

☐ Yes

☐ No

If yes, on what date did the subrecipient prepare the EEOP?

N/A

2. Has the subrecipient submitted an EEOP Short Form to the Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice (DOJ), if required by 28 C.F.R. 42.301-.308? If the subrecipient is not required to submit an EEOP Short Form to the OCR, has it submitted a certification form to the OCR claiming a partial or complete exemption from the EEOP requirements?

☐ Yes – submitted an EEOP Short Form

☐ Yes – submitted a certification

☒ No

If the subrecipient prepared an EEOP Short Form, on what date did the subrecipient prepare it?

3. How does the subrecipient notify program participants and beneficiaries that it does not discriminate on the basis of race, color, national origin, religion, sex, disability, and age in the delivery of services (e.g. posters, inclusion in brochures or other program materials, etc.)?

Comments:

Posters, website, etc.

4. How does the subrecipient notify employees that it does not discriminate on the basis of race, color, national origin, religion, sex and disability in employment practices (e.g. posters, dissemination of relevant orders or policies, inclusion in recruitment materials, etc.)?

Comments:

Posters, website, employment information

5. Does the agency have written policies or procedures in place for notifying program beneficiaries how to file complaints alleging discrimination by the subrecipient with the {State Administering Agency (DPSP)} or the OCR?

☐ Yes

☒ No

If yes, an explanation of these policies and procedures:

6. If the subrecipient has 50 or more employees and receives DOJ funding of \$25,000 or more, has the subrecipient taken the following actions: N/A

- a. Adopted grievance procedures that incorporate due process standards and provide for the prompt and equitable resolution of complaints alleging a violation of the DOJ regulations implementing Section 504 of the Rehabilitation Act of 1973, found at 28 C.F.R. Part 42, Subpart G, which prohibit discrimination on the basis of a disability in employment practices and the delivery of services?

☐ Yes

☐ No

- b. Designated a person to coordinate compliance with the prohibitions against disability discrimination contained in 28 C.F.R. Part 42, Subpart G?

☐ Yes

☐ No

- c. Notified participants, beneficiaries, employees, applicants, and others that the program does not discriminate on the basis of disability?

☐ Yes

☐ No

Comments:

7. If the subrecipient operates an education program or activity, has the subrecipient taken the following actions:

- a. Adopted grievance procedures that provide for the prompt and equitable resolution of complaints alleging a violation of the DOJ regulations implementing Title IX of the Education Amendments of 1972, found at 28 C.F.R. Part 54, which prohibit discrimination on the basis of sex.

N/A

☐ Yes

☐ No

b. Designated a person to coordinate compliance with the prohibitions against sex discrimination contained in 28 C.F.R. Part 54?

☐ Yes

☐ No

c. Notified participants for admission and employment, employees, students, parents, and others that the agency does not discriminate on the basis of sex in its educational programs or activities?

☐ Yes

☐ No

8. Has the subrecipient complied with the requirement to submit to the OCR any findings of discrimination against the agency issued by a federal or state court or federal or state administrative agency on the grounds of race, color, religion, national origin, or sex?

☒ Yes

☐ No

Comments:

9. What steps has the subrecipient taken to provide meaningful access to its programs and activities to persons who have limited English proficiency (LEP)?

Translator services offered at all public meetings upon request. Notice is made through City Hall posters and in newspaper publications.

Comments, including an indication of whether the subrecipient has developed a written policy on providing language access services to LEP person(s):

10. Does the subrecipient conduct any training for its employees on the requirements under federal civil rights laws?

☐ Yes

☒ No

Comments:

11. If the subrecipient conducts religious activities as part of its programs or services, does the subrecipient do the following: N/A

a. Provide services to everyone regardless of religion or religious belief?

☐ Yes

☐ No

b. Ensure that it does not use federal funds to conduct inherently religious activities, such as prayer, religious instructions, or proselytization, and that such activities are kept separate in time or place from federally-funded activities?

☐ Yes

☐ No

c. Ensure that participation in religious activities is voluntary for beneficiaries of federally- funded programs?

☐ Yes

☐ No

12. Was a copy of the Mississippi Office of Justice Program Civil Rights Compliance PowerPoint Presentation provided to your agency?

X Yes

No

City of Gautier

Name of Agency or Organization (Please Print)

18LB2101

Subgrant Number

Authorized Official or Authorized Designee Signature

10/1/2019

Date

Office of Justice Programs Monitor's Signature

Date

Attachment C-2

Office of Justice Programs Division of Public Safety Planning

Civil Rights Training Certification Form

The, City of Gautier, hereby certifies that our agency has received Civil Rights Training required by the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice, and the Mississippi Division of Public Safety Planning in order to administer federal funds according to federal guidelines. Our agency further certifies that we have and/or will notify all employees, clients, customers, and program participants that discrimination is prohibited and the procedures for filing a complaint of discrimination.

(Date) (Names(s) of Individual(s))

April Stennett

Date of Training

Sept. 27, 2019

Location of Training

MS Dept. of Public Safety and Planning

State of Mississippi

County of _____

Signed [or attested] before me on _____, 20____ by _____

Authorized Signatory official

Stamp

Signature of Notarial Officer

Title of office

My commission expires: _____

FOR OJP purposes only
This certification expires on: _____

ATTACHMENT E

OFFICE OF JUSTICE PROGRAMS DISCRIMINATION COMPLAINT POLICIES AND PROCEDURES

Please do not return

I. PURPOSE

These policy and procedures establish requirements for all clients, customers, program participants, or consumers of the Division of Public Safety Planning (DPSP) and the DPSP's subrecipients to administer programs designed to recruit, select, and promote employees on the basis of their relative ability, knowledge, and skills. The selection process and criteria shall assure the fair and equitable treatment of all applicants and employees without regards to political affiliation, race, color, national origin, marital status, sex, religion, creed, age, or handicap. The DPSP will ensure the subrecipients comply with all applicable federal laws regarding employment discrimination.

II. POLICY

It is the policy of the DPSP to provide equal employment opportunity for all individuals regardless of race, color, national origin, marital status, sex, religion, creed, age, physical handicap, disability, or political affiliation. In order to assure non-discriminatory grant administration, DPSP promotes non-discriminatory practices and procedures in all phases of federal-state grant administration. Furthermore, DPSP's equal employment policy prohibits any form of unlawful discrimination based on the foregoing and other considerations made unlawful by federal or state laws.

All individuals have the right to participate in programs and activities operated by the DPSP and DPSP subrecipients regardless of race, color, national origin, sex, religion, disability, and age. The DPSP will ensure that the DPSP and its subrecipients are in compliance with the following statutes and regulations:

- Title VI of the Civil Rights Act of 1964, which prohibits discrimination on the basis of race, color or national origin in the delivery of services (42 U.S.C. & 2000d), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart C;
- The Omnibus Crime Control and Safe Streets of Act of 1968, which prohibits discrimination on the basis of race, color, national origin, religion, or sex in the delivery of services and employment practices (42 U.S.C. & 3789d(c)(1)), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart D;
- Section 504 of the Rehabilitation Act of 1973, which prohibits discrimination on the basis of disability in the delivery of services and employment practices (29 U.S.C. & 794), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart G;
- Title II of the Americans with Disabilities Act of 1990, which prohibits discrimination on the basis of disability in the delivery of services and employment practices (42 U.S.C. & 12132), and the DOJ implementing regulations at 28 C.F.R. Part 35;

- Title IX of the Education Amendments of 1972, which prohibit discrimination on the basis of sex in educational programs (20 U.S.C. & 1681), and the DOJ implementing regulations at 28 C.F.R. Part 54; and
- The Age Discrimination Act of 1975, which prohibits discrimination on the basis of age in the delivery of services (42 U.S.C. & 6102), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart I.
- The DOJ regulations on the Equal Treatment for Faith-Based Organizations, which prohibit organizations from using DOJ funding on inherently religious activities (28 C.F.R. Part 38).

****These laws prohibit any agency from retaliating against an individual for taking action or participating in action to secure rights protected by these laws.**

The Americans with Disabilities Act of 1990 (ADA) requires state agencies to make reasonable accommodations for the known physical and mental limitations of otherwise qualified individuals with disabilities who are employees, clients, customers, program participants or consumers provided such accommodations do not cause undue hardships to state agency operations. It is the policy of DPSP that the above stated individuals are provided equal employment and grant opportunities and have access to the same privileges and benefits as individuals without disabilities.

III. DEFINITIONS

Discrimination

To make a difference in treatment or favor on a basis other than individual merit.

Retaliation

It is against the law for someone to penalize or discriminate against an individual because:

A discrimination complaint has been filed;
 The complainant cooperates with the discrimination complaint;
 The complainant cooperates with the enforcement of a discrimination complaint;
 The complainant complies with anti-discrimination laws.

Harassment

Harassment is conduct that is directed at an individual because of race, religion, gender, sexual orientation, disability, national origin, etc.

Harassment can include:

Threats;
Slurs or epithets;
Threatening acts;
Posting offensive materials on walls, bulletin boards, e-mails, etc.

To be considered harassment, conduct must:

Be serious and frequent enough to create a hostile environment;
Interfere with the ability to work, live, or enjoy a public place.

Complaint Coordinator

The DPSP staff member designated to maintain records of all complaints received including complaints forms, supporting documentation, acknowledgement of complaint receipt letters and resolution letters. All complaint records will be filed in a secured cabinet and access will be restricted to the Complaint Coordinator (Steve Coleman, DPSP Attorney) and Office of Justice Program's Office Director.

IV. COMPLAINT PROCEDURES

If you believe you have been discriminated against because of your race, color, or national origin, including limited English proficiency (LEP), by programs or activities receiving federal financial assistance, please contact the DPSP Complaint Coordinator or designee administering federal-state programs.

If you believe that you have been excluded from participation in, denied the benefits of, or subjected to discrimination on the basis of your gender by any Office of Justice Program or activity receiving federal financial assistance, contact the DPSP Complaint Coordinator or designee administering federal-state programs.

The following complaint policies and procedures will be adhered to:

- A. Any applicant for an employment position or employee who has reason to believe that they have been unlawfully discriminated against by the subrecipients of federal funds may file a complaint in accordance with the DPSP complaint procedures.
- B. The Complaint Procedure begins with the individual who is filing the complaint, by completing the Title VI Form and/or preparing and submitting a written statement. The statement should contain the name, address, and telephone number of the individual or authorized representative filing the complaint; a thorough and specific description of the situation, incident, or condition; identity of witnesses, if any; the resolution the individual is seeking; and the signature of the individual filing the complaint properly dated by the complainant.

- C. The complaint will be submitted to the Complaint Coordinator of the DPSP within seven (7) business days after the alleged violation occurred.
- D. The Complaint Coordinator will have three (3) business days to provide the complainant written acknowledgement of the complaint.
- E. The Complaint Coordinator will promptly conduct a review of the issues involved in the complaint to ascertain whether or not an information resolution of the complaint can be achieved. If an information resolution is possible and mutually agreeable by the parties involved, the coordinator will facilitate arrangement of the resolution and make a record of this agreement. If no informal resolution is possible, the coordinator will conduct an investigation of the complaint and provide a written response to the complaint outlining possible accommodations, if any, for resolution of the complaint. This response shall be approved by the agency head or appointing authority and must be completed no later than fifteen (15) business days of the DPSP's receipt of the complaint, when possible.
- F. If a complaint is not presented within the timeframe as set forth, the complaint will be considered waived absent and extended by written mutual consent. If the Complaint Coordinator does not answer or acknowledge receipt of the complaint within the specified timeframe, the complainant may elect to treat the complaint as denied at that point and immediately appeal the complaint to Equal Employment Opportunity Commission (EEOC) or the appropriate state or local fair employment practices agency or human rights commission unless an extension of time is granted to the coordinator to respond by written mutual agreement.
- G. The DPS shall notify employees and subrecipients of their rights regarding discrimination and make available copies of complaint procedures, policies, and forms. Complaints of discrimination can be filed directly with the DPS or with the Office of Civil Rights (OCR).

To file a complaint alleging discrimination in programs or activities administered by the DPS, please print and fill out the appropriate complaint form:

Title VI Complaint Form

Please review and complete the Title VI Complaint form. This form provides DPSP with information to be reviewed. **It is not a formal complaint.** Once we receive your completed questionnaire, we will review it and then contact you for more information.

To avoid delays in processing, please submit only one complaint form to SOCR (either by mail, , or in person) regarding the said matter.

First Name:

Last Name:

Middle Initial:

Street Address:

City:

State:

Zip Code:

County:

Home Phone: ()

Work Phone: ()

Cell Phone: ()

Which telephone number is preferred to contact you? Home Work Cell

Email Address:

How did you hear about SOCR?

Do you require language interpretation? No Yes

If yes, what kind:

Do you require sign language interpretation? No Yes

If yes, what kind:

Who can we contact if we are unable to reach you?

Name:

Daytime Phone: ()

Relationship:

Name of person(s) whom you believe discriminated against you:

When did this occur (please select a date)?

Where did this occur?

Please provide detailed account of alleged discrimination? (1,000 characters max)

Have you tried to resolve the issue through a grievance process, due process hearing, or some other method? No Yes

If yes, what method:

What is the status of that process:

Have you filed the same complaint with anyone else? No Yes

If yes, please provide date:

Signature of Complainant

Date

V. TRAINING

The DPSP will provide periodic training for subrecipients on the complaint policies and procedures, including an employee's responsibility to refer discrimination complaints from employees or applicants of the DPSP subrecipients to the Complaint Coordinator.

The DPSP provide PowerPoint presentations of OCR training materials to subrecipients at Annual Implementation Conferences, as well as provide these materials along with technical assistance to subrecipients during project monitoring visits.

The DPSP can be contacted by submitting correspondence to:

The Division of Public Safety Planning
Office of Justice Programs (OJP)
ATTN: OJP Office Director
1025 Northpark Drive
Ridgeland, MS 39157

ATTACHMENT F

**U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS
OFFICE OF THE COMPTROLLER**

Certification Regarding
Debarment, Suspension, Ineligibility and Voluntary Exclusion
Lower Tier Covered Transactions
(Sub-Recipient)

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 28 CFR Part 67, Section 67.510, Participants' responsibilities. The regulations were published as Part VII of the May 26, 1988 Federal Register (pages 19160-19211).

(BEFORE COMPLETING CERTIFICATION, READ INSTRUCTIONS ON REVERSE)

- (1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
- (2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Phil Torjusen, Mayor

Name and Title of Authorized Representative

10/1/2019

Signature

Date

City of Gautier

Name of Organization

3330 Hwy. 90 Gautier, MS 39553

Address of Organization

Revised May 2012

Instructions for Certification

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
4. The terms "covered transaction", "debarred", "suspended", "ineligible", "lower tier covered transaction", "participant", "person", "primary covered transaction", "principal", "proposal", and "voluntarily excluded," as used in this clause, have the meanings set out in the Definitions and Coverage sections of rules implementing Executive Order 12549.
5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transactions," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may check the Nonprocurement List.
8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant are not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation on this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

Revised May 2012

ATTACHMENT G

CERTIFICATION REGARDING LOBBYING

Each person shall file the most current edition of this certification and disclosure form, if applicable, with each submission that initiates agency consideration of such person for an award of a federal contract, grant, or cooperative agreement of \$100,000 or more; or Federal loan of \$150,000 or more.

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

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

- (1) No Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or any employee of a member of Congress, in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan or cooperative agreement.
- (2) If any non-Federal funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall initial here _____ and complete and submit "Disclosure of Lobbying Activities", in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers and that all sub-recipients shall certify and disclose accordingly.

City of Gautier
3330 Hwy. 90
Gautier, MS 39553

Name and Address of Organization

10/1/2019

Name of Authorized Individual
Signature and Date

18LB2101

Subgrant Number

Revised February 2012

ATTACHMENT H

Office of Justice Programs Division of Public Safety Planning

Match Certification Form

Name of Organization or Unit of Government: City of Gautier

Program for which Match is being certified under: JAG

Grant Award # 18LB2101

The City of Gautier hereby certifies that it will provide the matching funds or services in the amount required for this subgrant according to federal guidelines. It further certifies that the match is from a non-federal source that is not being used to match other federal grants. The match will be derived from the following source(s):

Source(s)	Amount	Type (Cash)
1. <u>City of Gautier-General Fund</u>	\$ <u>\$1,205.00</u>	<u>Cash</u>
2. _____	\$ _____	_____
3. _____	\$ _____	_____
4. _____	\$ _____	_____

Signature

10/1/2019

Date

Note: If in-kind match will be used, the agency must provide the Division of Public Safety Planning with an analysis that shows how the value of the match was determined.



Mississippi Department of Public Safety Planning Office of Justice Programs (OJP) JAG Standard Award Policy and Special Conditions

Pursuant to subgrantee management policies, the following special conditions are mandatory and are hereby made a part of this subgrant award:

Acceptance Procedures - The Subcontract Signature Sheet constitutes the operative document obligating and reserving Federal funds for use by the subgrantee in execution of the program or project covered by the award. Such obligation may be terminated without further cause if the subgrantee fails to affirm its timely utilization of the grant by signing and returning the signed acceptance to the Division of Public Safety Planning (DPSP) **WITHIN 21 DAYS** from the date of award. No federal funds shall be disbursed to the recipient until the signed acceptance has been received.

The recipient agrees to sign and submit the following forms along with the Subcontract Signature Sheet:

- Budget and Cost Summary Sheets – (each sheet initialed)
- FY 2017 Certification of Compliance with 8 U.S.C. 1373
- OJP JAG Statement of Special Conditions
- Subgrant Standard Assurances (attachment A)
- Nondiscrimination and Equal Employment Opportunity (attachment B)
- Civil Rights Certification Form Check List (attachment C)
- Certificate of Exemption for Hiring Practices (attachment D)
- Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion Lower Tier Covered Transactions (attachment F)
- Certification Regarding Lobbying (attachment G)
- Match Verification Requirement Form (attachment H)

The recipient also, agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
www.ojp.gov

Special Cancellation Condition for Subgrantees:

- (1) **Commencement with 60 Days.** If a project is not operational within 60 days of the original starting date of the grant period, the subgrantee must report by letter to the DPSP the steps taken to initiate the project, the reasons for the delay, and the expected starting date.
- (2) **Operational within 90 Days.** If a project is not operational within 90 days of the original starting date of the grant period, the subgrantee must submit a



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second statement to the DPSP explaining the implementation delay. Upon receipt of the 90-day letter, the DPSP may cancel the project and request redistribution of the funds to other project areas. The DPSP may also, where extenuating circumstances warrant, extend the implementation date of the project past the 90-day period. When this occurs, the appropriate subgrant files and records must so note the extension.

Modifications to the Original Subcontract - Budget modifications request must be submitted in writing with a detailed justification and budget revision. Sub grantees are limited to three (3) per modifications per cycle. All changes or revisions to the original approved contract must be approved by an authorized DPSP Program Director, prior to the action(s) being taken. The effective date of the modification is determined by the date the request is submitted to DPSP and approved by the specified program director. The final modification must be submitted 90 days prior to the award end date. Retro-active modifications or revisions will not be granted.

Non-expendable Property Purchased with Grant Funds. Subgrantee agrees to submit a fully executed copy of an Equipment Control Sheet (attached) listing all non-expendable property purchased with grant funds. The Equipment Control Sheet should be submitted to the DPSP no later than ten (10) working days after the last item of non-expendable property is received.

Subgrantee agrees to notify the DPSP of all lost, stolen, or damaged property and shall submit within five (5) working days a detailed narrative of the incident, a copy of the police report, and any measures taken to resolve the problem. Subgrantee agrees not to loan, transfer, or liquidate property under any circumstances, unless prior approval is given by an appropriate designated OJP official. (refer to OJP Financial Guide)

Project Reporting Requirements: The recipient agrees to submit **Monthly** Project Narrative and **Monthly** reimbursement reporting worksheets with supporting documents to the DPSP, Office of Justice Programs, no later than ten (10) working days after the end of each month. The recipient agrees to provide information on the activities supported and an assessment of the effects that the grant funds have had on the project. Failure to submit in a timely manner could result in the de-obligation of the subgrantee award and/or discontinuing future funding under this program.

BJA strongly encourages the recipient to submit annual (or more frequent) JAG success stories at JAG.Showcase@ojp.usdoj.gov or via the online form at



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<http://www.bja.gov/contactus.aspx>. JAG success stories should include the name and location of program/project point of contact with phone number and e-mail; amount of JAG funding received and in which fiscal year; and a brief summary describing the program/project and its impact.

Prior Approval for Travel Request

Subgrantee agrees to request in writing prior approval to attend any related training or conferences within 45 days of the event. Such training should be program related. Travel request should identify those who will be in attendance, a detailed budget of the estimated cost and contain a justification for the training. When seeking reimbursement all receipts must be submitted to reflect the cost of the assigned trip such as: hotel receipts minus any incidentals outside of the room cost, meal receipts, parking receipts, transposition receipts, gas receipts, (1) baggage receipt per traveler and any other approved travel cost's associated.

Use of Federal Funds - The recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without written approval of DPSP.

Certifications of Compliance with 8 U.S.C. § 1373

A State or unit of local government that receives an award under the FY 2017 Byrne JAG Program will be required (by award condition) to obtain a properly-executed certification regarding compliance with 8 U.S.C. § 1373 from any proposed sub recipient that is a unit of local government or a "public" institution of higher education (i.e., one that is owned, controlled, or directly funded by a State or unit of local government). The specific certification required from a unit of local government will differ from the specific certification required from a "public" institution of higher education. (The requirement for a sub recipient certification regarding 8 U.S.C. § 1373 will not encompass sub awards to Indian tribes). The required certification must be submitted using the following form: *(this form will be provided to your agency)*

- FY 2017 Byrne JAG - Chief Legal Officer Certification of Compliance with 8 U.S.C. § 1373

Separate Tracking and Reporting of grant funds and outcomes - The recipient agrees to track, account for, and report on all funds from this award (including specific outcomes and benefits attributable to the project) and from all other funds, including DPSP award funds



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from non-federal awards awarded for the same or similar purposes or programs.

Accordingly, the accounting systems of the recipient and all subrecipients must ensure that funds awarded are not commingled with funds from any other source. The recipient further agrees that all personnel whose activities are to be charged to the award will maintain monthly timesheets and will document hours worked activities related to this award and non-related activities on the activity sheet.

Audit Requirements - The recipient agrees to comply with the organizational audit requirements as established by the Office of Management and Budget (OMB). One of the following will have specific information regarding your agency's audit requirements:

- a. OMB Circular A-128. Audits of State and Local Governments.
- b. OMB Circular A-133. Audits of Institutions of Higher Education and Other Non-profit Institutions.

All audit reports (initial and subsequent) shall be submitted no later than nine (9) months after the close of the Subgrantee's fiscal year.

Subgrantee Fiscal Year: _____ State (July - June)
(Check One) X Federal (October - September)
 _____ Calendar (January - December)

The Office of Management and Budget (OMB) Circular A-133 requires a Single Audit for state and local governments as well as for non-profit organizations when federal expenditures are at least \$500,000. Please check below if you are required to have a Single Audit.

Single Audit Required: X Yes _____ No

Sub Awarding Federal Funds - The recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community Organization for Reform Now (ACORN) or its subsidiaries.

Grantee Monitoring - The recipient understands that the OJP Programs will monitor a random selection of subaward projects under each specified program in accordance with all applicable statutes, regulations, OMB circulars, and program guidelines, including the OJP Financial Guide, and the applicable special conditions of this award. The OJP Programs will review the oversight of the grantees financial and programmatic activities, files and will monitor the specific outcomes and benefits attributable to the use of grant funds by



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subrecipients. In addition, the recipient agrees to submit, upon request, all documentation of its policies and procedures.

Subawards – DUNS and CCR for Reporting - The recipient agrees to submit with the award document, documentations of a valid DUNS profile and an active registration with the Central Contractor Registration (CCR) database. A printed copy of the DUNS and CCR is required for grant funding. If the CCR expires within the awarding cycle, the grantee agrees to submit an updated CCR no later than 15 days after the expiration date to the designated awarding program under the Office of Justice Programs.

Misuse of award funds - The recipient understands and agrees that misuse of award funds may result in a range of penalties, including suspension of current and future funds, suspension or debarment from federal grants, recoupment of monies provided under an award, and civil and/or criminal penalties.

Texting While Driving - Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the department encourages recipients to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this grant, and to establish workshop safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

Reporting Potential Fraud, Waste, and Abuse, and Similar Misconduct - The recipient must promptly refer to the DPSP and DOJ-OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the DPSP by mail:

Mississippi Department of Public Safety Planning
Office of Justice Programs
1025 Northpark Drive
Ridgeland, Mississippi 39157
Contact 601-977-3700

or

e-mail: oig.hotline@usdoj.gov

Hotline: (in English/Spanish): (800) 869-4499 or Hotline fax: (202) 616-9881



Mississippi Department of Public Safety Planning Office of Justice Programs (OJP) JAG Standard Award Policy and Special Conditions

Conflict with Other Standard Terms and Conditions - The recipient understands and agrees that all other terms and conditions contained in this award, or in applicable OJP grant policy statements or guidance, apply unless they conflict or are superseded by the terms and conditions included here in that specifically implement the grant requirements. Recipients are responsible for contacting their grant managers for any clarifications.

Americans With Disabilities Act - The recipient hereby assures and certifies compliance with Subtitle A, Title II of the Americans With Disabilities Act (ADA) 42 U.S.C.12131-12124, which removes the barriers that deny individuals with disabilities an equal opportunity to share in and contribute to the vitality of American life. In other words, full participation in, and access to, all aspects for society.

Civil Rights: EEOP - The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.

Discrimination Finding - The recipient assures that in the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, religion, national origin, sex, or disability against a recipient of victim assistance formula funds under this award, the grantee will forward a copy of the findings to the Division of Public Safety Planning: Office of Justice Programs and to the Office of Civil Rights of OJP.

Additional Requirements and Guidance - The recipient agrees to comply with any modifications or additional requirements that may be imposed during the award performance period or by law and future OJP (including government-wide) guidance and clarifications of OJP Programs requirements.

Law Enforcement Task Forces – Required Training

Within 120 days of award acceptance, each current member of a law enforcement task force funded with award funds who is a task force commander, agency executive, task force officer, or other task force member of equivalent rank, must complete required online (internet-based) task force training. Additionally, all future task force members must complete this training once during the period of performance for this award, or once every four years if multiple OJP awards include this requirement.



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The required training is available free of charge online through the BJA-funded Center for Task Force Integrity and Leadership (www.ctfli.org). The training addresses task force effectiveness, as well as other key issues including privacy and civil liberties/rights, task force performance measurement, personnel selection, and task force oversight and accountability. If award funds are used to support a task force, the recipient must compile and maintain a task force personnel roster, along with course completion certificates.

Additional information regarding the training is available through BJA's web site and the Center for Task Force Integrity and Leadership (www.ctfli.org).

Certification of Body Armor "Mandatory Wear" Policies

The recipient agrees to submit a signed certification that all law enforcement agencies receiving body armor purchased with funds from this award have a written "mandatory wear" policy in effect. The recipient must keep signed certifications on file for any subrecipients planning to utilize funds from this award for ballistic-resistant and stab-resistant body armor purchases. This policy must be in place for at least all uniformed officers before any funds from this award may be used by an agency for body armor. There are no requirements regarding the nature of the policy other than it be a mandatory wear policy for all uniformed officers while on duty.

Body Armor – Compliance with NIJ Standards

Ballistic-resistant and stab-resistant body armor purchased with JAG award funds may be purchased at any threat level, make or model, from any distributor or manufacturer, as long as the body armor has been tested and found to comply with applicable National Institute of Justice ballistic or stab standards and is listed on the NIJ Compliant Body Armor Model List (<https://nij.gov/>). In addition, ballistic-resistant and stab-resistant body armor purchased must be American-made. The latest NIJ standard information can be found here: <https://nij.gov/topics/technology/body-armor/pages/safety-initiative.aspx>.

Required Data on Law Enforcement Agency Training

Any law enforcement agency receiving direct or sub-awarded funding from this JAG award must submit quarterly accountability metrics data related training that officers have received on the use of force, racial and ethnic bias, de-escalation of conflict, and constructive engagement with the public.



**Mississippi Department of Public Safety Planning
Office of Justice Programs (OJP)
JAG Standard Award Policy and Special Conditions**

EQUAL TREATMENT REGULATION

Subgrantee certifies that it complies with the Equal Treatment Regulation in 28 C.F.R. parts 31, 33, 38, 90, 91, and 93, which ensures that no organization will be discriminated against in a Department of Justice funded social services program based on religion. The regulation, entitled "Participation in Justice Department Programs by Religious Organization; Providing for Equal Treatment of all Justice Department Program Participants."

EQUAL EMPLOYMENT OPPORTUNITY

Subgrantee hereby certifies that it has formulated an Equal Employment Opportunity Program plan in accordance with 28 C.F.R. 42, 301, et seq., Subpart e. of the Code of Federal Regulations. The plan is on file for review or audit by officials of the Mississippi Division of Public Safety Planning or the Office of Justice Programs, U.S. Department of Justice as required by relevant laws and regulations.

Please check one: _____ Required ☒ Not Required

ENFORCING CIVIL RIGHTS LAWS

Subgrantee certifies that as a local government entity or non-profit organization recipient of Federal financial assistance, regardless of the particular funding source, the amount of the grant award, or the number of employees in the workforce, is subject to the prohibitions against unlawful discrimination.

NON-SUPPLANT CERTIFICATION

The City of Gautier (Applicant/Agency) hereby assures that Federal funds will not be used to supplant State or local funds and that, Federal funds will be used to supplement existing funds for program activities and not to replace those funds which have been appropriated for the same purpose.

Compliance with these requirements will be monitored during the annually programmatic onsite monitoring visit or during a programmatic desk audit.



**Mississippi Department of Public Safety Planning
Office of Justice Programs (OJP)
JAG Standard Award Policy and Special Conditions**

By initialing and signing, your agency agrees to comply and adhere to all federal and state guidelines established governing the Mississippi Department of Public Safety, Office of Justice Grant Programs.

City of Gautier
Agency's Name

18LB2101
Subgrant Award Number

Phil Torjusen
Authorized Official (Please Print)

Mayor
Authorized Official Title

Authorized Official (Signature)

10/1/19
Date



STATE OF MISSISSIPPI
DEPARTMENT OF PUBLIC SAFETY
DIVISION OF PUBLIC SAFETY PLANNING

PHIL BRYANT
GOVERNOR

MARSHALL L. FISHER
COMMISSIONER

September 23, 2019

Phil Torjusen, Mayor
City of Gautier Police Department
3329 Highway 90
Gautier, MS 39553

Subject: Project Number: 18LB2101
Program: Justice Assistance Grant (JAG)
Effective Date: October 1, 2019

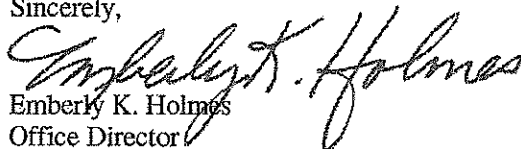
Dear Mayor Torjusen:

We are pleased to inform you that the Division of Public Safety Planning has approved your subgrant application for the **MS Justice Assistance Grant (JAG)** in the amount of **\$3,615.00**. Enclosed are the following contractual items. Please read these documents to determine your requirements under the subgrant.

1. Subgrant Signature Sheet
2. Budget Summary - *initial*
3. Cost Summary Support Sheet - *initial*
4. OJP JAG Statement of Special Conditions - *initial all sheets*
5. OJP Subgrant Standard Assurances (*Attachment A*)
6. Certification of Equal Employment Opportunity (*Attachment B*)
7. Federal Civil Rights Compliance Checklist (*Attachment C-1*)
8. Civil Rights Training Certificate (*Attachment C-2*)
9. Discrimination Complaint Policy and Procedures (*Attachment E*)
10. Certification Regarding Debarment (*Attachment F*)
11. Certification Regarding Lobbying (*Attachment G*)
12. Match Certification (*Attachment H*)
13. Return Document Checklist

We particularly want to bring to your attention the requirement that items 1 – 13 (*with the exception of item #9*) should be signed or initialed in blue ink and returned to the Department of Public Safety Planning immediately. Please retain a copy for your files. If there are any questions concerning this award, please contact Sharon Nguyen at (601) 977-3756.

Sincerely,


Emberly K. Holmes
Office Director

SUBGRANT SIGNATURE SHEET
DIVISION OF PUBLIC SAFETY PLANNING
OFFICE OF JUSTICE PROGRAMS
 1025 Northpark Drive
 Ridgeland, MS 39157
 Phone: (601) 977-3700 Fax: (601) 977-3764

1. Name, Address, & Phone Number: City of Gautier Gautier Police Department 3329 Highway 90 Gautier, MS 39553 228-497-2486 astennett@gautier-ms.gov				2. Effective Date: October 1, 2019 3. Sub-grant Number: 18LB2101 4. Grant Identifier: 2018-MU-BX-0165 5. Beginning & Ending Dates: 10/10/2019 - 03/31/2020 6. Sub-grant Payment Method: Cost Reimbursement ☒ Other:			
7. The following funds are obligated:							
Budget Category	Source of Funds						Total Program Budget
	Federal	%	State/Local	%	In-Kind	%	
Personnel							
Fringe Benefits							
Equipment	\$ 3,195.00		\$ 1,065.00				\$ 4,260.00
Travel							
Commodities	\$ 420.00		\$ 140.00				\$ 560.00
Contractual Services							
Miscellaneous							
Indirect Costs							
TOTAL	\$ 3,615.00	75%	\$ 1,205.00	25%			\$ 4,820.00
8. The Sub-grantee agrees to operate the program outlined in this sub-grant in accordance with all provisions of this sub-grant as included herein. The following sections are attached and incorporated into this agreement. OJP Statement of Special Conditions Attachment A – Statement of Special Conditions Attachment B – Standard Assurances Attachment C- Civil Rights Compliance Checklist Attachment E – Discrimination Complaint Policies and Procedures Attachment C1 – Civil Rights Training Certification Attachment F – Certification Regarding Debarment Attachment G – Certification Regarding Lobbying Attachment H – Match Certification							
AGENCY APPROVAL				SUBGRANTEE ACCEPTANCE			
9. Typed Name & Title of Approving DPSP Official: Emberly K. Holmes Office Director				10. Typed Name & Title of Authorized Sub-grantee Official: Phil Torjusen, Mayor City of Gautier			
11. Signature: 		Date: 09/23/2019		12. Signature:		Date:	

DIVISION OF PUBLIC SAFETY PLANNING BUDGET SUMMARY SHEET

1. Applicant Agency: City of Gautier						
2. Sub-grant Number	3. Grant Identification Number	4. Beginning Date	Ending Date			
18LB2101	2018-MU-BX-0165	10/10/2019	03/31/2020			
6. Submitted as part of (Check One):	A. Funding Request: X	B. Modification Number:	C. Modification Effective Date:			
Funding Sources						
8. For DPSP Use Only	9. Activity	Federal	State	Program Income	Other (Local-Private)	Total
	Byrne/JAG Local Law	\$ 3, 615.00			\$ 1,205.00	\$ 4,820.00
TOTAL		\$ 3, 615.00			\$ 1,205.00	\$ 4,820.00

**DIVISION OF PUBLIC SAFETY PLANNING
COST SUMMARY SUPPORT SHEET**

1. Applicant Agency: City of Gantier					Page 1 of 1
2. Sub-grant Number	3. Grant Identifier Number	4. Beginning Date	5. Ending Date		
18LB2101	2018-MU-BX-0165	10/10/2019	03/31/2020		
6. Activity: Byrne JAG Local Law					
7. DSPF Use Only	8. Category	10. Description of item and/or Basis for Valuation	11. Budget		
	9. Line Item		Federal	All Other	Total
	Equipment	4 – Yellow X26P CEW Tasers @ \$1,065.00 ea. \$ 4,260.00	\$ 3,195.00	\$ 1,065.00	\$ 4,260.00
	Commodities	4 – Right=Hand Holster, X26P, Blackhawk @ \$ 64.00 ea. \$ 256.00 4 – XPPM, Spare Cartridge Battery Pack @ \$76.00 ea. \$ 304.00	\$ 420.00	\$ 140.00	\$ 560.00
Total			\$ 3,615.00	\$ 1,205.00	\$ 4,820.00

Councilwoman Martin made the motion to approve the Municipal Compliance Questionnaire for FY 2018-2019, as presented. Councilman Jackson seconded the motion. The vote was carried unanimously.

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

ORDER NUMBER 217-2019

WHEREAS, as part of the municipality's audit, the governing authorities of the municipality must make certain assertions with regard to legal compliance;

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Municipal Compliance Questionnaire for FY 2018 - 2019 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
 Richard Jackson
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

Municipal Compliance Questionnaire

As part of the municipality's audit, the governing authorities of the municipality must make certain assertions with regard to legal compliance. The municipal compliance questionnaire was developed for this purpose.

The following questionnaire and related certification must be completed at the end of the municipality's fiscal year and entered into the official minutes of the governing authorities at their next regular meeting.

The governing authorities should take care to answer these questions accurately. Incorrect answers could reduce the auditor's reliance on the questionnaire responses, resulting in the need to perform additional audit procedures at added cost.

Information

Note: Due to the size of some municipalities, some of the questions may not be applicable. If so, mark N/A in answer blanks. Answers to other questions may require more than "yes" or "no," and, as a result, more information on this questionnaire may be required and/or separate work papers may be needed.

1. Name and address of municipality:
City of Gautier
3330 Highway, Gautier, Ms 39553
2. List the date and population of the latest official U.S. Census or most recent official census:
July 1, 2018 18,566 (population estimate)
3. Names, addresses and telephone numbers of officials (include elected officials, chief administrative officer, and attorney).
see attached
4. Period of time covered by this questionnaire:
From: October 2018 To: September 2019
5. Expiration date of current elected officials' term: 2021

MUNICIPAL COMPLIANCE QUESTIONNAIRE

Year Ended September 30, 20__

Answer All Questions: **Y** - YES, **N** - NO, **N/A** - NOT APPLICABLE

PART I - General

1. Have all ordinances been entered into the ordinance book and included in the minutes? (Section 21-13-13) _y_____
2. Do all municipal vehicles have public license plates and proper markings? (Sections 25-1-87 and 27-19-27) _y_____
3. Are municipal records open to the public? (Section 25-61-5) _y_____
4. Are meetings of the board open to the public? (Section 25-41-5) _y_____
5. Are notices of special or recess meetings posted? (Section 25-41-13) _y_____
5. Are all required personnel covered by appropriate surety bonds?
 - Board or council members (Sec. 21-17-5) _y_____
 - Appointed officers and those handling money, see statutes governing the form of government (i.e., Section 21-3-5 for Code Charter) _y_____
 - Municipal clerk (Section 21-15-38) _y_____
 - Deputy clerk (Section 21-15-23) _y_____
 - Chief of police (Section 21-21-1) _y_____
 - Deputy police (Section 45-5-9) (if hired under this law) _n/a_____
7. Are minutes of board meetings prepared to properly reflect the actions of the board? (Sections 21-15-17 and 21-15-19) _y_____
8. Are minutes of board meetings signed by the mayor or majority of the board within 30 days of the meeting? (Section 21-15-33) _y_____
9. Has the municipality complied with the nepotism law in its employment practices? (Section 25-1-53) _y_____
10. Did all officers, employees of the municipality, or their relatives avoid any personal interest in any contracts with the municipality during their term or within one year after their terms of office or employment? (Section 25-4-105) _y_____
11. Does the municipality contract with a Certified Public Accountant or an auditor approved by the State Auditor for its annual audit within twelve months of the end of each fiscal year? (Section 21-35-31) _y_____

12. Has the municipality published a synopsis or notice of the annual audit within 30 days of acceptance?
(Section 21-35-31 or 21-17-19) y_____

PART II - Cash and Related Records

1. Where required, is a claims docket maintained?
(Section 21-39-7) y_____
2. Are all claims paid in the order of their entry in the claims docket? (Section 21-39-9) y_____
3. Does the claims docket identify the claimant, claim number, amount and fund from which each warrant will be issued?
(Section 21-39-7) y_____
4. Are all warrants approved by the board, signed by the mayor or majority of the board, attested to by the clerk, and bearing the municipal seal? (Section 21-39-13) y_____
5. Are warrants for approved claims held until sufficient cash is available in the fund from which it is drawn?
(Section 21-39-13) y_____
6. Has the municipality adopted and entered on its minutes a budget in the format prescribed by the Office of the State Auditor? (Sections 21-35-5, 21-35-7 and 21-35-9) y_____
7. Does the municipality operate on a cash basis budget, except for expenditures paid within 30 days of fiscal year end or for construction in progress? (Section 21-35-23) y_____
8. Has the municipality held a public hearing and published its adopted budget? (Sections 21-35-5, 27-39-203, & 27-39-205) y_____
9. Has the municipality complied with legal publication requirements when budgetary changes of 10% or more are made to a department's budget? (Section 21-35-25) y_____
10. If revenues are less than estimated and a deficit is anticipated, did the board revise the budget by its regular July meeting? (Section 21-35-25) y_____

11. Have financial records been maintained in accordance with the chart of accounts prescribed by the State Auditor? (Section 21-35-11) n
12. Does the municipal clerk submit to the board a monthly report of expenditures against each budget item for the preceding month and fiscal year to date and the unexpended balances of each budget item? (Section 21-35-13) y
13. Does the board avoid approving claims and the city clerk not issue any warrants which would be in excess of budgeted amounts, except for court-ordered or emergency expenditures? (Section 21-35-17) y
14. Has the municipality commissioned municipal depositories? (Sections 27-105-353 and 27-105-363) y
15. Have investments of funds been restricted to those instruments authorized by law? (Section 21-33-323) y
16. Are donations restricted to those specifically authorized by law? [Section 21-17-5 (Section 66, Miss. Constitution) -- Sections 21-19-45 through 21-19-59, etc.] y
17. Are fixed assets properly tagged and accounted for? (Section II - Municipal Audit and Accounting Guide) y
18. Is all travel authorized in advance and reimbursements made in accordance with Section 25-3-41? y
19. Are all travel advances made in accordance with the State Auditor's regulations? (Section 25-3-41) y

PART III - Purchasing and Receiving

1. Are bids solicited for purchases, when required by law (written bids and advertising)? [Section 31-7-13(b) and (c)] y
2. Are all lowest and best bid decisions properly documented? [Section 31-7-13(d)] y
3. Are all one-source item and emergency purchases documented on the board's minutes? [Section 31-7-13(m) and (k)] y
4. Do all officers and employees understand and refrain from accepting gifts or kickbacks from suppliers? (Section 31-7-23) y

PART IV - Bonds and Other Debt

1. Has the municipality complied with the percentage of taxable property limitation on bonds and other debt issued during the year? (Section 21-33-303) y_____
2. Has the municipality levied and collected taxes, in a sufficient amount for the retirement of general obligation debt principal and interest? (Section 21-33-87) y_____
3. Have the required trust funds been established for utility revenue bonds? (Section 21-27-65) y_____
4. Have expenditures of bond proceeds been strictly limited to the purposes for which the bonds were issued? (Section 21-33-317) y_____
5. Has the municipality refrained from borrowing, except where it had specific authority? (Section 21-17-5) y_____

PART V - Taxes and Other Receipts

1. Has the municipality adopted the county ad valorem tax rolls? (Section 27-35-167) y_____
2. Are interest and penalties being collected on delinquent ad valorem taxes? (Section 21-33-53) y_____
3. Has the municipality conducted an annual land sale for delinquent ad valorem taxes? (Section 21-33-63) county_____
4. Have the various ad valorem tax collections been deposited into the appropriate funds? (Separate Funds for Each Tax Levy) (Section 21-33-53) y_____
5. Has the increase in ad valorem taxes, if any, been limited to amounts allowed by law? (Sections 27-39-320 and 27-39-321) y_____
6. Are local privilege taxes collected from all businesses located within the municipality, except those exempted? (Section 27-17-5) y_____
7. Are transient vendor taxes collected from all transient vendors within the municipality, except those exempted? (Section 75-85-1) y_____
8. Is money received from the state's "Municipal Fire Protection Fund" spent only to improve municipal fire departments? (Section 83-1-37) y_____

9. Has the municipality levied or appropriated not less than 1/4 mill for fire protection and certified to the county it provides its own fire protection or allowed the county to levy such tax? (Sections 83-1-37 and 83-1-39) y_____
10. Are state-imposed court assessments collected and settled monthly? (Section 99-19-73, 83-39-31, etc.) y_____
11. Are all fines and forfeitures collected when due and settled immediately to the municipal treasury? (Section 21-15-21) y_____
12. Are bids solicited by advertisement or, under special circumstances, three appraisals obtained when real property is sold? (Section 21-17-1) y_____
13. Has the municipality determined the full and complete cost for solid waste for the previous fiscal year? (Section 17-17-347) y_____
14. Has the municipality published an itemized report of all revenues, costs and expenses incurred by the municipality during the immediately preceding fiscal year in operating the garbage or rubbish collection or disposal system? (Section 17-17-348) y_____
15. Has the municipality conducted an annual inventory of its assets in accordance with guidelines established by the Office of the State Auditor? (MMAAG) y_____

(MUNICIPAL NAME)

Certification to Municipal Compliance Questionnaire

Year Ended September 30, 2019

We have reviewed all questions and responses as contained in this Municipal Compliance Questionnaire for the Municipality of Gautier, and, to the best of our knowledge and belief, all responses are accurate.

(City Clerk's Signature)

(Mayor's Signature)

(Date)

(Date)

Minute Book References:

Book Number _____

Page _____

(Clerk is to enter minute book references when questionnaire is accepted by board.)



CITY OF GAUTIER

3330 Highway 90

Gautier, Mississippi 39553

Phone: (228) 497-8000 • Fax: (228) 497-8028

Email: gautier@gautier-ms.gov or Visit Us at: www.gautier-ms.gov

MAYOR

Mr. Phil Torjusen

319 Pierre Cove

Gautier, MS 39553

Cell: 228.990.4141

ptorjusen@gautier-ms.gov

mayor@gautier-ms.gov

COUNCILMAN WARD 2

Mr. Richard Jackson

1920 CW Webb Road

Gautier, MS 39553

Cell: 228.424.5615

rjackson@gautier-ms.gov

councilmanward2@gautier-ms.gov

COUNCILWOMAN AT-LARGE

Mrs. Mary F. Martin

5904 Martin Bluff Road

Gautier, MS 39553

Cell: (228) 217-2792

mmartin@gautier-ms.gov

councilwomanatlarge@gautier-ms.gov

COUNCILMAN WARD 3

Mr. Casey C. Vaughan

3109 Bemis Avenue

Gautier, MS 39553

Cell: 228.297.3063

cvaughan@gautier-ms.gov

councilmanward3@gautier-ms.gov

COUNCILMAN WARD 1

Mr. Cameron George

4313 Cobblestone Lane

Gautier, MS 39553

Cell: 228.219.4137

cgeorge@gautier-ms.gov

councilmanward1@gautier-ms.gov

COUNCILMAN WARD 4

Mr. Charles "Rusty" Anderson

2021 Robertsedale Drive

Gautier, MS 39553

Cell: 228.218.9483

randerson@gautier-ms.gov

councilmanward4@gautier-ms.gov

COUNCILMAN WARD 5

Mr. Adam D. Colledge

8124 Meadowdale Drive

Gautier, MS 39553

Cell: 228.861.8158

acolledge@gautier--ms.gov

councilmanward5@gautier-ms.gov

Councilman Colledge made the motion to approve Advertising for bid on the Shepard State Park Log Cabin Welcome Center, Phase 3 Project, as presented. Councilman Vaughan seconded the motion. The vote was carried unanimously.

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

ORDER NUMBER 218-2019

WHEREAS, Phase I of the Shepard State Park Log Cabin Welcome Center Project 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; and

WHEREAS, Phase II of the Shepard State Park Log Cabin Welcome Center Project included front and back stairs, landings, guards, handrails, concrete ADA ramp, back wall construction and repairs, roof repairs, sealant, exterior doors, window glass; and

WHEREAS, Phase III of the Shepard State Park Log Cabin Welcome Center Project will include the completion of the exterior repairs and all interior renovations, to include electrical, mechanical and

WHEREAS, in order to begin work on this project, the City is required to advertise the project for bids; and

WHEREAS, the attached advertisement will run in the Sun Herald on October 7th and October 14th with the bid opening being held on October 22, 2019; 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 Shepard State Park Log Cabin Welcome Center Project.

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

Motion was made by **Councilman Colledge**, seconded by **Councilman Vaughan**, and the following vote was recorded:

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

NAYS: **None**

ABSENT: **Cameron George**

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of October 1, 2019.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Stennett, Grants Administrator
Date: 9/24/2019
Subject: Authorization to Advertise for bid for the Shepard State Park Log Cabin Welcome Center, Phase III Project

REQUEST:

The Grants and Projects Department requests City Council authorization to advertise for bid on the Shepard State Park Log Cabin Welcome Center, Phase III Project.

BACKGROUND:

Phase I of the Shepard State Park Historic Log Cabin Welcome Center 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.

Phase II's scope of work included front and back stairs, landings, guards, handrails, concrete ADA ramp, back wall construction and repairs, roof repairs, sealant, exterior doors, window glass replacements, etc.

Phase III will include the completion of the exterior repairs and all interior renovations, to include electrical, mechanical and plumbing.

DISCUSSION:

If approved, this ad will run in the *Sun Herald* on Oct. 7 and Oct. 14. The bid opening will be held Oct. 22, 2019.

RECOMMENDATION:

The Grants and Projects Department recommends that City Council authorize advertising for bid on the Shepard State Park Log Cabin Welcome Center, Phase III Project.

The City Council may:

- 1) Approve the advertisement as presented; or
- 2) Not approve the advertisement as presented.

ATTACHMENTS:

1. Advertisement for Bids

ADVERTISEMENT FOR BIDS

Notice is hereby given that sealed bids for General Construction of the **Shepard Park Welcome Center Phase III will be received by the City of Gautier, Mississippi until 2:00 PM on October 22, 2019**, and said bids are to be opened and read aloud in the City Council's Meeting Room located in the Gautier City Hall, 3330 Highway 90, Gautier, MS 39553.

Envelopes containing the bids must be sealed, addressed to "Sherry Farabee, Purchasing Agent" and designated as bids for the following item described, to wit:

"Shepard Park Welcome Center Phase III"

1. If any envelope is not so marked, any bid contained therein will not be considered.
2. All bids shall be submitted in a sealed envelope addressed to "Sherry Farabee, Purchasing Agent." If a bid is submitted by mail, the address of the City Clerk is Gautier City Hall, 3330 Highway 90, Gautier, MS 39553.
3. All bid envelopes should contain the bidder's name and mailing address, the name of the bid item, and Certificate of Responsibility Number on the face of the sealed envelope.
4. Contractors will also have the option of submitting their bids electronically through www.centralbidding.com
 - a. When submitting an electronic bid, the bid must be submitted in "pdf" format and shall contain the same information and forms as required for the paper bids. Electronic bids must be secured with a bid bond. When submitting a bid electronically, the authorized signature shall be an electronic signature or handwritten in blue-ink signature. In the event that an electronically submitted bid has a corrupted attachment, the bid will be considered null and void. When bids are submitted electronically, the requirement for including a certificate of responsibility, or a statement that the bid enclosed does not exceed Fifty Thousand Dollars (\$50,000.00), on the exterior of the bid envelope shall be deemed in compliance by including the same information as an attachment with the electronic bid submittal.
 - b. Official bid documents can be downloaded from Central Bidding at www.centralbidding.com. Electronic bids can be submitted at www.centralbidding.com. For any questions relating to the electronic bidding process, please call Central Bidding at 225-810-4814.
5. The proposed work provides for the construction of the Shepard Park Welcome Center Phase III. The new construction will include, but not be limited to, selective demolition, construction of new mechanical / plumbing and electrical systems, installation of new lighting, installation of new ceiling fans, installation of new base / wall cabinets, installation of new plumbing fixtures, refinishing of interior stained wood floors / stained ceiling systems / stained veneer walls / stained wood doors, new metal stud partition framing, new gypsum wallboard & finish, interior and exterior painting, new door

hardware, new door & frame, miscellaneous metal roof panel repairs, new gutters and downspouts, new joint sealants, new insulation, other repairs, overall general cleaning as well as other required ancillary items.

6. The BID DOCUMENTS, consisting of Information for Bidders, Drawings, Specifications and Addenda, may be examined at the locations listed below.
7. The Issuing Office for the Bidding Documents is Goodwyn, Mills & Cawood, PLLC., 11 North Water Street, Suite 15250, Mobile, AL 36602, Attn: Doris Howard (251) 460-4006 doris.howard@gmcnetwork.com. Prospective Bidders may examine the Bidding Documents at the Issuing Office on Mondays through Fridays between the hours of 8:00 a.m. – 5:00 p.m. and may obtain copies of the Bidding Documents from the Issuing Office as described below.
8. General Contractors may procure plans and specifications from the Architect upon payment of a deposit of Twenty dollars (\$20.00) for a one time administrative fee for digital/file sharing access or One Hundred Fifty dollars (\$150.00) (printed) per set. Contractors are encouraged to use the digital plans. Refunds will be issued for printed sets only issued by the Architect to each general contract bidder on the first two (2) sets issued submitting a bonafide bid, upon return of documents in good and reusable condition within ten (10) days of bid date. Additional sets for General Contractors, and sets for subs and vendors, may be obtained with the same deposit, which will be refunded as above, less cost of printing, reproduction, handling and distribution, which is estimated to be the same as the deposit amount.
9. Checks shall be made payable to “Goodwyn, Mills & Cawood, PLLC.” Bid documents will be mailed only upon receipt of deposit. No bid documents will distributed later than 24 hours prior to the scheduled opening of bids. Partial sets of Bidding Documents will not be available from the Issuing Office. Neither Owner nor Architect will be responsible for full or partial sets of Bidding Documents, including Addenda if any, obtained from sources other than the Issuing Office.
10. For the list of plan holders on this project visit <http://www.gmcnetwork.com/bids/>.
11. The OWNER reserves the right to waive any informality or to reject any and all bids.
12. Each BID must be accompanied by a bid bond, certified check or cashier’s check for an amount equal to five percent (5%) of the total base bid.
13. An executed Non-Collusion Affidavit will be required to accompany the bid.
14. The successful Bidder will be required to furnish a 100% Performance Bond, a 100% Labor and Payment Bond, guaranteeing faithful performance and the payment of all bills and obligations arising from the performance of the contract.
15. All applicable laws, ordinances, and the rules and regulations of all authorities having jurisdiction over construction of the project shall apply to the contract throughout.
16. Each BIDDER must complete and submit with Bid, a current valid Certificate of Responsibility by the Mississippi State Board of Contractors and must show Certificate Number on the face of the sealed proposal envelope. Out-of-the-State bidders must have a similar certificate issued by a similar

board of another state which recognizes certificates issued by the Mississippi State Board of Contractors prior to submitting the bid.

17. Bidders must include with their bid; Standard Questionnaire, Financial Statement and other documents as required by Mississippi Law, or under the terms of the Contract Documents.
18. A **PRE-BID MEETING** is scheduled on October 15, 2019 at 10:00 AM in the City Council's Meeting Room, located in the Gautier City Hall, 3330 Highway 90, Gautier, MS. Attendance is strongly encouraged.

CITY OF GAUTIER
Gautier, Mississippi

GOODWYN, MILLS & CAWOOD, PLLC.
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TO ADVERTISE:

Please advertise October 7 and October 14, 2019

PAULA YANCEY, City Manager

Councilman Colledge made the motion to enter closed session to determine if executive session is necessary and proper. **Councilman Anderson** seconded the motion. The vote was carried unanimously. Absent was Councilman George.

Councilman Vaughan made the motion to enter executive session to discuss JCUA Litigation, Ruby Robertson settlement agreement, and appointment of special prosecutor for the Jerry Brow citations. **Councilman Colledge** seconded the motion. The vote was carried unanimously. Absent was Councilman George.

Councilman Vaughan made the motion to approve the settlement between the City of Gautier and Ruby Robertson at 6501 Baker Road. **Councilwoman Martin** seconded the motion. The vote was carried unanimously. Absent was Councilman George.

Councilman Vaughan made the motion to appoint Monte Tynes as special prosecutor regarding citations against Jerry Brow. **Councilwoman Martin** seconded the motion. The vote was carried unanimously. Absent was Councilman George.

Councilman Colledge made the motion to re-enter open session. **Councilwoman Martin** seconded the motion. The vote was carried unanimously. Absent was Councilman George.

Councilman Vaughan made the motion to recess until October 15, 2019 at 6:30 pm. **Councilwoman Martin** seconded the motion. The vote was carried unanimously. Absent was Councilman George.

APPROVED BY:

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 October 15, 2019.

**CITY OF GAUTIER, MISSISSIPPI
STUDY AGENDA
October 21, 2019**

ITEM DESCRIPTION:

Citizen Comments

City Council Comments

City Manager Comments

City Clerk Comments

City Attorney Comments

NOTES:
