

AGENDA
CITY OF GAUTIER, MISSISSIPPI
CITY HALL COUNCIL CHAMBERS
December 5, 2017 @ 6:30 PM

I. Call to Order

1. Prayer

2. Pledge of Allegiance

II. Agenda Order Approval

III. Announcements

1. Office closed Monday, December 25th and Tuesday, December 26th in observance of Christmas.

IV. Presentation Agenda

1. Boys & Girls Club of Jackson County.

V. 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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VI. Consent Agenda (All items approved in one motion)

1. Resolution authorizing travel of Council Members in the performance of their official duties.

2. Resolution authorizing mileage reimbursement for Council Members at the mileage reimbursement rate allowable to federal employees for the use of a privately owned vehicle while on official travel.

- 3. Authorization close City Administration offices on Friday, December 22nd and Tuesday, December 26th in observance of Christmas.**
- 4. Approval of minutes from Recessed Council Meeting held November 21, 2017.**
- 5. Order authorizing settlement of a doubtful and disputed claim, directing payment of a sum certain and authorizing the City Manager to execute any and all documents necessary to settle the claim as may be directed by the City Attorney and authorizing City Clerk/Comptroller to issue a check.**
- 6. Authorization to accept a monetary donation from the Gautier Mullet and Music Fest Committee.**
- 7. Authorization to enter agreement with Cable One Business for Wi Fi service for the Central, South, and North Fire Stations.**
- 8. Resolution removing office equipment from Fire Departments inventory and declaring equipment surplus.**
- 9. Approval of August 15, 2017 Water and Sewer Adjustments in the amount of \$10,645.27.**
- 10. Approval of Gautier Historic Preservation Commission Re-appointments.**
- 11. Authorization to accept a Singing River Electric Neighbors Helping Neighbors (NHN) Community Grant.**
- 12. Approval and authorization to pay warranty deed and damages totaling \$14,100 payable to Pringle and Roemer, PLLC Trust Account on behalf of Levy Lawson for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.**
- 13. Approval of a Contract Employee Agreement.**
- 14. Authorization to enter into a FY2018 Tidelands Grant Agreement - Mary Walker Bayou Parks Project (FY2018-P618-04).**

- 15. Resolution approving engagement letters and fee arrangement of Butler Snow, LLP to serve as Bond Counsel for the City relating to the issuance of General Obligation Bonds and Utility System Revenue Bonds.**
- 16. Resolution of the City Council of Gautier, Mississippi, authorizing the fee arrangement of City Attorney, Joshua Danos of Bordis & Danos, PLLC to serve as legal counsel for the City relating to the issuance of General Obligation and Utility System Revenue Bonds.**

VII. STUDY AGENDA

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

Recess until December 19, 2017 at 6:30 PM
www.gautier-ms.gov

**CITY OF GAUTIER, MISSISSIPPI
ANNOUNCEMENT AGENDA
December 5, 2017**

ITEM DESCRIPTION:

ANNOUNCEMENTS

1. Office closed Monday, December 25th and Tuesday, December 26th in observance of Christmas.

NOTES:

STATE OF MISSISSIPPI

Office of the Governor



PROCLAMATION

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

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

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

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

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

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

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



**PHIL BRYANT
GOVERNOR**

BY THE GOVERNOR



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

**CITY OF GAUTIER, MISSISSIPPI
PRESENTATION AGENDA
December 5, 2017**

ITEM DESCRIPTION:

PRESENTATION AGENDA

1. Boys & Girls Club of Jackson County.

NOTES:

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

Council Meeting:
Title:

**December 5, 2017
Approval of Docket of Claims**

Introduced by:
Contact Person/Telephone

Teresa Montgomery 497-8000

Summary Explanation: Approval of the Docket of Claims.

EXHIBITS FOR REVIEW

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

Staff Recommendation:
Approval

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

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

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

Action Taken:

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

ORDER NUMBER 000-2017

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

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

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	SBM REPORTING LLC Account Number 001-090-698	180409	12/05/2017	11/16/2017	Description 11/2/17 PLANNING MTG	Invoice # MB841	Date 11/16/2017	P.O. 175.00 Amount 175.00
001	C SPIRE WIRELESS Account Number 001-100-605	180410	12/05/2017	11/16/2017	Description POLICE CELLS	Invoice # 0032680896	Date 11/11/2017	P.O. 555.51 Amount 555.51
001	AT&T Account Number 001-092-605	180421	12/05/2017	11/20/2017	Description MONTHLY SERVICE	Invoice # 2284978000	Date 11/14/2017	P.O. 3,427.86 Amount 3,427.86
001	SOUTHERN PEST CONTROL INC Account Number 001-092-698	180423	12/05/2017	11/21/2017	Description CITY FACILITIES	Invoice # 323830	Date 11/20/2017	P.O. 403.30 Amount 403.30
001	CITY OF GAUTIER 7M BOND ACCT Account Number 001-000-104	180425	12/05/2017	11/22/2017	Description TR MDOT REIMB TO FUND 130	Invoice # 11102017	Date 11/10/2017	P.O. 351,546.74 Amount 351,546.74
001	PITNEY BOWES PURCHASE POWER Account Number 001-092-607	180426	12/05/2017	11/22/2017	Description POSTAGE METER	Invoice # 0434-6213	Date 11/20/2017	P.O. 1,200.00 Amount 1,200.00
001	JERALD H SAVELL Account Number 001-170-513	180427	12/05/2017	11/22/2017	Description TRAIN RIDE: LIGHTS-LAGNIAPPE	Invoice # 300	Date 12/02/2017	P.O. 400.00 Amount 400.00
001	SPECIAL RISK INSURANCE COMPANY Account Number 001-092-625	180428	12/05/2017	11/22/2017	Description RENEWAL: RESERVE ACCIDENT INS	Invoice # 845	Date 09/13/2017	P.O. 3,318.00 Amount 3,318.00
001	SOUTH MISSISSIPPI BUSINESS MACHINES INC Account Number 001-100-699	180429	12/05/2017	11/22/2017	Description SHARP MX-M654N SERVICE AGRMNT	Invoice # 17431	Date 11/19/2017	P.O. 378.00 Amount 378.00
001	FUELMAN OF MS Account Number 001-090-525 001-100-525 001-161-525 001-170-525 001-205-525	180430	12/05/2017	11/22/2017	Description UNL FUEL UNL FUEL UNL & DSL FUEL UNL FUEL UNL FUEL	Invoice # NP51873558 NP51873558 NP51873558 NP51873558 NP51873558	Date 11/20/2017 11/20/2017 11/20/2017 11/20/2017 11/20/2017	P.O. 2,727.73 Amount 35.82 2,103.14 453.33 86.80 48.64
001	GLOBALSTAR Account Number 001-092-605	180435	12/05/2017	11/27/2017	Description MONTHLY SERVICE	Invoice # 0008899630	Date 11/16/2017	P.O. 86.10 Amount 86.10

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	DELTA COMPUTER SYSTEMS INC	180437	12/05/2017	11/27/2017			455.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	ACCTG SOFTWARE MAINT		MN126299	11/15/2017			315.00
	001-092-698	VOTER REG SOFTWARE MAINT		MN126299	11/15/2017			20.00
	001-092-698	PRIV LICENSE SOFTWARE MAINT		MN126300	11/15/2017			120.00
001	AT&T	180438	12/05/2017	11/27/2017			86.37	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-605	MONTHLY SERVICE		2284977070	11/14/2017			86.37
001	AT&T	180439	12/05/2017	11/27/2017			31.01	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	NCIC TELECOM SERVS		2284970262	11/14/2017			31.01
001	AT&T	180450	12/05/2017	11/27/2017			153.10	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-605	MONTHLY SERVICE		2284972172	11/14/2017			153.10
001	LIBERTY MUTUAL INSURANCE COMPANY	180453	12/05/2017	11/27/2017			388.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-625	EMPLOYMENT SECURITY BOND		32S421484	11/20/2017			388.00
001	SINGING RIVER ELECTRIC COOPERATIVE	180456	12/05/2017	11/27/2017			637.86	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-631	BROWN FD 95237002		11142017	11/21/2017			278.91
	001-161-631	MARTIN BLUFF FD	58380001	11152017	11/22/2017			190.19
	001-201-629	SIGNAL LIGHTS	17546	11152017	11/22/2017			32.30
	001-092-631	CITY LIMIT SIGN	17546	11152017	11/22/2017			28.34
	001-100-631	MBLUFF SUB STN	58521002	11152017	11/22/2017			108.12
001	FUELMAN OF MS	180459	12/05/2017	11/28/2017			2,238.82	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-525	UNL FUEL		NP51913105	11/27/2017			1,608.24
	001-161-525	UNL & DSL FUEL		NP51913105	11/27/2017			358.77
	001-170-525	UNL & DSL FUEL		NP51913105	11/27/2017			190.29
	001-205-525	UNL & DSL FUEL		NP51913105	11/27/2017			81.52
001	SINGING RIVER ELECTRIC COOPERATIVE	180463	12/05/2017	11/29/2017			7,991.25	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-201-633	STREET LIGHTING	10554	11172017	11/27/2017			931.49
	001-201-629	SIGNAL LIGHTS	10554	11172017	11/27/2017			5,081.05
	001-092-631	CITY HALL	10554	11172017	11/27/2017			768.26
	001-170-631	FRAZIER PARK	10554	11172017	11/27/2017			48.86
	001-170-631	SENIOR BLDG	10554	11172017	11/27/2017			390.04
	001-161-631	CENTRAL FD	10554	11172017	11/27/2017			363.85
	001-170-631	CITY PARK	10554	11172017	11/27/2017			108.41
	001-092-631	PUBLIC WORKS	10554	11172017	11/27/2017			270.17
	001-092-631	HWY 90 SIGN	10554	11172017	11/27/2017			29.12

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	SINGING RIVER ELECTRIC COOPERATIVE	180464	12/05/2017	11/29/2017			2,081.20	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-631	POLICE STATION	66298004	11/27/2017				1,223.32
	001-201-629	SIGNAL LIGHT	89113001	11/27/2017				56.89
	001-170-631	CITY PARK RESTRMS	89912001	11/27/2017				406.83
	001-201-633	STREET LIGHTS	90345002	11/27/2017				206.02
	001-092-631	RECORDS BLDG	90790001	11/27/2017				145.77
	001-170-631	FRAZIER RESTRMS	98546001	11/27/2017				42.37
001	SINGING RIVER ELECTRIC COOPERATIVE	180465	12/05/2017	11/29/2017			1,278.77	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-201-633	DOLPHIN ST	94987002	11/27/2017				142.22
	001-201-633	DOLPHIN ST	94988002	11/27/2017				135.01
	001-201-633	DOLPHIN ST	94989002	11/27/2017				146.36
	001-201-633	DOLPHIN ST	94990002	11/27/2017				556.71
	001-201-633	WM PAYNE	100244001	11/27/2017				131.75
	001-201-633	WM PAYNE	100245001	11/27/2017				166.72
001	SINGING RIVER ELECTRIC COOPERATIVE	180466	12/05/2017	11/29/2017			1,351.68	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-161-631	SOUTH FD	76008001	11/28/2017				208.65
	001-170-631	BACOT PARK	10137	11/28/2017				1,001.03
	001-201-629	SIGNAL LIGHTS	10138	11/28/2017				118.50
	001-170-631	BACOT SPLASHPAD	103751001	11/28/2017				23.50
001	HUB INTERNATIONAL GULF SOUTH	180471	12/05/2017	11/29/2017			2,036.70	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-092-625	ADD PROPERTY INS: LOG CABIN	872260	11/27/2017				2,036.70
001	MS ASSOC OF GANG INVESTIGATORS	180472	12/05/2017	11/29/2017			175.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-681	REGISTRATION: MONTGOMERY,G	14-0000137	11/16/2017				175.00
001	MCGEES GULF COAST CONNECTION	180473	12/05/2017	11/29/2017			125.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-170-513	RENTAL: JUMPER (2)	0000001	11/28/2017				125.00
001	ALABAMA MEDIA GROUP	180479	12/05/2017	11/29/2017			164.40	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-090-615	PUBLIC NOTICE: GPC #17-19-UDO	0008432589	11/18/2017	180196			16.32
	001-090-615	PUBLIC NOTICE: GPC #17-17-CU	0008429638	11/19/2017	180181			17.28
	001-040-615	MEETING:BROWNFIELD ASMT GRANT	0008413812	11/05/2017	180123			19.08
	001-040-615	REVISED ORDINANCE #237-2017	0008411609	11/01/2017	180110			44.04
	001-040-615	REZONING ORDINANCE #239-2017	0008411621	11/01/2017	180110			67.68
001	ROPER SUPPLY	180480	12/05/2017	11/29/2017			2,727.85	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-799	NFORCE 48 6LF 6LR TD AL TDIR	50089	11/21/2017	180090			1,219.50
	001-100-799	400 SER SIREN,BTTON SWIT 100W	50089	11/21/2017	180090			342.80
	001-100-799	100N SER 100W SPKR W/BAIL BKT	50089	11/21/2017	180090			162.40

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	ROPER SUPPLY	180480	12/05/2017	11/29/2017			2,727.85	(CONTINUED)
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-799	BKT SPKR FORD PI UTIL D/S	50089	11/21/2017	180090		21.90	
	001-100-799	PB400 VS ALUM P/B 17 PI SUV	50089	11/21/2017	180090		319.65	
	001-100-799	CONSOLE ARM CUP 2 UTILITY	50089	11/21/2017	180090		357.85	
	001-100-799	VERSA STAR 3 LED BLUE (6)	50089	11/21/2017	180090		264.00	
	001-100-799	BKT, LIC PLATE BKT (3)	50089	11/21/2017	180090		39.75	
001	HATTIESBURG COMPUTER SUPPLIES INC.	180481	12/05/2017	11/29/2017			179.40	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-040-500	1099 LASER FORM (33)	9267	11/18/2017	180124		26.00	
	001-040-500	W2 LASER FORM (300)	9267	11/18/2017	180124		84.00	
	001-040-500	W2 ENVELOPE (200)	9267	11/18/2017	180124		52.00	
	001-040-500	FREIGHT	9267	11/18/2017	180124		17.40	
001	SIRCHIE CORPORATION	180483	12/05/2017	11/29/2017			114.24	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-161-559	BARRIER TAPE/FIRE LINE (3)	0325339-IN	11/14/2017	180179		44.82	
	001-161-559	25/PK DISPOSABLE PIPETTE	0325339-IN	11/14/2017	180179		2.50	
	001-161-559	10/BOX COLLECTION CAN 1 PINT	0325339-IN	11/14/2017	180179		46.25	
	001-161-559	SHIPPING	0325339-IN	11/14/2017	180179		20.67	
001	CUSTOM PRODUCTS CORPORATION	180484	12/05/2017	11/29/2017			623.72	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-201-565	18X24 NO THRU TRUCKS (5)	297246	11/15/2017	180169		116.80	
	001-201-565	18X24 ROUND-A-BOUT (5)	297246	11/15/2017	180169		191.35	
	001-201-565	18X24 ARROW (3)	297246	11/15/2017	180169		114.81	
	001-201-565	POST U CHANNEL (5)	297246	11/15/2017	180169		120.00	
	001-201-565	BOLT CARRIAGE HEAD (10)	297246	11/15/2017	180169		4.70	
	001-201-565	FREIGHT	297246	11/15/2017	180169		76.06	
001	MS TROPHY LLC	180485	12/05/2017	11/29/2017			59.90	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-559	NAME/SERVING BAR: JACKSON, J	9422	11/16/2017	180105		28.20	
	001-100-559	NAME/SERVING BAR: BELL, J	9422	11/16/2017			28.20	
	001-100-559	POSTAGE	9422	11/16/2017			3.50	
001	HAYGOODS INDUSTRIAL ENGRAVERS INC	180486	12/05/2017	11/29/2017			388.33	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-170-502	MEDALS/TSHIRTS:2017 SUPERBOWL	25753	11/17/2017	180199		388.33	
001	FASTENAL COMPANY	180488	12/05/2017	11/29/2017			992.25	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-201-576	50LB BAG ASPHALT PATCH (63)	MSPAS71276	11/13/2017	180165		992.25	
001	SECURE NETWORKS LLC	180490	12/05/2017	11/29/2017			2,187.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	001-100-639	2TB ENTERPRISE HD DRIVE (2)	3262	11/17/2017	180174		550.00	
	001-100-639	SHIPPING	3262	11/17/2017	180174		15.00	
	001-045-704	LEXMARK CX417 COLOR PRINTER	3267	11/27/2017	180186		359.00	
	001-045-704	SHIPPING	3267	11/27/2017	180186		25.00	
	001-045-704	DELL OPTIPLEX MINI TOWER W10	3267	11/27/2017	180185		783.00	
	001-045-704	MS HOME & BUSINESS 2016	3267	11/27/2017	180185		250.00	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	SECURE NETWORKS LLC	180490	12/05/2017	11/29/2017			2,187.00	(CONTINUED)
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-045-704	VIEWSONIC 24" WS MONITOR HD		3267	11/27/2017	180185		152.00
	001-045-704	DELL VGA ADAPTER		3267	11/27/2017	180185		28.00
	001-045-704	SHIPPING		3267	11/27/2017	180185		25.00
001	STAPLES BUSINESS ADVANTAGE DEPT ATL	180491	12/05/2017	11/29/2017			1,117.33	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-500	EXPO DRY ERASE SET		3357877146	11/28/2017	180107		5.85
	001-100-500	OFFICE VALUE WHITEBOARD		3359020631	11/10/2017	180107		56.49
	001-094-704	HP PAVILION 570 DT COMPUTER		3359386354	11/12/2017	180133		729.05
	001-094-704	OFFICE HOME & BUSINESS 2016		3358429807	11/03/2017	180133		225.99
	001-094-704	VIEWSONIC LED 24" MONITOR		3358774443	11/05/2017	180133		99.95
001	MS COAST HARLEY-DAVIDSON	180492	12/05/2017	11/29/2017			227.18	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-570	ROTOR & SPRING COVER ASSY		150501	11/14/2017	180166		227.18
001	SPORTABOUT	180493	12/05/2017	11/29/2017			81.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-502	YTH CHEERLEADING TROPHY (18)		5477	11/17/2017	180200		81.00
001	FOREMOST PROMOTIONS	180496	12/05/2017	11/29/2017			1,405.21	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-559	BUSINESS CARD MAGNET (1000)		416087	11/09/2017	180095		190.00
	001-100-559	MOOD CHANGE WB BRACELET (1000)		416087	11/09/2017	180095		710.00
	001-100-559	KEY CHAIN STRESS RELIEVER(250)		416087	11/09/2017	180095		487.50
	001-100-559	SHIPPING		416087	11/09/2017	180095		17.71
001	OCEAN SPRINGS SIGN AND GRAPHICS LLC	180497	12/05/2017	11/29/2017			399.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-170-615	MESH BANNER:LIGHTS & LAGNIAPPE		1236	11/16/2017	180148		399.00
FUND TOTAL	1 Claims	to	Checks	39 Total	393,914.81 Manual	Held	Total	393,914.81

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
157	LA POLICE GEAR INC	180494	12/05/2017	11/29/2017			207.00	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	157-100-799	32X32 TACTICAL PANT KHAKI (3)	64106	11/16/2017	171134		51.75	
	157-100-799	32X36 TACTICAL PANT KHAKI (3)	64106	11/16/2017	171134		51.75	
	157-100-799	34X30 TACTICAL PANT KHAKI (3)	64106	11/16/2017	171134		51.75	
	157-100-799	44X32 TACTICAL PANT KHAKI (3)	64106	11/16/2017	171134		51.75	
FUND TOTAL 157 Claims	to	Checks	1 Total	207.00 Manual	Held	Total	207.00	

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
172	JACKSON-GEORGE REGIONAL LIBRARY	180452	12/05/2017	11/27/2017			1,700.28	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	172-350-650	LIBRARY SUPPORT		NOV 2017	11/21/2017			1,700.28
FUND TOTAL 172 Claims	to	Checks	1 Total	1,700.28 Manual		Held		Total 1,700.28

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
176	AD2 INC	180411	12/05/2017	11/16/2017			151.50	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-699	HOSTING FEE NOV 2017	3170	11/15/2017			36.50	
	176-170-699	SHOPPING CART FEE NOV 2017	3170	11/15/2017			115.00	
176	AT&T	180440	12/05/2017	11/27/2017			274.12	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-605	MONTHLY SERVICE	2284972244	11/14/2017			274.12	
176	AT&T	180451	12/05/2017	11/27/2017			270.79	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-605	NOV 2017 DSL	2284970676	11/14/2017			111.64	
	176-170-605	MONTHLY SERVICE	2284970676	11/14/2017			159.15	
176	FUELMAN OF MS	180460	12/05/2017	11/28/2017			70.49	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-525	UNL FUEL	NP51913105	11/27/2017			70.49	
176	SINGING RIVER ELECTRIC COOPERATIVE	180467	12/05/2017	11/29/2017			1,348.07	
	Account Number	Description	Invoice #	Date	P.O.	Amount		
	176-170-631	PARK FACILITIES	76854002	11/19/2017	11/28/2017		1,299.91	
	176-170-631	HOUSE	76855002	11/19/2017	11/28/2017		48.16	
FUND TOTAL 176 Claims	to	Checks	5 Total	2,114.97	Manual	Held	Total	2,114.97

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	CITY OF GAUTIER	180362	12/05/2017	11/22/2017			43,427.11	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-680-821	ST LNS #3 90/57 SWR	11092017	11/09/2017				7,877.45
	400-680-822	ST LNS #4 90/57 WTR	11092017	11/09/2017				10,948.67
	400-680-822	ST LNS #4 90/57 SWR	11092017	11/09/2017				9,019.22
	400-680-823	ST LNS #5 ALLEN RD	11092017	11/09/2017				2,149.95
	400-680-824	ST LNS #6 OLD SPAN TR	11092017	11/09/2017				3,765.83
	400-680-825	ST LNS #7 OLD SPAN TR	11092017	11/09/2017				9,665.99
400	ARISTA INFORMATION SYSTEMS INC	180431	12/05/2017	11/22/2017			4,118.00	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-650-698	OCT 2017 STATEMENTS	24305	11/14/2017				1,118.00
	400-650-698	OCT 2017 POSTAGE	1425201711	11/14/2017				3,000.00
400	2012 GUD BONDS DEBT SERVICE	180432	12/05/2017	11/22/2017			116,362.50	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-680-816	DEC 2017 PRN PMT	12012017	11/30/2017				112,916.67
	400-680-817	DEC 2017 INT PMT	12012017	11/30/2017				3,445.83
400	AT&T	180436	12/05/2017	11/27/2017			136.01	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-650-605	MONTHLY SERVICE	2284975234	11/14/2017				136.01
400	AT&T	180441	12/05/2017	11/27/2017			98.01	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-650-605	MONTHLY SERVICE	2284974594	11/14/2017				98.01
400	TYLER TECHNOLOGIES INC	180454	12/05/2017	11/27/2017			2,520.00	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-650-698	INCODE COMPONENT: ANNUAL FEE	025-207822	12/01/2017				2,520.00
400	CITY OF GAUTIER	180455	12/05/2017	11/27/2017			208,349.29	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-000-104	SEP 2017 GARBAGE PMTS	09302017	09/30/2017				102,259.96
	400-000-104	OCT 2017 GARBAGE PMTS	10312017	10/31/2017				106,089.33
400	SINGING RIVER ELECTRIC COOPERATIVE	180457	12/05/2017	11/27/2017			1,895.69	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-651-631	LIFT STATIONS 20649	11142017	11/21/2017				770.92
	400-651-631	LIFT STATIONS 28779	11142017	11/21/2017				94.62
	400-651-631	SCHOONER WELL 20688	11102017	11/17/2017				731.83
	400-651-631	LIFT STATIONS 20688	11102017	11/17/2017				298.32
400	SINGING RIVER ELECTRIC COOPERATIVE	180458	12/05/2017	11/27/2017			4,521.25	
	Account Number	Description	Invoice #	Date	P.O.		Amount	
	400-651-631	LIFT STNS 89627001	11152017	11/22/2017				63.85
	400-651-631	LIFT STNS 89702001	11152017	11/22/2017				47.51
	400-651-631	LIFT STNS 17881	11152017	11/22/2017				2,030.76
	400-651-631	WATER WELLS 17881	11152017	11/22/2017				2,379.13

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
400	CABLE ONE INC	180468	12/05/2017	11/29/2017			42.61	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	NOV 2017: #107663106		11162017	11/23/2017			42.61
400	SINGING RIVER ELECTRIC COOPERATIVE	180469	12/05/2017	11/29/2017			7,443.47	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-631	IONIZATION PLANT	99216002	11172017	11/27/2017			250.93
	400-651-631	LIFT STATIONS	17882	11172017	11/27/2017			2,297.97
	400-651-631	WATER WELLS	17882	11172017	11/27/2017			3,049.42
	400-651-631	CITY HALL SOUTH	17882	11172017	11/27/2017			1,845.15
400	SINGING RIVER ELECTRIC COOPERATIVE	180470	12/05/2017	11/29/2017			4,178.63	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-631	LIFT STNS	17875	11192017	11/28/2017			220.39
	400-651-631	LIFT STNS	17883	11192017	11/28/2017			2,390.03
	400-651-631	LIFT STNS	17884	11192017	11/28/2017			1,568.21
400	FOSTERS A/C & HEATING INC	180482	12/05/2017	11/29/2017			4,291.31	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-635	CLEAN AC SYSTEM(3):PW B/OFFICE		V10031	11/16/2017	180120		4,291.31
400	CONSOLIDATED PIPE & SUPPLY	180487	12/05/2017	11/29/2017			150.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-581	10X3/4 CC DS SADDLE (2)		3772823000	11/21/2017	180195		150.00
400	COMM-TECH SOLUTIONS INC	180489	12/05/2017	11/29/2017			278.60	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-698	MOVE PHONE EXTS: PW BLDG		15913	11/09/2017	180170		278.60
400	ENGEL ELECTRIC LLC	180495	12/05/2017	11/29/2017			3,685.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-650-635	REMODEL 3 OFFICES:PW WAREHOUSE		S17119182	11/09/2017	180121		3,685.00
400	CORE & MAIN LP	180498	12/05/2017	11/29/2017			5,175.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-581	ECLIPSE HYDRANT FLUSHER (3)		H945940	11/16/2017	180050		5,175.00
400	J H WRIGHT & ASSOCIATES INC	180499	12/05/2017	11/29/2017			1,710.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	400-651-584	SINGLE PHASE VOLTAGE RELAY (3)		403362	11/13/2017	180126		240.00
	400-651-584	SHIPPING: LARK LS & SPARES		403362	11/13/2017	180126		20.00
	400-651-584	3" SHORT RADIUS ELBOW (2)		403361	11/13/2017	180098		290.00
	400-651-584	SHIPPING: HOYT LS		403361	11/13/2017	180098		40.00
	400-651-584	SQUARE D NEMA 2 MOTOR(2):LS-3		403572	11/22/2017	180194		1,120.00
FUND TOTAL 400 Claims	to	Checks	18 Total	408,382.48 Manual		Held	Total	408,382.48

SUMMARY OF ALL FUNDS

FUND 1 Claims	to	Checks	39 Total	393,914.81 Manual	Held	Total	393,914.81
FUND 157 Claims	to	Checks	1 Total	207.00 Manual	Held	Total	207.00
FUND 172 Claims	to	Checks	1 Total	1,700.28 Manual	Held	Total	1,700.28
FUND 176 Claims	to	Checks	5 Total	2,114.97 Manual	Held	Total	2,114.97
FUND 400 Claims	to	Checks	18 Total	408,382.48 Manual	Held	Total	408,382.48
Total for all Funds		Checks	64 Total	806,319.54 Manual	Held	Total	806,319.54

CITY OF GAUTIER
Consent Agenda Item #1
Fact Sheet

Council Meeting:
Title:

December 5, 2017
Resolution authorizing travel of Council Members in the performance of their official duties

Introduced by:
Contact Person/Telephone

City Attorney

Summary Explanation: Resolution authorizing travel of council members on behalf of governing authorities in performance of their official duties pursuant to Miss. Code Ann. 25-3-41(2).

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

RESOLUTION NUMBER 000-2017

RESOLUTION OF THE CITY COUNCIL OF GAUTIER, MISSISSIPPI, AUTHORIZING TRAVEL OF COUNCIL MEMBERS IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES

WHEREAS, pursuant to Miss. Code Ann. 25-3-41(2) council members are authorized to travel on behalf of governing authorities in performance of their official duties;

WHEREAS, the City Council has budgeted travel expense reimbursement for council members to travel in performance of their official duties, up to one hundred dollars (\$100.00) per month;

WHEREAS, the City Council finds that council member travel for the purpose of attending conventions, engaging in economic development, meeting with other governing authorities (state, county, and local levels) concerning City issues, attending municipal seminars, and other municipal purposes is in performance of their respective official duties, and is otherwise in the best interests of the City; and

WHEREAS, nothing in this resolution shall limit any additional travel duly approved by City Council;

BE IT, THEREFORE, RESOLVED that council member travel for the purpose of attending conventions, engaging in economic development, meeting with other governing authorities (state, county, and local levels) concerning City issues, attending municipal seminars, and other municipal purposes is hereby approved.

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 December 5, 2017.

CITY OF GAUTIER
Consent Agenda Item #2
Fact Sheet

Council Meeting:
Title:

December 5, 2017
Resolution authorizing Mileage Reimbursement for Council Members at the mileage reimbursement rate allowable to federal employees for the use of a privately owned vehicle while on official travel

Introduced by:
Contact Person/Telephone

City Attorney

Summary Explanation: Resolution authorizing Mileage Reimbursement for Council Members at the mileage reimbursement rate allowable to federal employees for the use of a privately owned vehicle while on official travel pursuant to Miss. Code Ann. 25-3-41(2).

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

RESOLUTION NUMBER 000-2017

RESOLUTION OF THE CITY COUNCIL OF GAUTIER, MISSISSIPPI, AUTHORIZING MILEAGE REIMBURSEMENT FOR COUNCIL MEMBERS AT THE MILEAGE REIMBURSEMENT RATE ALLOWABLE TO FEDERAL EMPLOYEES FOR THE USE OF A PRIVATELY OWNED VEHICLE WHILE ON OFFICIAL TRAVEL

WHEREAS, pursuant to Miss. Code Ann. 25-3-41(2) council members are authorized to receive reimbursement for mileage when travelling in personal vehicles in performance of their official duties; and

WHEREAS, the City Council has budgeted mileage reimbursement for council members to travel in performance of their official duties, up to one hundred dollars (\$100.00) per month; and

WHEREAS, the above statute authorizes mileage reimbursement rate allowable to federal employees for the use of a privately owned vehicle while on official travel, if said rate is approved by the governing authority;

BE IT, THEREFORE, RESOLVED that the Mayor and Members of the Council of the City of Gautier, Mississippi hereby approve mileage reimbursement to council members at the rate allowable to federal employees.

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 December 5, 2017.

CITY OF GAUTIER
Consent Agenda Item #3
Fact Sheet

Council Meeting:
Title:

December 5, 2017
Authorization to close City Administration offices
on Friday, December 22nd and Tuesday, December
26th in observance of Christmas.

Introduced by:
Contact Person/Telephone

City Manager 497-8000 Ext. 306

Summary Explanation: Authorization to close City Administration offices on Friday, December 22nd and Tuesday, December 26th in observance of Christmas.

EXHIBITS FOR REVIEW

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

Staff Recommendation:

Approval

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

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

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

Action Taken:

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

ORDER NUMBER 000-2017

WHEREAS, Phil Bryant, Governor of the State of Mississippi, has authorized the governing authorities of all state agencies at their discretion to close their respective agencies in further observance of Christmas; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the closing of City Administration offices on Friday, December 22, 2017 and Tuesday, December 26, 2017 in observance of Christmas is hereby authorized.

IT IS FURTHER ORDERED that Friday, December 22, 2017 will not be compensated and employees will be required to charge leave.

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.

CITY OF GAUTIER
Consent Agenda Item #4
Fact Sheet

Council Meeting:
Title:

December 5, 2017
Approval of minutes from Recessed Council Meeting
held November 21, 2017

Introduced by:
Contact Person/Telephone

Cynthia Russell 497-8000 Ext. 302

Summary Explanation: Approval of minutes from Recessed Council Meeting held November 21, 2017.

EXHIBITS FOR REVIEW

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

Staff Recommendation:
Approval

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

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

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

Action Taken:

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

ORDER NUMBER 000-2017

WHEREAS, 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 November 21, 2017 are hereby approved.

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.

**Tuesday
November 21, 2017
Gautier, Mississippi**

BE IT REMEMBERED THAT A RECESSED MEETING of the Mayor and Members of the Council of the City of Gautier, Mississippi was held November 21, 2017 at 6:30 PM in the City Hall Municipal Building, 3330 Highway 90, Gautier, Mississippi.

Those present were Mayor Phil Torjusen, Council Members, Cameron George, 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 Councilwoman Mary Martin.

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

I. Call to Order

1. Prayer

2. Pledge of Allegiance

II. Agenda Order Approval

III. Announcements

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

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

IV. Presentation Agenda- None

V. Business Agenda

1. Resolution requesting the legislature amend Miss. Code Ann. 37-57-104 to

require school boards to provide all municipal governing authorities within each respective school district a certified copy of the order adopted by the school board requesting an ad valorem tax effort.

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

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

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

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

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

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

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

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

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

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

VII. STUDY AGENDA

1. Discuss Citizen Comments
2. Discuss Council Comments

3. Discuss City Manager Comments

4. Discuss City Clerk Comments

5. Discuss City Attorney Comments

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

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

1. Add Consent Agenda Item #7 - Authorization is requested by the Parks and Recreation Department to have a fireworks show at the Lights & Lagniappe on the Bayou Event on Saturday, December 2, 2017 by Artisan Pyrotechnics, Inc. within the Gautier City Limits.

Councilman George seconded the motion and the vote carried unanimously.

Announcements

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

Presentation

None

STATE OF MISSISSIPPI

Office of the Governor



PROCLAMATION

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

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

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

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

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

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

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



PHIL BRYANT
GOVERNOR

BY THE GOVERNOR

C. DELBERT HOSEMAN, JR.
SECRETARY OF STATE

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

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

Gautier City Hall

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

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



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

RESOLUTION NUMBER 047-2017

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

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

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

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

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

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

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

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

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

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

NAYS: None

ABSENT: Mary Martin

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

Phil Torjusen, MAYOR

ATTEST:

CITY CLERK

Councilman Vaughan made the motion to accept the Planning Commission recommendation to approve the conditional use major.

Councilman Vaughan amended his motion.

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

ORDER NUMBER 231-2017

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

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

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

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

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

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

IT IS FURTHER ORDERED that said Variance is hereby approved;

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

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

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

NAYS: None

ABSENT: Mary Martin

MAYOR

ATTEST:

CITY CLERK

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

CITY OF GAUTIER MEMORANDUM

To: Paula Yancey, City Manager

From: Scott Ankerson, Planning Director

Date: November 21, 2017

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

REQUEST:

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

BACKGROUND:

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

DISCUSSION:

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

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

DETERMINATION OF APPLICABLE LAW:

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

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

The UDO defines **Hardship** as:

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

The UDO defines **Setback** as:

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

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

UDO SECTION 4.18: Variance

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

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

4.18.1 Who May Initiate

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

4.18.2 Application for Variance

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

4.18.3 Administrative Variances

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

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

4.18.4 Criteria for Approval

The Variance application shall demonstrate the following:

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

RECOMMENDATION:

Planning Commission recommends that Council approve the Conditional Use Major.

The City Council may:

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

ATTACHMENTS:

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

Gautier Planning Commission

Regular Meeting Agenda

November 2, 2017

GPC #17-15-VAR

3612 Norcrest Variance Request

VII. NEW BUSINESS

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

GAUTIER PUBLIC HEARING PROCESS (PLANNING COMMISSION)

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

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

CITY OF GAUTIER STAFF REPORT

To: Chairman and Members, Planning Commission

From: Scott Ankerson, Planning Director

Date: November 2, 2017

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

REQUEST:

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

BACKGROUND:

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

DISCUSSION:

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

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

DETERMINATION OF APPLICABLE LAW:

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

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

The UDO defines **Hardship** as:

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

The UDO defines **Setback** as:

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

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

UDO SECTION 4.18: Variance

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

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

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

4.18.1 Who May Initiate

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

4.18.2 Application for Variance

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

4.18.3 Administrative Variances

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

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

4.18.4 Criteria for Approval

The Variance application shall demonstrate the following:

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

RECOMMENDATION & CONCLUSION:

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

The Planning Commission may:

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

ATTACHMENTS:

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

GAUTIER, MISSISSIPPI
ECONOMIC DEVELOPMENT/PLANNING DEPARTMENT
PUBLIC HEARING APPLICATION

Public Hearing Number

17-15-VAR

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

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

Name of Applicant: LARRY + DENISE MCGREGOR

Name of Business: _____ Phone: (228) 327.2590

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

E-Mail Address: mcgregor3612@yahoo.com

Reason for request, location and intended use of Property: to put ~~STORAGE~~ BUILDING/SHOP
IN SIDE YARD

ATTACHMENTS REQUIRED AS APPLICABLE:

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

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

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

CH546 21
88

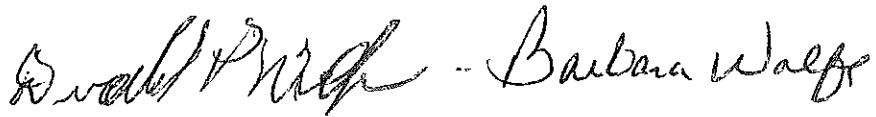
July 25, 2017

To Whom it may concern:

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

Sincerely,

Donald and Barbara Wolfe

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

3620 Norcrest

Gautier MS

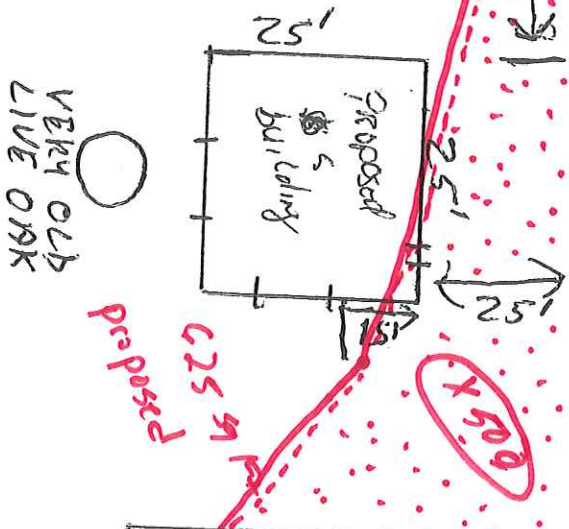
LARRY + JENNA McLENDIN

3612 MONCREST ST

3001

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

1012



AE 11
Good zone



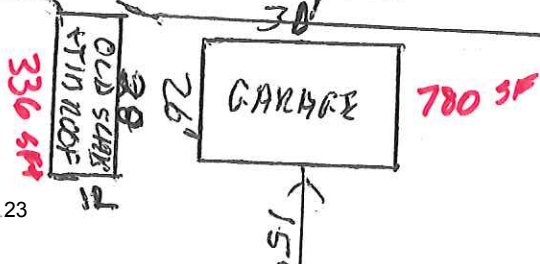
existing accessory structures = 1,236

proposed = 625

1861

too much

DRIVE WITH BOAT LUNCH



8384022

only allowed: 380.5 SF

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

existing accessory structures 5,094
and proposed

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

Larry and Denise McGregor

9

Exhibit A Location Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department



Exhibit B Existing Zoning Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department

Legend

<all other values>

ZONECODE

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

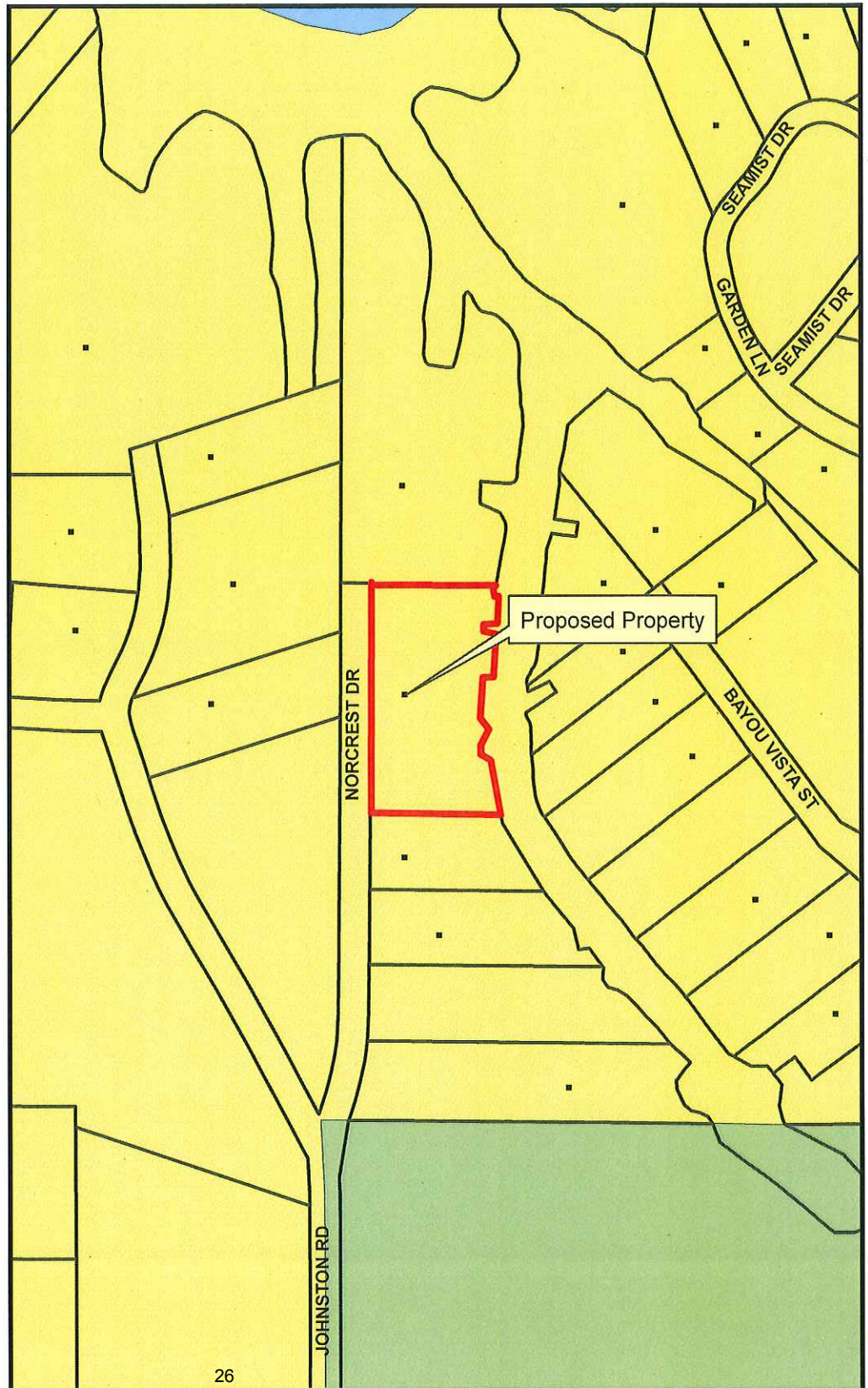


Exhibit C Existing Land Use Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department

Legend

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

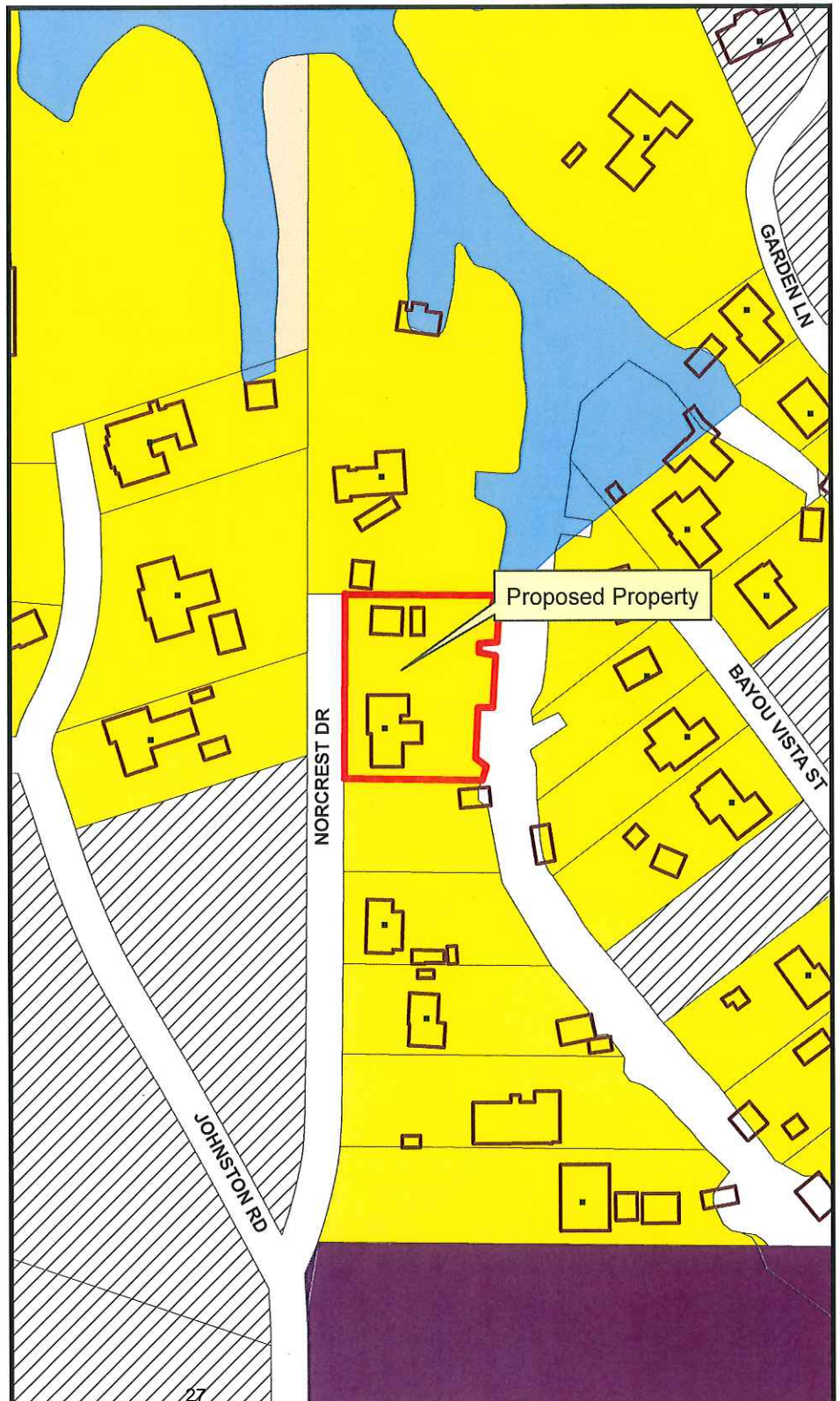


Exhibit D Future Land Use Map

City Of Gautier
Planning Department



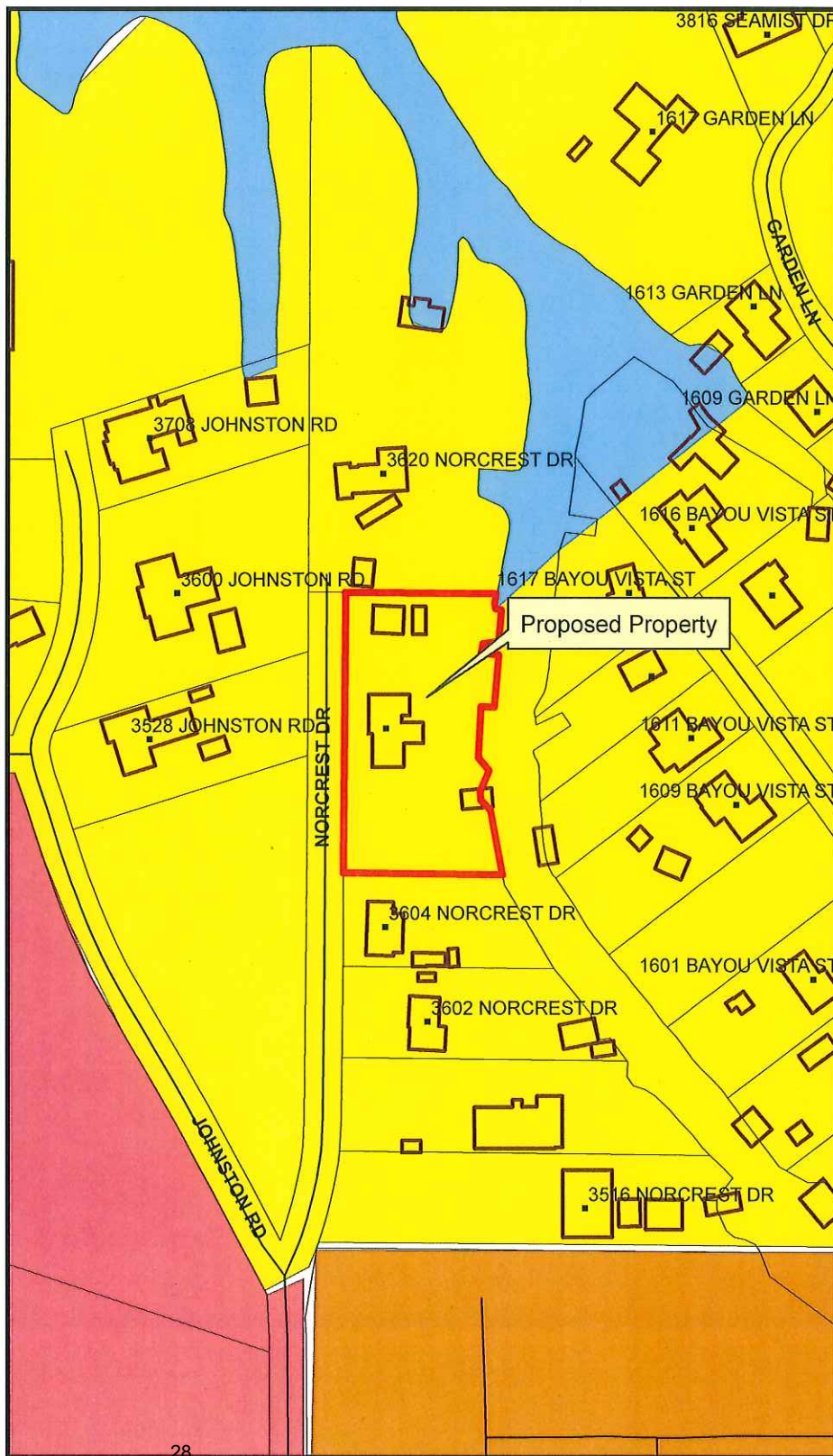
Prepared by the
City of Gautier
Planning Department

Legend

FUTURE LAND USE

FLU_Class

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



Excerpt from November 2, 2017 Gautier Planning Commission Meeting:

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

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

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

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

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

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

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

The UDO defines **Hardship** as:

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

The UDO defines **Setback** as:

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

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

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

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

UDO SECTION 4.18: Variance

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

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

4.18.1 Who May Initiate

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

4.18.2 Application for Variance

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

4.18.3 Administrative Variances

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

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

4.18.4 Criteria for Approval

The Variance application shall demonstrate the following:

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

After a brief discussion, the following motion was made:

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

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

NAYS: **None**

ABSENT: **Christopher Scruggs**

Motion passed.

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

ORDER NUMBER 232-2017

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

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

1. This proposed Conditional Use-Major is consistent with the goals, objectives and policies of the City's Comprehensive Plan.
2. This proposed Conditional Use-Major is consistent with the character of the immediate vicinity of the proposed use.
3. The proposed use, classified as a used car sales, is permitted as a Conditional Use-Major in the C-2 district.
4. Therefore, the City Council accepts the recommendation of the Planning Commission and approves the application submitted on September 5, 2017 for a Conditional Use-Major Permit.
5. The City Clerk shall have this permit recorded in the public records of Jackson County and provide the applicant a copy of the permit with the recording information affixed.
6. The Gautier Planning Commission recommended approval of this Conditional Use-Major Permit on November 2, 2017.
7. The City Council adopted this Conditional Use-Major Permit on a recorded vote of 6 ayes to 0 nays to 1 absent to approve the application of Gautier Auto Sales, located at 1517 Old Spanish Trail, in Gautier, Mississippi, and identified as Jackson County Parcel No. 82436580.020.

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

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

NAYS: **None**

ABSENT: **Mary Martin**

November 21, 2017
Date of Issuance

Attest:

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

Cindy Russell
City Clerk

CITY OF GAUTIER MEMORANDUM

To: Paula Yancey, City Manager

From: Scott Ankerson, Planning Director

Date: November 21, 2017

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

REQUEST:

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

BACKGROUND:

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

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

DISCUSSION:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

UDO Article II: Definitions

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

DETERMINATION OF APPLICABLE LAW:

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

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

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

RECOMMENDATION:

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

The City Council may:

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

3. Deny the Conditional Use-Major Permit.

ATTACHMENTS:

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

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

USED CAR SALES

REGARDING PARCEL ID NO: 82436580.020

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

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

November 21, 2017
Date of Issuance

Phil Torjusen, Mayor

Attest:

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

Cindy Russell
City Clerk

Gautier Planning Commission

Regular Meeting Agenda

November 2, 2017

GPC #17-16-CU

James Eric Minor/Gautier Auto Sales

1517 Old Spanish Trail Conditional Use Major

VII. NEW BUSINESS

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

GAUTIER PUBLIC HEARING PROCESS (PLANNING COMMISSION)

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

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

CITY OF GAUTIER STAFF REPORT

To: Chairman and Members, Planning Commission

From: Scott Ankerson, Planning Director

Date: November 2, 2017

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

REQUEST:

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

BACKGROUND:

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

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

DISCUSSION:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

UDO Article II: Definitions

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

DETERMINATION OF APPLICABLE LAW:

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

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

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

RECOMMENDATION & CONCLUSION:

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

The Planning Commission may:

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

ATTACHMENTS:

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

11-2-17

GAUTIER, MISSISSIPPI
ECONOMIC DEVELOPMENT/PLANNING DEPARTMENT
CONDITIONAL USE APPLICATION

Public Hearing Number

17-16-CU

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

Name of Applicant: James Eric Minor

Name of Business: Gautier Auto Sales Phone: 228-990-9123

Property Address: 1517 Old Spanish Trails Mailing Address (if Different): _____

E-Mail Address: EMinor@yahoo.com

Proposed Use Requiring Conditional Use: Auto Sales (Refer to Article V, UDO)

Proposed Location is: ☐ New Build ☒ Existing (with no modifications) ☐ Existing (with proposed modifications)

ATTACHMENTS REQUIRED AS APPLICABLE:

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

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

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

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

Address: 1517 Old Spanish Trail
Gautier, ms 39553

Parcel ID No.:

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

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

[Signature]
 (Owner's Signature)

[Signature]
 (Owner's Signature)

Notary Information:

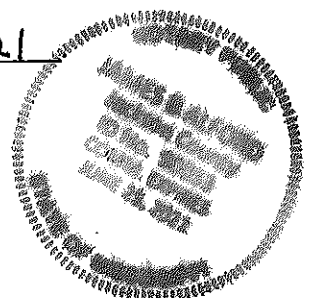
The foregoing instrument was acknowledged before me this 5th day of September, 20 17 by James E. Minor, who is personally known to me or has produced Drivers license as identification and who did take an oath.

James B Alford
 (Printed Name of Notary Public)

[Signature]
 (Signature of Notary Public)

Commission # 90053. My commission expires June 25, 2021

(Notary's Seal)



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

MAJOR CONDITIONAL USE CRITERIA FOR APPROVAL

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

MINOR CONDITIONAL USE CRITERIA FOR APPROVAL

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

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

NARRATIVE

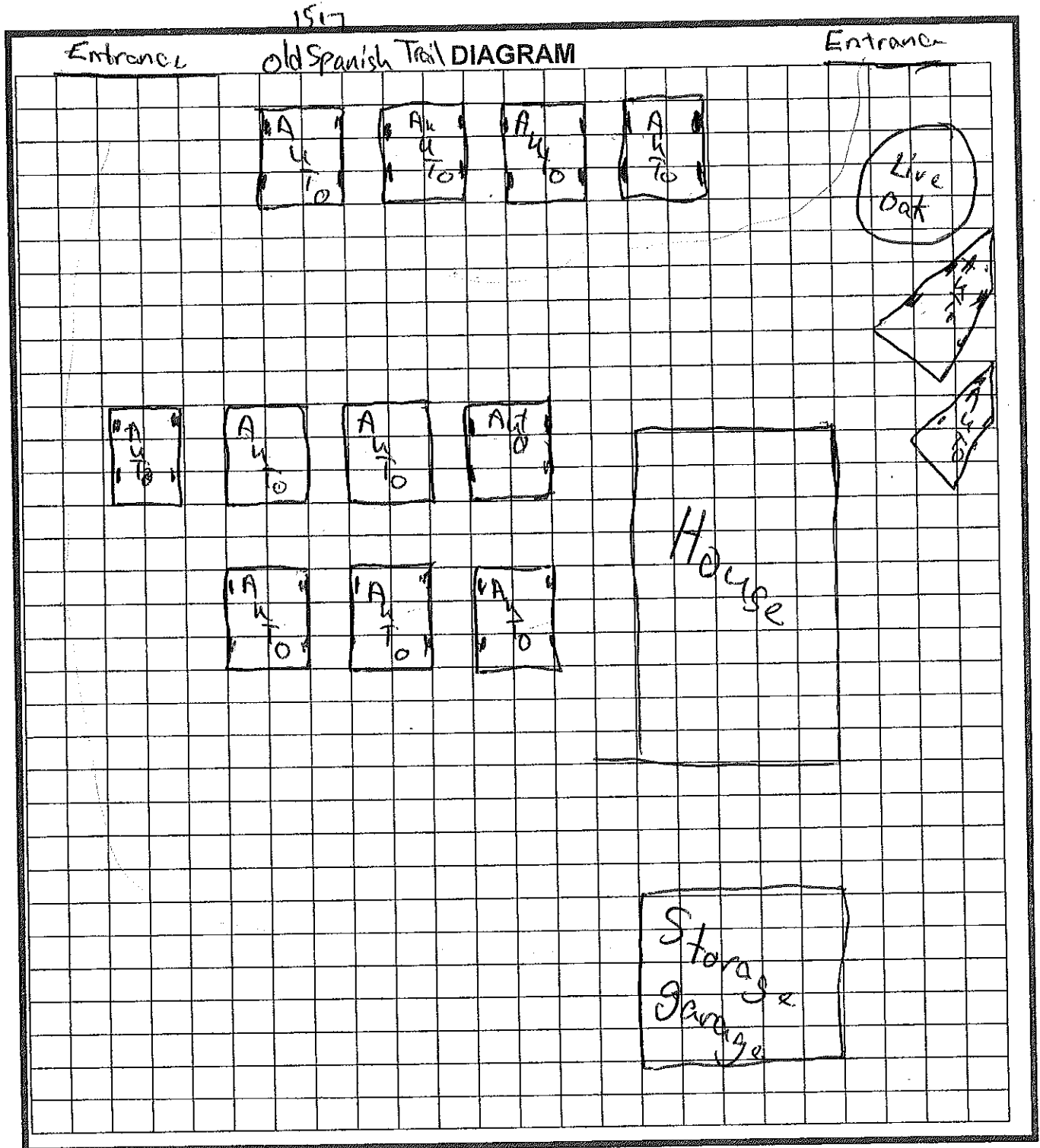
This is a perfect location for a used Car lot, it has a lot of traffic on the Road but is not on Hwy 90, all property on the Road is Commercial.

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

Thank You
Eric Minor

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

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



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

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

STATE OF MISSISSIPPI
COUNTY OF JACKSON

WARRANTY DEED

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

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

do hereby sell, convey, bargain and warrant to

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

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

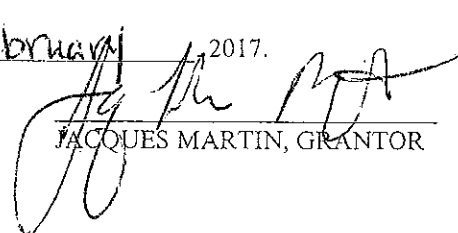
(See Exhibit A attached)

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

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

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

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


JACQUES MARTIN, GRANTOR

STATE OF MISSISSIPPI

COUNTY OF JACKSON

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

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

Deanna J. Wade
NOTARY PUBLIC

MY COMMISSION EXPIRES:

October 16, 2019

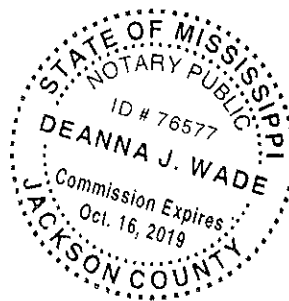


EXHIBIT A

JACKSON COUNTY, MISSISSIPPI
TOWNSHIP 7 SOUTH, RANGE 7 WEST

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

Exhibit A Location Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department



Exhibit B Existing Zoning Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department

Legend

<all other values>

ZONECODE

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

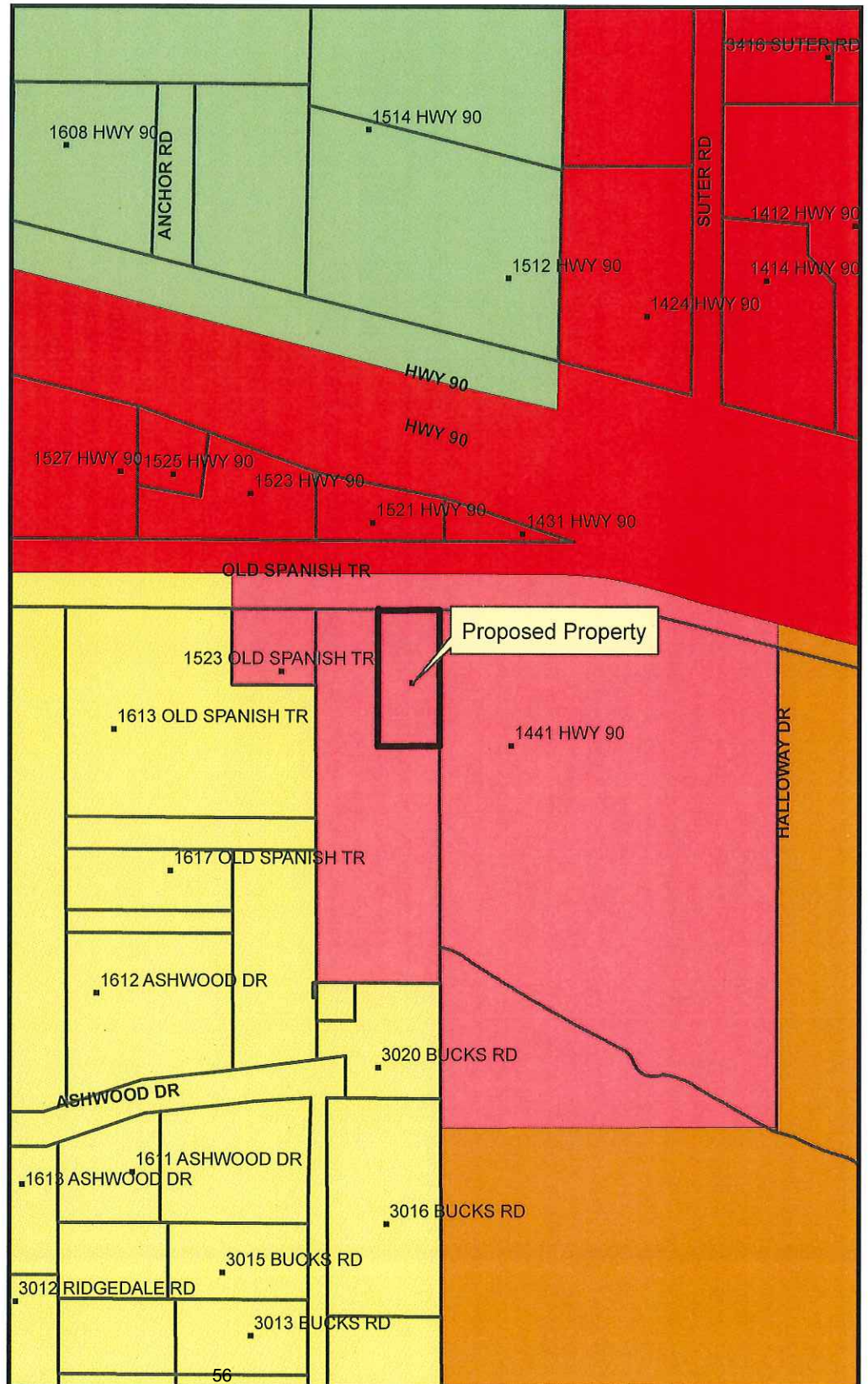


Exhibit C Existing Land Use Map

City Of Gautier
Planning Department



Prepared by the
City of Gautier
Planning Department

Legend

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

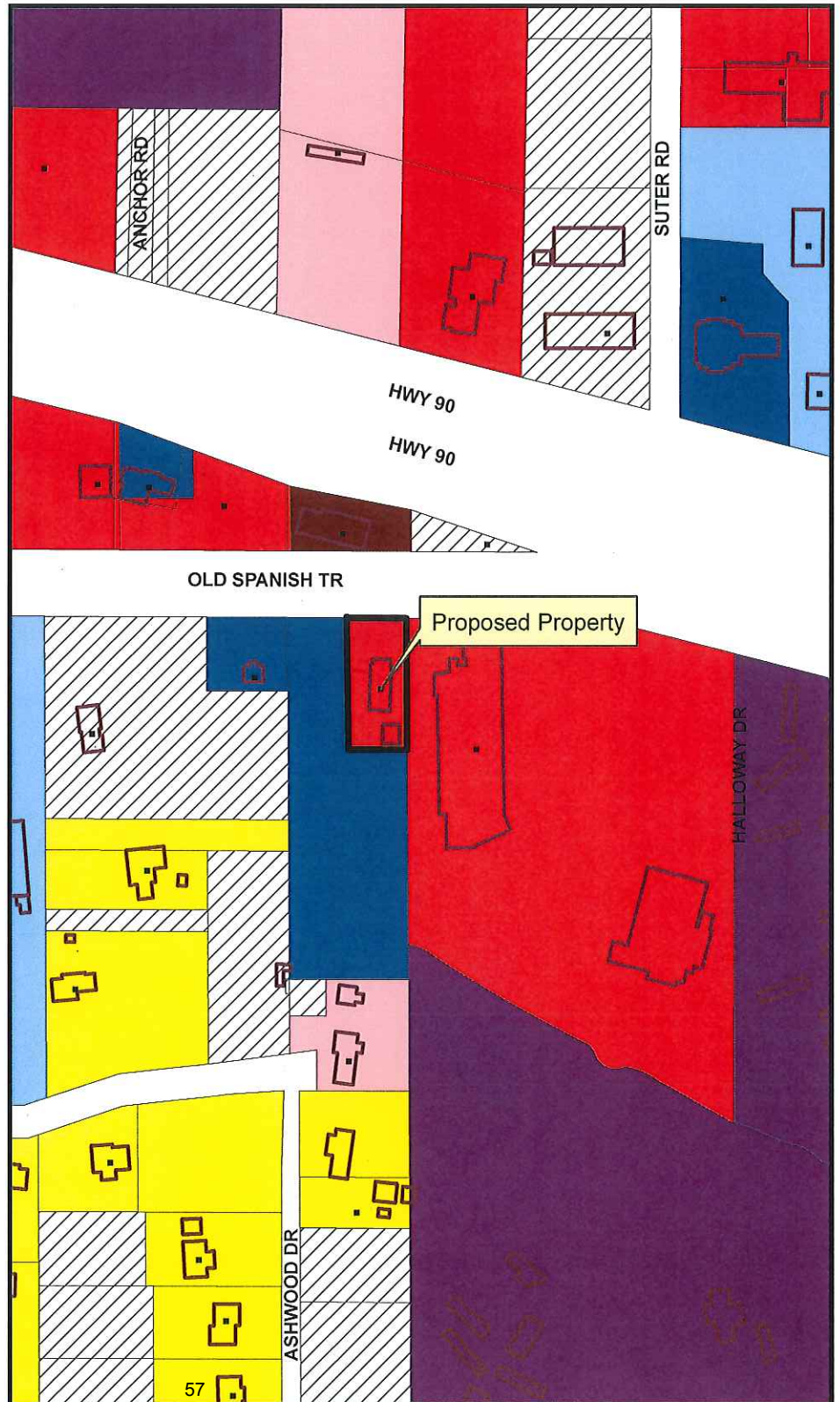


Exhibit D Future Land Use Map

City Of Gautier
Planning Department



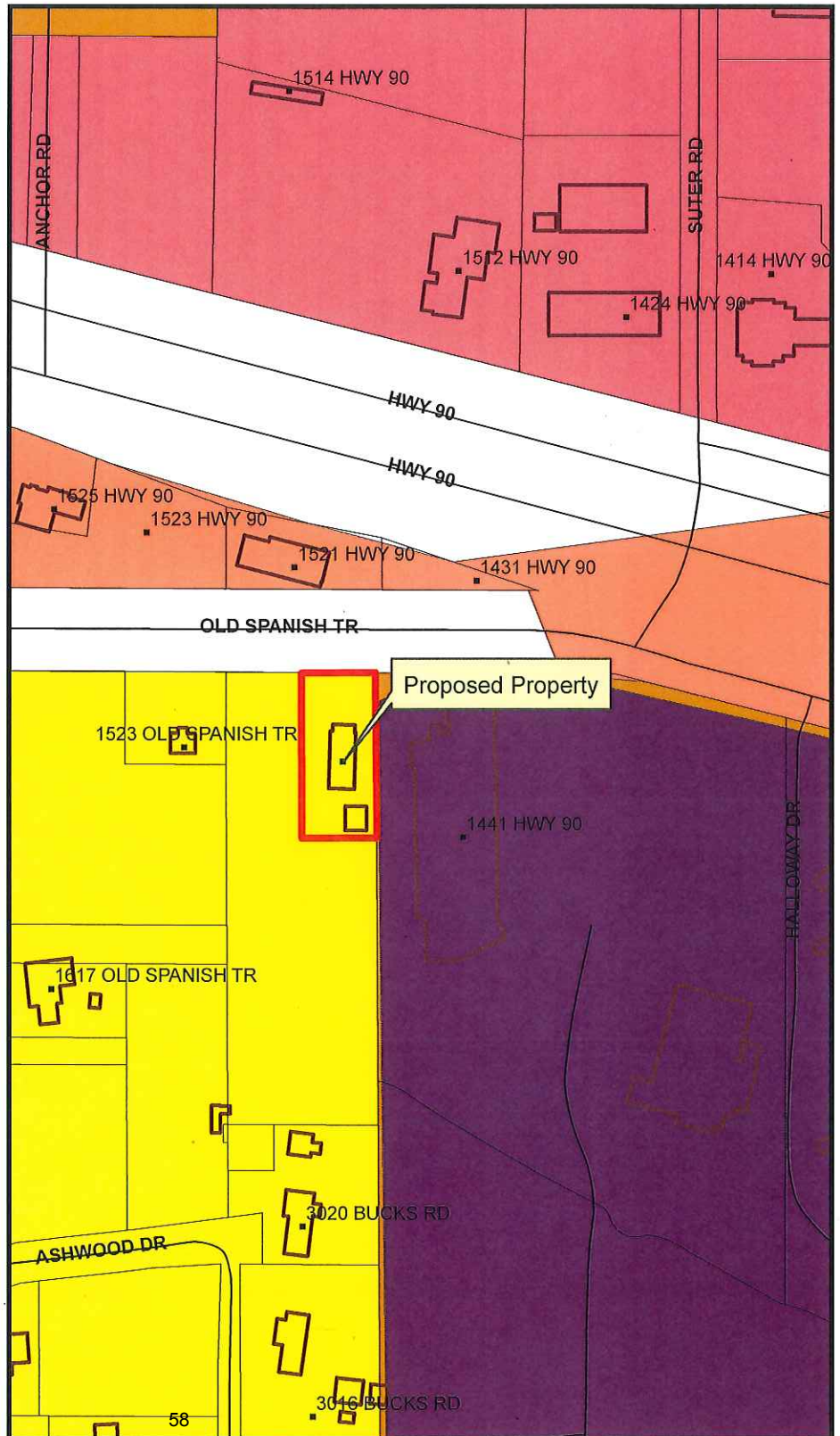
Prepared by the
City of Gautier
Planning Department

Legend

FUTURE LAND USE

FLU_Class

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



Excerpt from November 2, 2017 Gautier Planning Commission Meeting:

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

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

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

1. Location: 1517 Old Spanish Trail

2. General features of the proposed project:

Total Building Area: App. 1050 Square Feet

Site Size: App. 0.33 Acres

3. Existing Zoning - C-2, Community Commercial

4. Existing Land Use – Vacant Commercial Retail

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

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

4.17.5 of the UDO.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

UDO Article II: Definitions

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

DETERMINATION OF APPLICABLE LAW:

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

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

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

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

After a brief discussion, the following motion was made:

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

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

NAYS: **None**

ABSENT: **Christopher Scruggs**

Motion passed.

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

ORDER NUMBER 233-2017

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

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

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

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

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

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

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

NAYS: **None**

ABSENT: **Mary Martin**

MAYOR

ATTEST:

CITY CLERK

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



11/15/2018

To: The City of Gautier

Long Term Partnership Agreement

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

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

Proposal is as follows:

City of Gautier Premium Full Page Advertisement

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

PTC will update each issue with current upcoming events.

Updated info needed by camera ready deadline.

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

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

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

Play The Coast App Profile

INCLUDED with Play The Coast Agreement

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

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

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

*Video

*Location & Map

*Promotions of all events

Website

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

Social Media

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

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

Include Events & Activities

Access to add Events, Promotions, Mapping

Social Media Management on Gulf Coast tourism sites

Promotions Portal

Analytics

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

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

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

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

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

Thank you,

Arturo Barajas, Owner/Publisher

Magnolia Ad Studio LLC DBA PlayTheCoast

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

Proposal Expires on 11/25/2017

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

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

Proposal Accepted by: Name _____

Signature: _____

Title: _____

Date: _____

Tourism Website & Digital Community Platform Proposal

VisitGautierMS.com

Nov 14th , 2017

City of Gautier Website Network Proposal

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

The components of our proposal are as follows:

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

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

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

Magnolia Studio will Provide:

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

Requesting from the City of Gautier:

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

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

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

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

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

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

Proposal Expires on 11/25/2017

Proposal Accepted by: Name _____

Signature: _____

Title: _____

Date: _____

Tourism Website & Digital Community Platform Proposal

VisitGautierMS.com

May 22nd , 2017

City of Gautier Website Network Proposal

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

***Community Business Profiles** , based on level of membership, can be upgraded to include logo, pictures, live calendar|event|promotion integration, social media marketing tools, analytics, complete profile editing on top of the “free” business listing in the community business directory. This significantly increases SEO for both parties.

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- On going Orientation and training to any business that joins the network.

Requesting from the City of Gautier:

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

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

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

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

Sincerely, Arturo Barajas

Director of Operations

Magnolia Studio LLC Playthecoast.com

play the Coast. We enjoy working hand in hand with our coastal communities, cities, and Main Streets to help bring marketing awareness, local and visitor traffic. We would like to help do the same with The City of Gautier.

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

Thank you,

**Arturo Barajas, Owner/Publisher
Account Executive**

**Marketing and Business Development
Serving the Mississippi Gulf Coast
at www.PlayTheCoast.com**

Proposal Expires on 7/15/2017

Proposal Accepted by: Name _____

Signature: _____

Title: _____

Date: _____

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

ORDER NUMBER 234-2017

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

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

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

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

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

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

NAYS: **None**

ABSENT: **Mary Martin**

MAYOR

ATTEST:

CITY CLERK

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

**CITY OF GAUTIER
MEMORANDUM**

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

REQUEST:

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

BACKGROUND:

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

DISCUSSION:

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

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

RECOMMENDATION:

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

The City Council may:

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

ATTACHMENTS:

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

Proposal

To: City of Gautier

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

For: Design Phase for Sheppard State Park Activity House

Date: November 3, 2017

Deliverables include:

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

Cost:

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

Schedule:

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

Firm Description

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

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

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

GCCDS

Gulf Coast Community Design Studio

Mississippi State University College of Architecture Art + Design

425 Division Street, Biloxi, MS 39530

phone: 228-436-4661

DAVID PERKES, AIA

BIO

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

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

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

EDUCATION AND REGISTRATION

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

PROFESSIONAL AFFILIATIONS

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

COMMUNITY INVOLVEMENT

Moore Community House, Board Member

PROJECTS

Community Planning

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

Affordable Housing

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

Resilience

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

Environment

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

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

RESOLUTION NUMBER 048-2017

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Mayor of the City of Gautier, Mississippi

ATTEST:

City Clerk

(SEAL)

PUBLISH: December 6, 13 and 20, 2017

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

RESOLUTION NUMBER 049-2017

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

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

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

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

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

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

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

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

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

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

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

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

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

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

SECTION 3. The Bonds or the City Bond may be issued in one or more series and, if issued, will be general obligations of the City payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct and continuing tax to be levied annually without limitation as to time, rate or amount upon all the taxable property within the geographical limits of the City. The Loan will be payable from available revenues of the City and will not constitute an indebtedness of the City within the meaning of any constitutional or statutory restrictions, limitations, or provisions, and the taxing power of the City will not be pledged to the payment of the Loan.

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

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

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

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

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

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

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

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

Mayor of the City of Gautier, Mississippi

ATTEST:

City Clerk

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

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

RESOLUTION HIRING REQUIRED LEGAL COUNSEL BUTLER SNOW, BORDIS & DANOS AND AN INDEPENDENT REGISTERED MUNICIPAL ADVISOR GOVERNMENTAL CONSULTANTS, INC. IN CONNECTION WITH ~~(I) THE SALE AND ISSUANCE BY THE CITY OF GAUTIER, MISSISSIPPI OF EITHER GENERAL OBLIGATION BONDS OF SAID CITY OF GAUTIER OR A GENERAL OBLIGATION BOND OF SAID CITY OF GAUTIER FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK OR THE EXECUTION AND DELIVERY OF THE DOCUMENTS NECESSARY TO SECURE A LOAN WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED FIVE MILLION DOLLARS (\$5,000,000); AND FOR RELATED PURPOSES AND (II) THE SALE AND ISSUANCE BY THE CITY OF GAUTIER, MISSISSIPPI OR EITHER~~ AND A COMBINED UTILITY SYSTEM REVENUE BONDS PENDING REVIEW AND APPROVAL BY THE CITY MANAGER AND CITY ATTORNEY AND PRESENTED AND APPROVED TO THE CITY COUNCIL ON DECEMBER 5TH. ~~OF SAID CITY OR A COMBINED UTILITY SYSTEM REVENUE BOND OF SAID CITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK OR THE EXECUTION AND DELIVERY OF THE DOCUMENTS NECESSARY TO SECURE A LOAN WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED TEN MILLION DOLLARS (\$10,000,000); AND FOR RELATED PURPOSES.~~

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

WHEREAS, the Governing Body, acting for and on behalf of the City, is also authorized under the GO Bond Act and Sections 31-25-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "**Bank Act**" and together with the GO Bond Act, the "**Act**"), and other applicable laws of the State of Mississippi (the "**State**"), to (a) issue general

obligation bonds of the City to finance the costs of the GO Project, (b) issue a general obligation bond of the City to be sold to the Mississippi Development Bank (the "**Bank**") to finance the costs of the GO Project, and/or (c) enter into a loan with the Bank to borrow money to finance the costs of the GO Project; and

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

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

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

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

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

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

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

Bond"), or (c) by entering into a loan or loans with the Bank to borrow money from the Bank in a total principal amount not to exceed Ten Million Dollars (\$10,000,000) (the "**Revenue Loan**"); and

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

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

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

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

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

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

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

SECTION 3. Government Consultants, Inc., Madison, Mississippi, is hereby selected to serve as Independent Registered Municipal Advisor (the "**Municipal Advisor**") to the City in

connection with (i) the sale and issuance of the GO Bonds, the City GO Bond and/or the GO Loan and (ii) the sale and issuance of the Revenue Bonds, the City Revenue Bond and/or the Revenue Loan. The Mayor of the City, the President of the Governing Body and/or the City Clerk of the City, acting for and on behalf of the City, is hereby authorized and directed to execute and deliver the Independent Registered Municipal Advisor disclosure letter of the Municipal Advisor attached hereto as **Exhibit B**.

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

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

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

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

MAYOR

ATTEST:

CITY CLERK

(SEAL)

EXHIBIT A

BOND COUNSEL ENGAGEMENT LETTER

EXHIBIT B
M/A IRMA LETTER

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

ORDER NUMBER 235-2017

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

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

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

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

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

NAYS: **None**

ABSENT: **Mary Martin**

MAYOR

ATTEST:

CITY CLERK

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

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

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

Fund	Name of Claimant	Trans #	Release Date	Claim Date	Claim Number	Check Number	Claim Amount	Approved/Disapproved
001	SYSCON INC	180293	11/21/2017	11/07/2017			1,475.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-010-698	NOV 2017 COURT SUPPORT		1-43561	11/01/2017			1,475.00
001	CABLE ONE INC	180294	11/21/2017	11/07/2017			129.01	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	NOV 2017: #107571481		10252017	11/01/2017			129.01
001	AIRGAS USA LLC	180295	11/21/2017	11/07/2017			205.17	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-205-588	CYLINDER RENTAL		9948815516	10/31/2017			205.17
001	M & E FEED & SEED	180302	11/21/2017	11/09/2017			83.98	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-514	DOG FOOD		5156	10/05/2017			41.99
	001-100-514	DOG FOOD		5193	10/31/2017			41.99
001	DPS CRIME LAB	180303	11/21/2017	11/09/2017			240.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	ANALYTICAL FEES		90064639	11/01/2017			240.00
001	TRIDENT INSURANCE SERVICES	180305	11/21/2017	11/13/2017			1,266.05	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-625	DEDUCTIBLE:WRONGFUL TERMINATN		90316	11/09/2017			1,266.05
001	BORDIS & DANOS PLLC	180306	11/21/2017	11/13/2017			7,916.67	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-060-602	OCT 2017 RETAINER		47	11/13/2017			7,916.67
001	JONATHAN LINTON	180308	11/21/2017	11/13/2017			144.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-681	PER DIEM ADV:HAZMAT TECH 1		11272017	10/03/2017			144.00
001	ROBERT JONES	180309	11/21/2017	11/13/2017			163.71	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-596	REIMB:TRUNK OR TREAT CANDY		10302017	11/07/2017			163.71
001	DIRECTV LLC	180310	11/21/2017	11/13/2017			140.00	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-161-698	WEST STN: 022727663 (DEC)		11132017	11/14/2017			140.00
001	MSC 7511	180328	11/21/2017	11/13/2017			146.71	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-100-699	FNK100-01 RENTAL FEE		INV2133212	10/19/2017			145.10
	001-100-699	MPC2504EX USAGE: B/W		INV2133212	10/19/2017			1.61
001	MSC 7511	180329	11/21/2017	11/13/2017			470.88	
	Account Number	Description		Invoice #	Date	P.O.	Amount	
	001-092-698	FFO200-01 RENTAL FEE		INV2162718	11/05/2017			470.88

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

SUMMARY OF ALL FUNDS

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

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

ORDER NUMBER 236-2017

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Consent Agenda Items 1-7 are hereby approved.

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

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

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

NAYS: **None**

ABSENT: **Mary Martin**

MAYOR

ATTEST:

CITY CLERK

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

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

ORDER NUMBER 237-2017

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

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

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

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

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

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

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

NAYS: **None**

ABSENT: **Mary Martin**

MAYOR

ATTEST:

CITY CLERK

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

**CITY OF GAUTIER
MEMORANDUM**

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

REQUEST:

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

BACKGROUND:

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

DISCUSSION:

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

RECOMMENDATION:

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

ATTACHMENTS:

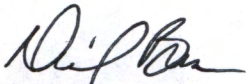
1. donation letter

November 1, 2017

Dear Chief Dante Elbin,

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

Sincerely,

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

David Bever

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

ORDER NUMBER 238-2017

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

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

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

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

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

NAYS: **None**

ABSENT: **Mary Martin**

MAYOR

ATTEST:

CITY CLERK

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

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

ORDER NUMBER 239-2017

WHEREAS, Miss. Code Ann. 27-17-501 requires the governing authority of municipalities to receive a report of the privilege licenses issued during the preceding month; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Privilege License Report for October 2017 is hereby received.

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

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

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

NAYS: **None**

ABSENT: **Mary Martin**

MAYOR

ATTEST:

CITY CLERK

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

**City of Gautier
Business Registry
October 2017**

<u>ACCOUNT#</u>	<u>LICENSE #</u>	<u>BUSINESS NAME/OWNER</u>	<u>AMOUNT</u>
*****1385	2018-09-0005604	Beles On the Bayou	\$49.50
879	2018-10-0005605	Hurd Realty	\$20.00
*****1242	Closed Business	The Homework Station	Closed
*****1351	Closed Business	Inchez Hartique	Closed
*****1254	Closed Business	The Praise Dance Place	Closed
1375	2018-10-0005606	Duke Land Surveying	\$20.00
534	2018-09-0005607	Belk Inc #673	\$1,840.00
792	2018-09-0005608	Santa Maria RV Resort & Marina	\$20.00
*****988	Closed Business	Ms Coast Sports Pavillion LLC	Closed
532	2018-10-0005609	O' Bryant O Keefe Funeral Home	\$20.00
870	2018-09-0005610	O' Reilly Auto Parts #1978	\$150.00
261	2018-09-0005611	Dugger Pediatric Clinic	\$20.00
*****333	Closed Business	Sylvan Learning Center	Closed
*****615	2018-06-0005612	G & S Construction	\$22.60
*****933	Closed Business	ECS Federal Inc	Closed
*****1226	2018-08-0005613	Prevenative Medicine and Primary Care LLC	\$22.20
30	2018-10-0005614	Hucks Cove	\$51.00
9	2018-10-0005615	Coast Construction	\$20.00
*****1161	Closed Business	Empress Auto Sales	Closed
8	2018-10-0005616	Burger King #9337	\$30.00
20	2018-10-0005617	First Federal Savings & Loan	\$30.00
50	2018-10-0005618	Shanghai Restaurant	\$35.00
*****786	2018-08-0005619	Gautier Thrift Store	\$22.20
19	2018-10-0005620	Fast Mart #12	\$40.00
63	2018-10-0005621	Waffle House	\$60.00
1388	2018-10-0005622	Auto Zone #104907	\$50.00
63	2018-10-0005623	Shoe Dept #379	\$92.50
7	2018-10-0005624	Auto Truck & Trailer Parts Inc	\$20.00
*****857	2018-08-0005625	All Gods Children Learning Center	\$33.30
*1450	2018-10-0005626	Top Nails	\$20.00
*****799	2017-11-0005627	Calco Industries	\$24.00
*****799	2018-11-0005628	Calco Industries	\$20.00
*1451	2018-10-0005629	Acme Electric LLC	\$20.00
873	2018-10-0005630	Final Enviromental Service	\$20.00
42	2018-10-0005631	Merchant's & Marine Bank	\$30.00
878	2018-10-0005632	Pearson Builders	\$20.00
32	2018-10-0005633	Indian Point RV Resort	\$30.00
62	2018-10-0005634	Town & Country Vet Hospital	\$30.00
1185	2018-10-0005635	Aztecas Gautier	\$60.00

*****935	2018-09-0005636	Salt Water Bed & Breakfast	\$22.00
*****867	2018-09-0005637	1st Choice Storage	\$22.00
42	2018-10-0005638	Merchant's & Marine Bank (Void)	(\$30.00)
1284	2018-10-0005639	Clark's Attic	\$20.00
53	2018-10-0005640	Souix Bayou Arms LLC	\$20.00
61	2018-10-0005641	MHC TT Membership LLC	\$150.00
1011	2018-09-0005642	DRM Homes LLC	\$22.00
*****778	2018-07-0005643	Collision Depot	\$22.40
26	2018-10-0005644	Hancock Bank	\$30.00
54	2018-10-0005645	Spa & Tub Manufacturing Co.	\$32.50
941	2018-10-0005646	Victory Chiropractic Center	\$20.00
876	2018-10-0005647	Redbox Automated Retail LLC	\$90.00
27	2018-10-0005648	Hardee's #1556	\$36.00
1338	2018-10-0005649	Slait Consulting LLC	\$30.00
		Total	\$3,429.20
*		New Business	2
**		Slot Amusement	0
***		Due Refund	0
****		Transient Vendor	0
*****		Closed Business	7
*****		Delinquent Renewals Issued	10

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

ORDER NUMBER 240-2017

WHEREAS, the Martin Bluff Widening Project requires the payment of warranty deed, improvements, and damages to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor; and

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

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the payment \$16,390 for warranty deed, \$4,470 for improvements (fencing), and \$17,670 for damages (cost to cure fencing and functional utility) totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000 is hereby approved and authorized for payment.

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

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

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

NAYS: **None**

ABSENT: **Mary Martin**

MAYOR

ATTEST:

CITY CLERK

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

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 11/14/2017

Subject: Approval and authorization to pay warranty deed, improvements, and damages totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000

REQUEST:

The Grants and Projects Department requests that City Council approve and authorize payment for warranty deed, improvements, and damages totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

BACKGROUND:

This project is intended to provide improved traffic operations and safety on Martin Bluff Road. The project limits are between Gautier-Vancleave Road and the Service Road north of Interstate 10. This project is now in the right-of-way acquisition phase

DISCUSSION:

This payment includes \$16,390 for warranty deed, \$4,470 for improvements (fencing), and \$17,670 for damages (cost to cure fencing and functional utility).

RECOMMENDATION:

The Grants and Projects Department recommends that City Council approve and authorize payment for warranty deed, improvements, and damages totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

The City Council may:

- 1) Approve expenses totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project as presented; or
- 2) Not approve expenses totaling \$38,530 payable to Pringle and Roemer, PLLC Trust Account on behalf of Cecil J. and Deborah A. Connor for the Martin Bluff Road Widening Project.

ATTACHMENTS:

1. Right of Way Invoice

Date November 8, 2017

INVOICE - RIGHT OF WAY

P.O. Number 941/

State _____		Acquired By:		Nature of Title	
Vendor No. <u>V000167376-1</u>	Customer Acct. No. _____	Agreement <u>X</u>		Fee Simple <u>X</u>	
Payee <u>Pringle and Roemer, PLLC Trust Account</u>		Settlement _____		Perm. Ease _____	
<u>for Cecil J. Conner & Deborah A. Conner</u>		Condemnation _____		Temp. Ease _____	
Mortgagee <u>N/A</u>		Special Circuit _____		D.E. <u>84-01</u>	
Address <u>P.O. Box 211</u>		Supreme _____		Acquisition	
<u>Biloxi, MS 39533</u>		TIN NO. <u>64-0850856</u>			

Project No. <u>STP-9194-00(001)</u>	County <u>Jackson</u>	Parcel: <u>047-01-00-W</u>
<u>LPA/105069-801000</u>		File No. <u>Cecil J. & Deborah A. Conner</u>

Description	Amount
Warranty Deed - <u>14,906 sq ft of land</u>	\$ 16,390.00
Improvements - <u>Fencing</u>	\$ 4,470.00
Damages - <u>Cost to Cure Fencing & Functional Utility</u>	\$ 17,670.00
IRS W-9 Form signed 11-08-17	
Martin Bluff Road Widening Project	
TOTAL INVOICE	\$ 38,530.00

Recommended For Payment Acquisition Agent, Mark Dye  Signature	Approved Paula Yancey, City Manager Signature	Paid By Warrant No. _____ Req. No. _____ Date _____
--	---	--

OCA	Object Level 3	User Code 1 (Function)	User Code 2 (Part. Code)	Project/Detail Property ID Maint. Sec.	Amount	Parcel No.	Acres
46720	3120	124	1	STP-9194-00(001)	\$ 16,390.00	047-01-00-W	0.34
46720	3150	124	1	STP-9194-00(001)	\$ 4,470.00	047-01-00-W	
46720	3180	124	1	STP-9194-00(001)	\$ 17,670.00	047-01-00-W	

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

ORDINANCE NUMBER 241-2017

FLOOD DAMAGE PREVENTION ORDINANCE

ARTICLE 1. STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE, AND OBJECTIVES.

SECTION A. STATUTORY AUTHORIZATION.

The Legislature of the state of Mississippi has in Title 17, Chapter 1, Mississippi Code of 1972 Annotated delegated the responsibility to local government units to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry. Therefore, the Mayor and City Council of the **City of Gautier** does hereby adopt the following floodplain management regulations.

SECTION B. FINDINGS OF FACT.

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

SECTION C. STATEMENT OF PURPOSE.

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

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

SECTION D. OBJECTIVES.

The objectives of this ordinance are:

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

SECTION E. METHODS OF REDUCING FLOOD LOSSES.

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

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

ARTICLE 2. DEFINITIONS.

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

A Zone is the Area of Special Flood Hazard without base flood elevations determined.

AE Zone is the Area of Special Flood Hazard with base flood elevations determined.

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

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

Appeal means a request for a review of the Floodplain Administrator's interpretation of any provision of this ordinance or a request for a variance.

Area of shallow flooding means a designated AO or AH Zone on the City of Gautier's Flood Insurance Rate Map (FIRM) with a 1 percent or greater annual chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Area of special flood hazard is the land in the floodplain within a City of Gautier subject to a one percent or greater chance of flooding in any given year. This area is also referred to as the Special Flood Hazard Area (SFHA).

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

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

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

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

Building see **Structure**.

Coastal A Zone means the portion of the SFHA landward of a V Zone or landward of an open coast without mapped V Zones, in which the principal sources of flooding are astronomical tides, storm surges, seiches, or tsunamis, not riverine sources. Coastal A Zones may be subject to wave effects, velocity flows, erosion, scour, or combinations of these forces.

Coastal AE Zone means the portion of the Special Flood Hazard Area (SFHA) landward of a Velocity (V) Zone or landward of an open coast or back-bay area without mapped V-Zones, in which the principle sources of flooding are astronomical tides, storm surges, seiches or tsunamis; not riverine sources. Coastal AE Zones may be subject to wave effects, velocity flows, erosion, scour or combinations of these forces and are treated as V Zones. All community-identified portions of the Special Flood Hazard Area (SFHA) between the landward limit of the 1.5-foot breaking wave and the V Zone boundary shall be treated in a regulatory sense as V Zones. Where no V Zone is mapped in back-bay areas, the Coastal AE Zone is the portion between shore and the landward limit of the 1.5-foot breaking wave.

Coastal High Hazard Area is an area of special flood hazard extending from offshore to the inland limit of the primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources. The area is designated on the FIRM as VE Zone.

Community means any State or area or political subdivision thereof, or any Indian tribe or authorized tribal organization or authorized native organization which has the authority to adopt and enforce floodplain regulations for the areas within its jurisdiction.

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

Community Rating System (CRS) is a program developed by the Federal Insurance Administration to provide incentives for those communities in the Regular Program that have gone beyond the minimum floodplain management requirements to develop extra measures to provide protection from flooding.

Community Flood Hazard Area (CFHA) is an area that has been determined by the Floodplain Administrator (or other delegated, designated, or qualified Community official) from available technical studies, historical

information, and other available and reliable sources, which may be subject to periodic inundation by floodwaters that can adversely affect the public health, safety and general welfare. This includes areas downstream from dams.

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

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

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

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

Elevated building means for insurance purposes, a non-basement building which has its lowest elevated floor raised above ground level by foundation walls, shear walls, posts, pilings, columns, or piers.

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

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

Enclosures below the Lowest Floor see "Lowest Floor."

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

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

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

Existing Construction means structures for which the "start of construction" commenced before July 1, 1986. Existing construction may also be referred to as existing structures.

Existing manufactured home park or subdivision means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of

concrete pads) is completed before the effective date of the floodplain management regulations adopted by a City of Gautier.

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

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

Five-Hundred Year Flood means the flood that has a 0.2 percent chance of being equaled or exceeded in any year. Areas subject to the 0.2 percent chance flood have a moderate risk of flooding.

Flood or flooding means:

A.) A general and temporary condition of partial or complete inundation of normally dry land areas from:

- 1.) The overflow of inland or tidal waters.
- 2.) The unusual and rapid accumulation or runoff of surface waters from any source.
- 3.) Mudslides (i.e. mudflows) which are proximately caused by flooding as defined in paragraph (A)(2) of this definition and are akin to a river of liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.

B.) The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph (A)(1) of this definition

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

Flood Insurance Rate Map (FIRM) means an official map of a City of Gautier, on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the City of Gautier.

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

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

Floodplain Administrator is the individual appointed to administer and enforce the floodplain management regulations.

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

Floodplain management regulations means this ordinance and other zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances, and other applications of police power which control

development in flood-prone areas. This term describes federal, state, or local regulations in any combination thereof, which provide standards for preventing and reducing flood loss and damage.

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

Floodway See *Regulatory Floodway*.

Floodway fringe means that area of the special flood hazard area on either side of the regulatory floodway.

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

Floor means the top surface of an enclosed area in a building (including basement), i.e., top of slab in concrete slab construction or top of wood flooring in wood frame construction. The term does not include the floor of a garage used solely for parking vehicles.

Freeboard means a factor of safety, usually expressed in feet above the BFE, which is applied for the purposes of floodplain management. "Freeboard" tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

Functionally dependent use means a use which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, ship building and ship repair facilities. The term does not include long-term storage, manufacturing facilities, processing functions, sales, administrative functions, or service facilities.

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

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

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

Historic Structure means any structure that is:

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

- d.) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified by an approved state program as determined by the Secretary of the Interior.

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

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

Letter of Map Change (LOMC) is an official FEMA determination, by letter, to amend or revise effective Flood Insurance Rate Maps, Flood Boundary and Floodway Maps, and Flood Insurance Studies.

Letter of Map Amendment (LOMA)

An amendment based on technical data showing that a property was incorrectly included in a designated SFHA, was not elevated by fill (only by a natural grade elevation), and will not be inundated by the one percent chance flood. A LOMA amends the current effective FIRM and establishes that a specific property is not located in a SFHA.

Letter of Map Revision (LOMR)

A revision based on technical data that, usually due to manmade changes, shows changes to flood zones, flood elevations, floodplain and floodway delineations, and planimetric features. One common type of LOMR, a LOMR-F, is a determination concerning whether a structure or parcel has been elevated by fill above the BFE and is, therefore, excluded from the SFHA.

Conditional Letter of Map Revision (CLOMR)

A formal review and comment by FEMA as to whether a proposed project complies with the minimum NFIP floodplain management criteria. A CLOMR does not revise effective Flood Insurance Rate Maps, Flood Boundary and Floodway Maps, or Flood Insurance Studies.

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

Levee system means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

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

Lowest adjacent grade means the elevation of the sidewalk, or patio slab immediately next to the building or basement entryway immediately next to the structure. It does not include earth that is placed for aesthetic or landscape reasons around a foundation wall.

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

Manufactured home (44 CFR 59.1 definition / FEMA) means a structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term “manufactured home” does not include a “recreational vehicle.”

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

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

Map Panel Number means the four-digit number followed by a letter suffix assigned by FEMA on a FIRM. The first four digits represent the map panel, and the letter suffix represents the number of times the map panel has been revised.

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

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

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

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

New Construction means a structure for which the start of construction commenced on or after the effective date of a floodplain management regulation adopted by a City of Gautier and includes any subsequent improvements to such structure or the addition. This would include any additions to an existing structure.

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

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

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

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

One Percent Flood (aka 100-Year Flood) is the flood that has a one percent chance of being equaled or exceeded in any given year. Any flood zone that begins with the letter A or V is subject to inundation by the one percent chance flood. Over the life of a 30-year loan, there is a 26-percent chance of experiencing such a flood within the SFHA.

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

Post-FIRM Construction means new construction and substantial improvements for which start of construction occurred after December 31, 1974, or on or after the effective date of the initial FIRM of the City of Gautier, whichever is later.

Pre-FIRM Construction means new construction and substantial improvements for which start of construction occurred on or before December 31, 1974, or before the effective date of the initial FIRM of the City of Gautier, whichever is later.

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

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

Recreational vehicle means a vehicle that is:

- a.) Licensed and titled as an RV or park model (not a permanent residence);
- b.) Built on a single chassis;
- c.) 400 square feet or less when measured at the largest horizontal projection;
- d.) Has no attached deck, porch, or shed;
- e.) Has quick-disconnect sewage, water, and electrical connectors;
- f.) Designed to be self-propelled or permanently towable by a light duty truck, and;
- g.) Designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

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

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

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

Repetitive Loss means flood-related damages sustained by a structure on two separate occasions during a 10-year period for which the cost of repairs at the time of each such flood event, on the average, equals or exceeds 25 percent of the market value of the structure before the damage occurred.

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

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

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

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

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

Special flood hazard area (SFHA) is the land in the floodplain within a City of Gautier subject to a 1 percent or greater chance of flooding in any given year as shown on a FHBM or FIRM as Zones A, AE, AH, AO, AR, AR/AE, AR/AO, AR/AH, AR/A, A99, or VE.

Start of construction (for other than new construction or substantial improvements under the Coastal Barrier Resources Act P. L. 97-348), includes substantial improvement, and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition placement or improvement was within 180 days of the permit date. The actual start means the first placement of permanent construction of a building on a site, such as the pouring of slabs or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main building. For substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

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

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

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

Substantial Damage means damage of any origin sustained by a structure whereby the cost of restoring the structure to before damaged condition would equal or exceed 50 percent of the market value of the structure before

the damage occurred. Substantial damage also means flood-related damages sustained by a structure on two separate occasions during a 10-year period for which the cost of repairs at the time of each flood event, on the average, equals or exceeds 25 percent of the market value of the structure before the damage occurred

Substantial Improvement means any combination of reconstruction, rehabilitation, addition or other improvement of a structure taking place during a 10 year period in which the cumulative percentage of improvement equals or exceeds 50 percent of the market value of the structure before the “start of construction” of the improvement. This term includes structures which have incurred repetitive loss or substantial damage, regardless of the actual repair work performed.

The term does not apply to:

- a.) Any project for improvement of a building required to correct existing violations of state or local existing health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are minimum necessary to assure safe living conditions, provided that said code deficiencies were not caused by neglect or lack of maintenance on the part of the current or previous owners or;
- b.) Any alteration of a “historic structure” provided that the alteration will not preclude the structure’s continued designation as a “historic structure.”

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

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

VE Zone see “Coastal High Hazard Area”

Variance is a grant of relief by the City of Gautier from the terms of floodplain management regulations.

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

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

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

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

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

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

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

ARTICLE 3. GENERAL PROVISIONS.

SECTION A. LANDS TO WHICH THIS ORDINANCE APPLIES.

This ordinance shall apply to all areas of special flood hazard (SFHA) areas within the jurisdiction of City of Gautier.

SECTION B. BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD.

The areas of special flood hazard identified by the Federal Emergency Management Agency in the current scientific and engineering report entitled "The Flood Insurance Study (FIS) for Jackson County, Mississippi and Incorporated Areas", dated 12/21/2017 with accompanying Flood Insurance Rate Maps (FIRM)

28059C0304G	3/16/2009	28059C0307G	3/16/2009
28059C0308	3/16/2009	28059C0309G	3/16/2009
28059C0312G	3/16/2009	28059C0313G	3/16/2009
28059C0314G	3/16/2009	28059C0316G	3/16/2009
28059C0317G	3/16/2009	28059C0318G	3/16/2009
28059C0319G	3/16/2009	28059C0330G	3/16/2009
28059C0336G	3/16/2009	28059C0338G	3/16/2009
28059C0405G	3/16/2009	28059C0406G,	3/16/2009
28059C0407G	3/16/2009	28059C0426G	3/16/2009
28059C0303H	12/21/2017	28059C0304H	12/21/2017

and other supporting data are adopted by reference and declared to be part of this ordinance. The Flood Insurance Study and maps are on file at the Gautier Municipal Building, 3330 Highway 90, Gautier, Mississippi.

SECTION C. ESTABLISHMENT OF FLOODPLAIN DEVELOPMENT PERMIT.

A development permit shall be required in conformance with the provision of this ordinance prior to the commencement of any development activities in identified areas of special flood hazard within the City of Gautier.

SECTION D. COMPLIANCE.

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

SECTION E. ABROGATION AND GREATER RESTRICTIONS.

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

SECTION F. INTERPRETATION.

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

- (1) Considered as minimum requirements;

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

SECTION G. WARNING AND DISCLAIMER OF LIABILITY.

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

SECTION H. ENFORCEMENT, PENALTIES, AND VIOLATIONS.

Civil penalties. Violation of the provisions of this ordinance or failure to comply with any of its requirements, including violation of conditions and safeguards established in connection with grants of variance or special exceptions, shall constitute a misdemeanor. Any person who violates this ordinance or fails to comply with any of its requirements shall, upon conviction thereof, be fined not more than \$1,000 or imprisoned for not more than 90 days, or both, and in addition, shall pay all costs and expenses involved in the case. Each day such violation continues shall be considered a separate offense. Nothing herein contained shall prevent the Floodplain Administrator from taking such other lawful actions as are necessary to prevent or remedy any violation.

ARTICLE 4. ADMINISTRATION.

SECTION A. DESIGNATION OF FLOOD DAMAGE PREVENTION ORDINANCE ADMINISTRATOR.

The City of Gautier hereby appoints the Building Official to administer and implement the provisions of this ordinance and is herein referred to as the Floodplain Administrator and/or the administrator.

SECTION B. PERMIT PROCEDURES.

Application for a Development Permit shall be made to the Floodplain Administrator on forms furnished by him or her prior to any development activities, and may include, but not be limited to, the following: plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, earthen fill, storage of materials or equipment, drainage facilities, and the location of the foregoing. Specifically, the following information is required:

- (1) Application Stage.
 - a.) Elevation in relation to mean sea level of the proposed lowest floor (including basement) of all buildings, which will be submitted on a FEMA Elevation Certificate by a state of Mississippi registered engineer or surveyor;
 - b.) Elevation in relation to mean sea level to which any non-residential building in an A Zone will be floodproofed;
 - c.) Certificate from a state of Mississippi registered professional engineer or architect that the non-residential flood-proofed building will meet the floodproofing criteria in Article 4, Section B (2), Article 5, Section B (2);

- d.) Description of the extent to which any watercourse will be altered or relocated as result of proposed development.
- (2) Finished Construction:

Upon completion of construction, a FEMA elevation certificate which depicts all finished construction elevations is required to be submitted to the Floodplain Administrator. If the project includes a floodproofing measure, a FEMA floodproofing certificate is required to be submitted by the permit holder to the Floodplain Administrator. Along with the floodproofing certificate an operation and maintenance plan must be provided.

SECTION C. POWERS, DUTIES, AND RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR.

The Floodplain Administrator and his or her designated staff is hereby authorized and directed to enforce the provisions of this ordinance. The Administrator is further authorized to render interpretations of this ordinance, which are consistent with its spirit and purpose.

- (1) Right of Entry
 - a.) Whenever necessary to make an inspection to enforce any of the provisions of this ordinance, or whenever the Administrator has reasonable cause to believe that there exists in any building or upon any premises any condition or ordinance violation which makes such building, structure or premises unsafe, dangerous or hazardous, the Administrator may enter such building, structure or premises at all reasonable times to inspect the same or perform any duty imposed upon the Administrator by this ordinance.
 - b.) If such building or premises are occupied, the Administrator shall first present proper credentials and request entry. If such building, structure, or premises are unoccupied, he shall first make a reasonable effort to locate the owner or other persons having charge or control of such building or premises.
 - c.) If entry is refused, the Administrator shall have recourse to every remedy provided by law to secure entry.
 - d.) When the Administrator shall have first obtained a proper inspection warrant or other remedy provided by law to secure entry, no owner or occupant or any other persons having charge, care or control of any building, structure, or premises shall fail or neglect, after proper request is made as herein provided, to promptly permit entry therein by the Administrator for the purpose of inspection and examination pursuant to this ordinance.
- (2) Stop Work Orders
 - a.) Upon notice from the Administrator, work on any building, structure or premises that is being performed contrary to the provisions of this ordinance shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to his or her agent, or to the person doing the work, and shall state the conditions under which work may be resumed.
- (3) Revocation of Permits
 - a.) The Administrator may revoke a permit or approval, issued under the provisions of this ordinance, in case there has been any false statement or misrepresentation as to the material fact in the application or plans on which the permit or approval was based.

- b.) The Administrator may revoke a permit upon determination that the construction, erection, alteration, repair, moving, demolition, installation, or replacement of the structure for which the permit was issued is in violation of, or not in conformity with, the provisions of this ordinance.

Duties of the administrator shall include, but not be limited to:

- (1) Review all development permits to assure that the permit requirements of this ordinance have been satisfied.
- (2) Review proposed development to assure that all necessary permits have been received from those governmental agencies from which approval is required by Federal or State law, including section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334. Additionally, require the permittee to obtain and submit copies of any required federal or state permits and maintain them on file with the development permit.
- (3) Perform a minimum of three inspections to ensure that all applicable ordinance and floodplain development requirements have been satisfied. The first inspection upon the establishment of the Base Flood Elevation reference mark at the development site; the second upon the establishment of the structure's footprint prior to pouring the slab or the establishment of the lowest floor in an elevated foundation system; and the final inspection upon completion and submission of the required finished construction elevation certificate.
- (4) Verify any required setback distances.
- (5) Verify that all placement of fill or grading is according to certified plans. Assure that any fill being used as part of the structure's foundation system (not allowed in a CHHA) is both clean material and properly compacted and placed. A professional certification that any structure built on fill is reasonably safe from flooding can be requested of the builder/developer.
- (6) Verify adequate placement and size of any required flood vents in regard to the number of openings, their location, size, and height above ground level.
- (7) Ensure that a crawlspace has adequate vents or openings and that the interior grade is at or above the exterior grade.
- (8) Verify that the structure's utilities, duct work, and HVAC systems are to or above the base flood elevation.
- (9) Notify adjacent communities, the NFIP State Coordinator, and other federal and/or state agencies with statutory or regulatory authority prior to any alteration or relocation of a watercourse.
- (10) Assure that maintenance is provided within the altered or relocated portion of said watercourse so that the flood-carrying capacity is maintained.
- (11) Verify and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new construction and substantially improved buildings, in accordance with Article 4, Section B (2). Information must be recorded on the FEMA Elevation Certificate.
- (12) Verify and record the actual elevation (in relation to mean sea level) to which the new construction and substantially improved buildings has been floodproofed, in accordance with Article 4, Section B (2). Information must be recorded on the FEMA Floodproofing Certificate for Non-Residential Structures and review the operations and maintenance plan.
- (13) Review certified plans and specifications for compliance.
- (14) Make the necessary interpretation where interpretation is needed as to the exact location of boundaries of the areas of special flood hazard (for example, where there appears to be a conflict between a mapped

boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in this Article.

- (15) Obtain, review and reasonably utilize any base flood elevation and floodway data available from a federal, state or other source when base flood elevation data or floodway data have not been provided in accordance with Article 3, Section B, in order to administer the provisions of Article 5.
- (16) Provide information, testimony, or other evidence, as needed during variance request hearings.
- (17) Conduct the following actions when damage occurs to a building or buildings:
 - a.) Determine whether damaged structures are located within the Special Flood Hazard Area;
 - b.) Conduct damage assessments for those damaged structures located in the SFHA, and;
 - c.) Make a reasonable attempt to notify owner(s) of damaged structure(s) of the requirement to obtain a building permit / floodplain development permit prior to repair, rehabilitation, or reconstruction.
- (18) Perform such other inspections as may be required to insure compliance with the other provisions of this ordinance.
- (19) Required to keep all development permit records in perpetuity.

ARTICLE 5. PROVISIONS FOR FLOOD HAZARD REDUCTION.

SECTION A. GENERAL STANDARDS FOR ALL ZONES.

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

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

- (8) On-site waste disposal systems shall be located and constructed to avoid impairment to them or contamination from them during flooding.
- (9) Any alteration, repair, reconstruction or improvements to a building that is in compliance with the provisions of this ordinance shall meet the requirements of “new construction” as contained in this ordinance.
- (10) Any alteration, repair, reconstruction or improvements to a building that is not in compliance with the provisions of this ordinance, shall be undertaken only if said non-conformity shall meet the requirements of “new construction” as contained in this ordinance.
- (11) All gas and liquid storage tanks (both above and below ground) shall be adequately anchored to prevent floatation, lateral movement resulting from hydrodynamic forces, and the effects of buoyancy.
- (12) When new construction and substantial improvements are located in multiple flood zones or in a flood zone with multiple base flood elevations, they shall meet the requirement for the more stringent flood zone and the highest base flood elevation.

SECTION B. SPECIFIC STANDARDS FOR RIVERINE ZONES.

In all areas of special flood hazard designated on the City of Gautier’s FIRM, where base flood elevation data have been provided (excluding CHHA and Coastal AE Zone), as set forth in Article 3, Section B, the following provisions, in addition to the standards of Article 5, Section A, are required:

- (1) Residential Construction. New construction and substantial improvement of any residential building (including manufactured home) shall have the lowest floor, including basement, elevated to two (2) feet above the base flood elevation. Should solid foundation perimeter walls be used to elevate a structure, flood openings sufficient to automatically equalize hydrostatic flood forces on exterior walls of enclosures that are subject to flooding, shall be provided in accordance with standards of Article 5, Section B (4).
- (2) Non-Residential Construction. New construction and substantial improvement of any commercial, industrial, or non-residential building (including manufactured building) shall have the lowest floor, including basement, elevated to two (2) feet above the base flood elevation. Buildings located in all A Zones may, together with attendant utility and sanitary facilities, be floodproofed in lieu of being elevated provided that all areas of the building below the base flood elevation + two (2) foot freeboard are water tight with walls substantially impermeable to the passage of water, and use structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. Dry floodproofing is allowed only where flood velocities are less than or equal to five feet per second. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. A Flood Emergency Operation Plan and an Inspection and Maintenance Plan must be provided by the design professional for the building. Such certification shall be provided to the Floodplain Administrator.
- (3) In special flood hazard areas with base flood elevations (AE Zones) but without floodways, no encroachments, including fill material or structures, shall be permitted unless certification by a registered professional engineer is provided demonstrating that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the City of Gautier. The engineering certification must be supported by technical data that conforms to standard hydraulic engineering principles.
- (4) Enclosures. New construction and substantial improvements that include fully enclosed areas formed by foundation and other exterior walls below the lowest floor shall be designed to preclude finished living space and designed to allow for the entry and exit of floodwaters to automatically equalize hydrostatic flood forces on exterior walls. Enclosed areas, including crawl spaces, shall be used solely for parking of vehicles, building access, and storage.

- a.) Designs for complying with this requirement must either be certified by a professional engineer or architect or meet or exceed the following criteria:
 - (i) Provide a minimum of two openings, on different sides of each enclosed area; if a structure has more than one enclosed area below the base flood elevation, each shall have openings on exterior walls;
 - (ii) The total net area of all openings shall be at least one square inch for each square foot of enclosed area, or the openings shall be designed and the construction documents shall include a statement that the design and installation will provide for equalization of hydrostatic flood forces on exterior walls by allowing for the automatic entry and exit of floodwaters;
 - (iii) The bottom of all openings shall be no higher than one foot above interior grade (which must be equal to in elevation or higher than the exterior grade);
 - (iv) Openings may be equipped with screens, louvers, valves or other coverings or devices provided they permit the automatic flow of floodwaters in both directions and automatically equalize hydrostatic flood loads on exterior walls, and;
 - b.) Access to the enclosed area shall be minimum necessary to allow for parking of vehicles (garage door) or limited storage of maintenance equipment used in connection with the premises (standard exterior door) or entry to the living area (stairway or elevator); and,
 - c.) The interior portion of such enclosed area shall not be finished or partitioned into separate rooms.
- (5) Detached storage buildings, sheds, or other like accessory improvements, shall solely be used for parking of vehicles and storage. Such storage space shall not be used for human habitation and shall be limited to storage of items that can withstand exposure to the elements and have low flood damage potential. The storage space shall be constructed of flood resistant or breakaway materials, and equipment and service utilities, such as electrical outlets, shall be limited to essential lighting and other incidental uses, and must be elevated or floodproofed. Flood openings in accordance with the standards of Article 5 Section B (4) shall also be required. These accessory structures shall be constructed and placed on the building site so as to offer the minimum resistance to the flow of floodwaters. Accessory improvements and other appurtenant structures shall be firmly anchored to prevent flotation, collapse and lateral movement that may result in damage to other structures. Development permit for such structures shall require the following information but not limited to: \$5,000.00 and 500 square feet.
- (6) Standards for Manufactured Homes and Recreational Vehicles.
- a.) All manufactured homes placed, or substantially improved, on individual lots or parcels, in existing manufactured home parks or subdivisions, in expansions to existing manufactured home parks or subdivisions, in new manufactured home parks or subdivisions or in substantially improved manufactured home parks or subdivisions, must meet all the requirements for new construction, including elevation and anchoring and the flood openings requirements of Article 5, Section B (4). Manufactured homes must be:
 - (i) Elevated on a permanent foundation to have its lowest floor elevated to two (2) feet above the base flood elevation, and;
 - (ii) Securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.
 - b.) All recreational vehicles placed on sites must either:
 - (i) Be on site for fewer than 180 consecutive days and;
 - (ii) Be fully licensed and ready for highway use, or

- (iii) Must meet all the requirements for new construction, including anchoring and elevation requirements of this Article 5, Section B (6) (a) or Article 5, Section B (6) (b) (i) above.

A recreational vehicle is ready for highway use if it is licensed and insured in accordance with the state of Mississippi motor vehicle regulations, is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.

- (7) Floodways. Located within areas of special flood hazard adopted by reference in Article 3, Section B, are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity and depth of flood waters which carry debris, potential projectiles and has erosion potential, the following provisions shall apply:
 - a.) Prohibit encroachments, including fill, new construction, substantial improvements, and other developments unless certification (with supporting technical data) by a registered professional engineer is provided demonstrating that encroachments shall not result in any increase in flood levels during occurrence of the base flood discharge;
 - b.) If Article 5, Section B (7) (a) above is satisfied, all new construction and substantial improvements shall comply with all applicable flood damage prevention standards of Article 5.
 - c.) Prohibit the placement of manufactured homes (mobile homes), except in an existing manufactured homes (mobile homes) park or subdivision. A replacement manufactured home may be placed on a lot in an existing manufactured home park or subdivision provided the anchoring standards of Article 5, Section A (2), and the standards of Article 5, and the encroachment standards of this Article 5, Section B (6) (a), are met.

SECTION C. STANDARDS FOR STREAMS WITHOUT BASE FLOOD ELEVATIONS AND FLOODWAYS.

When base flood elevation data and floodway data are not available in accordance with Article 3, Section A, in Special Flood Hazard Areas without base flood elevation data, new construction and substantial improvements shall be elevated or floodproofed to elevations established by the City of Gautier. The following provisions in addition to the standards of Article 5 Section A and the enclosure standards of Article 5 Section B (4) shall apply:

- (1) Require that all new subdivision proposals and other proposed developments (including proposals for manufactured home parks and subdivisions) greater than five lots or five acres, whichever is lesser, include within such proposals base flood elevation data;
- (2) The Floodplain Administrator shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a federal, state, or other source, in order to administer the provisions of Article 5. When such data are available, standards of Article 5, Section B, shall apply. If data is not available from Article 5 Section C (1) or outside sources, then the following provisions shall apply.
- (3) No encroachments, including fill material or other development, shall be located within a distance of the stream bank equal to five times the width of the stream at the top of the bank or twenty feet each side from the top of the bank, whichever is greater, unless certification by a registered professional engineer is provided demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge. The enclosure standards of Article 5, Section B (4) shall apply.
- (4) The Floodplain Administrator shall require that a single lot applicant develop the base flood elevation for the development site, utilizing accepted engineering practices and procedures. Upon review of the submitted data, the Administrator may accept or reject the proposed base flood elevation. When such data is accepted, standards of Article 5, Section B, shall apply. .

- (5) Notify, in riverine situations, adjacent communities and the State Coordinating Office prior to any alteration or relocation of a watercourse, and submit copies of such notifications to FEMA. Assume that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.
- (6) Require that all manufactured homes be placed or installed using methods and practices which minimize flood damage. Manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Dry stacked blocks (stacked without the use of mortar or cement to bond them together) are not allowed within the Special Flood Hazard Area.

SECTION D. STANDARDS FOR SUBDIVISION PROPOSALS AND OTHER PROPOSED DEVELOPMENT.

- (1) All subdivision and other development proposals shall be consistent with the need to minimize flood damage;
- (2) All subdivision proposals and other development shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage;
- (3) All subdivision proposals and other development shall have adequate drainage provided to reduce exposure to flood hazards, and;
- (4) Base flood elevation data shall be provided for all new subdivision proposals and other proposed development (including manufactured home parks and subdivisions), which is greater than five lots or five acres, whichever is the lesser.

SECTION E. STANDARDS FOR ACCESSORY BUILDINGS IN ALL VE ZONES

For all accessory buildings in the SFHA designated "VE" all requirements stated in Article 5, Section F will apply.

SECTION F. COASTAL HIGH HAZARD AREAS

1. Located within areas of special flood hazard areas established in Article 3, Section B (maps) are Coastal High Hazard Areas, designated as VE Zones. These areas have special flood hazards associated with high velocity waters from wave action due to hurricanes, tsunamis, or other seismic sources. The following provisions, in addition to the standards of Article 5, Sections A, B, C, and D, except for B (7), shall also apply:
2. All new construction and substantial improvements in VE Zones shall be elevated on Pilings or columns so that:
3.
 - a. The bottom of the lowest horizontal structural member of the lowest floor, excluding the pilings or columns, is elevated to two (2) feet above the base flood elevation, or one foot above the centerline of the street, whichever is greater, and;
 - b. The pile or column foundation and structure attached there to is anchored to resist flotation, collapse and lateral movement due to the effects of wind and water loads acting simultaneously on all building components. Water loading values used shall be those associated with the base flood. Wind loading values used shall be those requirements by state or local building codes.
4. A registered professional engineer or architect shall develop or review the structural design, specifications and plans for the construction and shall certify that the design and methods of construction to be used are in accordance with accepted standards of practice for meeting the provisions of Article 5, Section F (1).

5. Obtain the elevation, in relation to mean sea level, of the bottom of the lowest structural member of the lowest floor, excluding pilings and columns, of all new and substantially improved structures in VE Zones. The Floodplain Administrator shall maintain a record of all such information.
6. All new construction shall be located landward of the reach of mean high tide.
7. All new construction and substantial improvements in VE Zones shall have the space below the lowest floor either free of obstruction or constructed with non-supporting breakaway walls, open wood latticework, or insect screening intended to collapse under wind and water loads without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system. For the purpose of this section, a breakaway wall shall have a design safe loading resistance of not less than 10 and no more than 20 pounds per square foot. Breakaway wall enclosures shall not exceed 299 square feet. Use of breakaway walls which exceed a design safe loading resistance of 20 pounds per square foot, either by design or when so required by local codes, may be permitted only if a registered professional engineer or architect certifies that the designs proposed meet the following conditions:
 - a. Breakaway wall collapse shall result from water load less than that which would occur during the base flood, and;
 - b. The elevated portion of the building and supporting foundation system shall not be subject to collapse, displacement, or other structural damage due to the effects of wind and water loads acting simultaneously on all building components, structural and nonstructural. Water loading values used shall be those associated with the base flood. Wind loading values used shall be those requirements by state or local building codes. The lowest horizontal structural member should be oriented perpendicular to the expected wave crest.
8. If breakaway walls are utilized, such enclosed space shall be useable solely for storage, parking of vehicles, or building access. Such space shall not be used for human habitation and finished or partitioned into separate rooms.
9. Enclosures below elevated buildings shall be useable solely for storage, parking of vehicles, or building access. Such space will not be used for human habitation and not finished or partitioned into separate rooms.
10. Prohibit the use of fill for structural support of buildings. Under the buildings or structures, no fill may be used except for minor site grading for drainage purposes. Nonstructural fill may be used on coastal building sites for minor landscaping and site grading for drainage purposes as long as the fill does not interfere with the free passage of floodwaters and debris underneath the building or cause changes in flow direction during coastal storms such that will cause additional damage to buildings on the site or to any adjacent buildings. Certification by a professional engineer or architect shall be submitted along with design calculations demonstrating that no adverse impacts will result.
11. Prohibit man-made alteration of sand dunes that would increase potential flood damage.
12. All manufactured homes to be placed or substantially improved within VE Zones on the City of Gautier's FIRM on site:
 - a. Outside of a manufactured home park or subdivision,
 - b. In a new manufactured home park or subdivision,
 - c. In an expansion to an existing manufactured home park or subdivision, or
 - d. In an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as the result of a flood;
 - e. Shall meet the standards of this Article 5, Section F and that manufactured homes placed or substantially improved on other sites in an existing manufactured home park or subdivision with VE Zones on the FIRM meet the requirements of Article 5, Section B(6).

13. All new structures shall be located on the lot so as to minimize exposure to coastal hazards and shoreline erosion, Structures shall be located outside the Coastal High Hazard Area, to the greatest extent possible.
14. Recreational vehicles placed on sites within VE Zones on the City of Gautier's FIRM either;
 - a. Be permitted before being placed on site and be on site for fewer than 180 consecutive days and shall leave the site and obtain a new permit before returning to the same site, and;
 - b. Be fully licensed and ready for highway use, on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions, or;
 - c. Meet the requirements of Article 5, Section F (1) through (10).

SECTION G. CRITICAL FACILITIES.

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

ARTICLE 6. VARIANCE PROCEDURES.

SECTION A. DESIGNATION OF VARIANCE AND APPEALS BOARD.

The Mayor and City Council of the City of Gautier shall hear and decide appeals and requests for variances from requirements of this ordinance and is herein referred to as the board.

SECTION B. DUTIES OF VARIANCE AND APPEALS BOARD.

The board shall hear and decide appeals when it is alleged an error in any requirement, decision, or determination is made by the Floodplain Administrator in the enforcement or administration of this ordinance. Any person aggrieved by the decision of the board may appeal such decision to the City Council of the City of Gautier as provided in Mississippi Code Annotated, § 11-51-75 (1972).

SECTION C. VARIANCE PROCEDURES.

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

- (1) Upon consideration of factors listed below, and the purpose of this ordinance, the board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- (2) The evaluation must be based on the characteristics unique to that property and not be shared by adjacent parcels. The characteristics must pertain to the land itself, not to the structure, its inhabitants, or its owners;
- (3) Variances shall not be granted for multiple lots, phases of subdivisions, or entire subdivisions;

- (4) The danger that materials may be swept onto other lands to the injury of others;
- (5) The danger of life and property due to flooding or erosion damage;
- (6) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner and the City of Gautier;
- (7) The importance of the services provided by the proposed facility to the City of Gautier;
- (8) The necessity of the facility to be at a waterfront location, where applicable;
- (9) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
- (10) The compatibility of the proposed use with existing and anticipated development;
- (11) The relationship of the proposed use to the comprehensive plan and floodplain management program for that area;
- (12) The safety of access to the property in times of flood for ordinary and emergency vehicles;
- (13) The expected heights, velocity, duration, rate of rise, and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site, and;
- (14) The costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges and culverts.
- (15) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

SECTION D. CONDITIONS FOR VARIANCES.

- (1) Variances shall only be issued when there is:
 - a.) A showing of good and sufficient cause;
 - b.) A determination that failure to grant the variance would result in exceptional hardship, and;
 - c.) A determination that the granting of a variance will not result in increased flood heights, additional threats to public expense, create nuisance, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.
- (2) The provisions of this ordinance are minimum standards for flood loss reduction; therefore any deviation from the standards must be weighed carefully. Variances shall only be issued upon a determination that the variance is the minimum necessary deviation from the requirements of this ordinance, considering the flood hazard, to afford relief. In the instance of a Historic Structure, a determination that the variance is the minimum necessary so as not to destroy the historic character and design of the building. (See Article 6, Section F.)
- (3) Any applicant to whom a variance is granted shall be given written notice specifying the difference between the base flood elevation and the elevation to which the lowest floor is to be built and stating that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.
- (4) The Floodplain Administrator shall maintain the records of all appeal actions and report any variances to the Federal Emergency Management Agency and Mississippi Emergency Management Agency upon request. (See Article 6 Section E.)

- (5) Upon consideration of the factors listed above and the purposes of this ordinance, the board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- (6) Variances shall not be issued “after the fact.”

SECTION E. VARIANCE NOTIFICATION.

Any applicant to whom a variance is granted shall be given written notice over the signature of a City of Gautier official that:

- (1) The issuance of a variance to construct a structure below the base flood elevation will result in increased premium rates for flood insurance up to amounts as high as \$25 for \$100 of insurance coverage, and;
- (2) List the specific variance granted with the minimum requirement that was changed with the approved variance. List the article, section and subsection for which the variance was issued to.
- (3) Such construction below the base flood level increases risks to life and property. A copy of the notice shall be recorded by the Floodplain Administrator in the Office of the Chancery Clerk and shall be recorded in a manner so that it appears in the chain of title of the affected parcel of land.
- (4) The Floodplain Administrator will maintain a record of all variance actions, including justification for their issuance, and report such variances to the Federal Emergency Management Agency and the Mississippi Emergency Management Agency upon request.

SECTION F. HISTORIC STRUCTURES.

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

SECTION G. SPECIAL CONDITIONS.

Upon consideration of the factors listed in Article 6, and the purposes of this ordinance, the Mayor and City Council may attach such conditions to the granting of variances, as it deems necessary to further the purposes of this ordinance.

SECTION H. FLOODWAY.

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

ARTICLE 7. SEVERABILITY.

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

This ordinance having first been reduced to writing was adopted at a public meeting of the Mayor and City Council of the City of Gautier, on November 21, 2017, wherein the vote was as follows and shall take effect **12/21/17**

Councilman Vaughan made the motion to approve the recommendations set by city staff and approved by the Gautier Planning Commission. Motion seconded by **Councilman George** and the following votes were recorded:

Councilman George - Ayes

Councilman Jackson - Ayes

Councilman Vaughan - Ayes

Councilman Anderson - Ayes

Councilman Colledge - Ayes

Councilwoman Martin - Absent

Mayor Torjusen - Ayes

Mayor

Phil Torjusen

ATTESTED BY:

City Clerk

Cindy Russell

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

ORDER NUMBER 241-2017

WHEREAS, Miss. Code Ann. 21-3513 requires a budget report to be presented to the governing authority at the regular meeting each month.

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Finance Report for September 2017 are hereby received.

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

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

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

NAYS: **None**

ABSENT: **Mary Martin**

MAYOR

ATTEST:

CITY CLERK

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

SEP 2017 Ending Cash Balances

GENERAL DEPOSITORY

Fund Name		Account #	Balance
General Fund	Depository Account	001-000-001	\$2,007,541.86
MS Development Loan Katrina	Depository Account	007-000-001	\$275.20
CDBG-Downtown Revitalization	Depository Account	012-000-001	
Transportation Enhancement	Depository Account	013-000-001	\$13,631.67
Allen Road Widening	Depository Account	020-000-001	\$31,890.62
MOHS PD Traffic Grant	Depository Account	023-000-001	
MOHS DUI Grant FY 2014	Depository Account	025-000-001	
MOHS DUI Grant FY 2015	Depository Account	026-000-001	
MDOT Safe Routes to School	Depository Account	029-000-001	(\$27,647.03)
MDAH School House Grant	Depository Account	030-000-001	\$1,508.43
MDAH Local Govt Grant	Depository Account	031-000-001	
MDMR City Pk Boat Launch Imp	Depository Account	050-000-001	(\$90,836.53)
US DOJ Ballistic Vest Grant	Depository Account	103-000-001	
Martin Bluff Road Improvements	Depository Account	128-000-001	\$102,012.64
U S Justice Equitable Sharing	Depository Account	157-000-001	\$419,539.84
Fire Protection Fund	Depository Account	160-000-001	\$277,573.28
DMR-BP Oil Spill Grant	Depository Account	165-000-001	
MDOT-Youth Corp Program	Depository Account	166-000-001	
FF Grant:EMW-2013-FO-05516	Depository Account	167-000-001	
Tidelands Grant	Depository Account	171-000-001	(\$49,443.29)
Library Support Fund	Depository Account	172-000-001	\$1,757.71
MSWFP Recreation Trails Grant	Depository Account	175-000-001	
Shepard State Park Fund	Depository Account	176-000-001	\$52,834.76
USDA NRCS EWP Program	Depository Account	300-000-001	\$178,387.00
Solid Waste Fund	Depository Account	404-000-001	\$24,937.85
Solid Waste Grant	Depository Account	405-000-001	
EPA: Brownfields Assessment	Depository Account	409-000-001	
General Ledger Cash Balance			\$2,943,964.01
General Depository Reconciled Cash Balance			\$2,943,153.55

ENTERPRISE FUND

Fund Name		Account #	Balance
Water & Sewer Utility	Enterprise Account-M&M	400-000-001	\$0.00
	Enterprise Account-Hancock	400-000-002	\$1,845,075.68
MDB Loan: Water Ion-X Project	Enterprise Account-Hancock	421-000-002	\$60,831.74
Water Meter Project	Enterprise Account-Hancock	422-000-002	
Hurricane Katrina (PW Bldg)	Enterprise Account-Hancock	449-000-002	
General Ledger Cash Balance			\$1,905,907.42
Enterprise Reconciled Cash Balance			\$1,902,287.65

**SEPTEMBER 2017
YEAR TO DATE TOTALS**

General Fund Totals

	BUDGET FY 2017	SEP 2017	Balance	100.00% % to date
General Fund Revenues	9,172,731.00	9,427,145.65	(254,414.65)	102.7%
Expenditures:				
001 Legislative	119,012.00	118,097.52	914.48	99.2%
010 City Court	284,491.00	282,826.03	1,664.97	99.4%
021 City Manager	306,702.00	295,657.47	11,044.53	96.3%
022 Human Resources	138,681.00	131,847.17	6,833.83	95.0%
030 Elections	20,800.00	20,764.34	35.66	99.8%
040 City Clerk	260,670.00	253,331.09	7,338.91	97.1%
045 Finance	192,080.00	191,585.58	494.42	99.7%
060 City Attorney	100,845.00	98,101.02	2,743.98	97.2%
090 Economic Dev - Planning	297,370.00	283,424.91	13,945.09	95.3%
092 Building & General Expenses	508,100.00	493,717.85	14,382.15	97.1%
100 Police	3,472,934.00	3,313,126.15	159,807.85	95.3%
161 Fire	2,359,916.00	2,275,227.60	84,688.40	96.4%
165 BP Oil Spill	0.00	0.00	0.00	
170 Recreation	381,631.00	367,490.60	14,140.40	96.2%
201 PW: Streets	258,900.00	228,329.18	30,570.82	88.1%
205 PW: Maintenance	223,438.00	217,240.75	6,197.25	97.2%
451 Public Safety	0.00	0.00	0.00	
900 Interfund Transfers	813,627.00	807,136.48	6,490.52	99.2%
General Fund Expenditures	9,739,197.00	9,377,903.74	361,293.26	96.2%
<i>Total Operating Expenditures</i>	8,560,255.00	8,242,754.51	317,500.49	
<i>Total Capital Outlay Expenditures</i>	290,215.00	252,996.02	37,218.98	
<i>Total Debt Service</i>	75,100.00	75,016.73	83.27	
<i>Total Transfers Out</i>	813,627.00	807,136.48	6,490.52	
<i>Total Unappropriated</i>	0.00	0.00	0.00	
<i>Check Total</i>	9,739,197.00	9,377,903.74	361,293.26	
<i>Personnel</i>	6,698,117.00	6,560,181.57	137,935.43	
<i>Supplies</i>	445,179.00	387,162.85	58,016.15	
<i>Other Services</i>	1,416,959.00	1,295,410.09	121,548.91	
<i>Capital Outlay</i>	290,215.00	252,996.02	37,218.98	
<i>Debt Service</i>	75,100.00	75,016.73	83.27	
<i>Interfund Transfers for DS</i>	813,627.00	807,136.48	6,490.52	
<i>Unappropriated</i>	0.00	0.00	0.00	
<i>Check Total</i>	9,739,197.00	9,377,903.74	361,293.26	

**SEPTEMBER 2017
YEAR TO DATE TOTALS**

<i>General Depository Special Funds</i>	BUDGET FY 2017	As of SEPTEMBER 2017	Balance	100.00% % to date
007 MS Dev 2.36M Katrina Bonds				
Revenues	277,854.00	277,854.00	0.00	100.0%
Expenditures	277,854.00	277,888.75	(34.75)	100.0%
013 TE-Downtown Revitalization				
Revenues	84,158.13	43,186.68	40,971.45	51.3%
Expenditures	54,603.12	0.00	54,603.12	
020 Allen Road Widening				
Revenues	1,002,418.40	836,236.17	166,182.23	83.4%
Expenditures	61,000.00	59,374.54	1,625.46	97.3%
025 MOHS DUI Grant FY2017				
Revenues	27,598.00	27,549.72	48.28	99.8%
Expenditures	27,598.00	27,549.72	48.28	99.8%
029 MDOT Safe Routes to School				
Revenues	188,528.00	137,500.64	51,027.36	72.9%
Expenditures	210,084.50	186,704.17	23,380.33	88.8%
030 MDAH 2014 Community Heritage				
Revenues	130,000.00	131,508.43	(1,508.43)	101.1%
050 MDMR City Park Boat Launch Imps				
Revenues	255,610.00	27,600.00	228,010.00	10.7%
Expenditures	255,610.00	118,436.53	137,173.47	46.3%
128 Martin Bluff Road Project				
Expenditures	230,000.00	130,000.00	100,000.00	56.5%
130 \$7M GO Bond - Capital Improvements				
Revenues	2,047,259.07	1,937,504.96	109,754.11	94.6%
Expenditures	2,239,130.25	1,866,911.25	372,219.00	83.3%
157 US Justice Equitable Sharing				
Revenues	29,212.00	29,211.52	0.48	99.9%
Expenditures	29,212.00	51,256.61	(22,044.61)	175.4%
160 Fire Protection Fund				
Revenues	543,100.00	492,881.84	50,218.16	90.7%
Expenditures	525,277.68	496,469.98	28,807.70	94.5%
166 MDOT Youth Corp Program				
Revenues	36,864.66	38,683.20	(1,818.54)	104.9%
Expenditures	41,388.00	6,434.02	34,953.98	15.5%

**SEPTEMBER 2017
YEAR TO DATE TOTALS**

<i>General Depository Special Funds</i>	BUDGET FY 2017	As of SEPTEMBER 2017	Balance	100.00% % to date
171 Combined Tidelands Grant				
Revenues	989,133.64	346,665.42	642,468.22	35.0%
Expenditures	844,900.63	307,330.82	537,569.81	36.3%
172 Library Support Fund				
Revenues	108,639.00	108,639.00	0.00	100.0%
Expenditures	108,639.00	108,639.00	0.00	100.0%
175 MSWFP Recreation Trails Grant				
Revenues	95,258.57	95,258.57	0.00	100.0%
176 Shepard State Park				
Revenues	85,400.00	89,561.97	(4,161.97)	104.8%
Expenditures	115,128.00	85,731.62	29,396.38	74.4%
300 USDA-NRCS EWP				
Revenues	678,990.00	192,537.00	486,453.00	28.3%
Expenditures	678,990.00	14,150.00	664,840.00	2.0%
404 Solid Waste Fund				
Revenues	1,260,000.00	1,257,073.34	2,926.66	99.7%
Expenditures	1,326,500.00	1,311,715.17	14,784.83	98.8%
405 Solid Waste Grant				
Revenues	13,280.00	0.00	13,280.00	
Expenditures	13,280.00	0.00	13,280.00	
409 EPA: Brownfields Assessment				
Revenues	288,249.85	288,249.85	0.00	100.0%
Expenditures	223,699.85	211,971.72	11,728.13	94.7%

**SEPTEMBER 2017
YEAR TO DATE TOTALS**

ENTERPRISE FUND (400)

	BUDGET FY 2017	SEP 2017	Balance	100.0% % to date
Utility Fund Revenues	8,653,895.00	8,961,479.29	(307,584.29)	103.5%
Administration	2,621,143.00	2,617,344.26	3,798.74	99.8%
Water & Sewer O & M	2,994,216.00	2,681,327.83	312,888.17	89.5%
Debt Service	2,477,584.00	2,476,345.98	1,238.02	99.9%
Transfers	200,000.00	200,000.00	0.00	100.0%
Utility Fund Expenditures	8,292,943.00	7,975,018.07	317,924.93	96.1%
 <i>Total Operating Expenditures</i>	 <i>5,490,359.00</i>	 <i>5,295,878.06</i>	 <i>194,480.94</i>	
<i>Total Capital Outlay Expenditures</i>	<i>125,000.00</i>	<i>2,794.03</i>	<i>122,205.97</i>	
<i>Total Debt Service</i>	<i>2,477,584.00</i>	<i>2,476,345.98</i>	<i>1,238.02</i>	
<i>Total Interfund Transfers</i>	<i>200,000.00</i>	<i>200,000.00</i>	<i>0.00</i>	
<i>Check Total</i>	<i>8,292,943.00</i>	<i>7,975,018.07</i>	<i>317,924.93</i>	
 <i>Personnel</i>	 <i>0.00</i>	 <i>0.00</i>	 <i>0.00</i>	
<i>Supplies</i>	<i>313,000.00</i>	<i>199,391.58</i>	<i>113,608.42</i>	
<i>Other Services</i>	<i>5,177,359.00</i>	<i>5,096,486.48</i>	<i>80,872.52</i>	
<i>Capital Outlay</i>	<i>125,000.00</i>	<i>2,794.03</i>	<i>122,205.97</i>	
<i>Debt Service</i>	<i>2,477,584.00</i>	<i>2,476,345.98</i>	<i>1,238.02</i>	
<i>Interfund Transfers</i>	<i>200,000.00</i>	<i>200,000.00</i>	<i>0.00</i>	
<i>Check Total</i>	<i>8,292,943.00</i>	<i>7,975,018.07</i>	<i>317,924.93</i>	

Enterprise Special Funds

	BUDGET FY 2017	SEP 2017	Balance	100.00%
421 MSB - Water Ionization Project				
Capital Outlay	141,813.04	80,981.30	60,831.74	57.1%

	BUDGET FY 2017	SEP 2017	Balance	100.00%
602 DEBT SERVICE: 2012 GUD BOND				
Revenue	1,399,200.00	1,400,518.26	(1,318.26)	100.0%
Bonds Payable	1,398,200.00	1,398,200.00	0.00	100.0%

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

RESOLUTION NUMBER 051-2017

WHEREAS, the Parks and Recreation Department has expressed the desire to have a fireworks show within the Gautier city limits presented by Artisan Pyrotechnics, Inc. on Saturday, December 2, 2017 for the benefit of the public; and

WHEREAS, pursuant to an agreement between the Gautier Mullet & Music Festival and Artisan Pyrotechnics, Inc., the fireworks show shall be provided at no charge to the City; and

WHEREAS, the Mayor and Council of the City of Gautier are of the opinion that a fireworks show would be a proper celebration for the Lights & Lagniappe on the Bayou Event; and

WHEREAS, the Fire Marshall recommends approval of the fireworks show within the Gautier City Limits; and

WHEREAS, the Mayor and Members of the Council of the City of Gautier, Mississippi, find the fireworks show is in the best interests of the City;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Members of the Council of the City of Gautier, Mississippi, as follows, to-wit:

The Parks and Recreation Department is hereby authorized to have a fireworks show on Saturday, December 2, 2017 at the Lights & Lagniappe on the Bayou for the benefit of the public at large, and at no cost to the City.

BE IT FURTHER RESOLVED that the City Manager or City Clerk is authorized to execute any and all documents.

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

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

NAYS: **None**

ABSENT: **Mary Martin**

MAYOR

ATTEST:

CITY CLERK

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

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Chassity Bilbo, Recreation Director
Date: November 21, 2017
Subject: Authorization for Fireworks Show at the Lights and Lagniappe on the Bayou

REQUEST:

Authorization is requested by the Parks and Recreation Department to have a fireworks show at the Lights & Lagniappe on the Bayou Event on Saturday, December 2, 2017 by Artisan Pyrotechnics, Inc. within the Gautier City Limits.

BACKGROUND:

The Annual Gautier Mullet and Music Fest Fireworks Show was canceled October 21st due to inclement weather. The Gautier Mullet & Music Festival and Artisan Pyrotechnics, Inc., entered into an agreement for a fireworks show at no charge to the City during the Lights and Lagniappe on the Bayou.

DISCUSSION:

The City of Gautier will have a fireworks show at no cost to the City. Artisan Pyrotechnics, Inc. has submitted the required plot plan to the Gautier Fire Marshall and has submitted a Certificate of Liability Insurance listing the City of Gautier as the certificate holder on its policy.

RECOMMENDATION:

City Staff recommends that City Council authorize the fireworks show requested by the Parks and Recreation Department as presented by Artisan Pyrotechnics, Inc. within the City Limits on Saturday, December 2, 2017.

City Council may:

- 1) Approve the fireworks show presented by Artisan Pyrotechnics, Inc. within the City Limits on Saturday, December 2, 2017; or
- 2) Not approve fireworks show on December 2, 2017.

ATTACHMENT(S):

Plot Plan
Certificate of Liability Insurance



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 December 2, 2017 Day or Week Saturday Starting Time dark AM/PM

Ending Time: dark 15 AM/PM Proposed Location of the Event: Behind City Hall

Describe the type of event to be conducted: fireworks display

Reason for Event, Demonstration or March:

Gautier Mullet and Music Festival fireworks display rescheduled for Christmas event

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

(Street)

(Direction Turn)

(Street)

1. NA
2. _____
3. _____
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 and Music Festival (JanMcQuillen) Phone: (228) 627 - 1275

Address: PO Box 852 Gautier MS 39553
City State Zip

Type of Organization: Community Development Profit: Non-Profit Federal ID# _____
(Religious, Civic, Social, Etc.)

Individual Making Application for Organization:

Name: Artisan Pyrotechnics, Inc. Phone (Home): () -

Address: PO Drawer 250 Phone (Work): (601) 928 - 9454

City: Wiggins State: MS Zip Code: 39577

Position with Organization: _____

Individual(s) Responsible for keeping order and maintenance:

Name: Casey Vaughan Phone (H): (228) 297 - 3063 (W) () -

Name: Kenneth E. Manis, Jr. Phone (W): (601) 928 - 9454 (W) (985) 640 - 2578

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 Crowd control in pyro area |
| ☐ Set Up Barricades | | |

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: 11-14-17

FOR OFFICE USE ONLY

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

Tricia Thigpen

From: Chassity Bilbo <cbilbo@gautier-ms.gov>
Sent: Tuesday, November 21, 2017 9:20 AM
To: tthigpen@gautier-ms.gov
Subject: FW: FW: Application for Gautier Christmas Fireworks (reschedule of Gautier Mullet and Music Festival)

Chassity Bilbo
Recreation Director
City of Gautier
Phone: 228-497-8000 Ext. 317 | Cell: 228-219-7644
www.gautier-ms.gov

From: Robert Jones [mailto:rjones@gautier-ms.gov]
Sent: Monday, November 20, 2017 3:13 PM
To: cbilbo@gautier-ms.gov
Cc: dmccoy@gautier-ms.gov; rrosscup@gautier-ms.gov
Subject: RE: FW: Application for Gautier Christmas Fireworks (reschedule of Gautier Mullet and Music Festival)

Mrs. Bilbo,

I have received the application for fireworks to be detonated on Saturday, December 02, 2017 from Artisan Pyrotechnics Inc. I, Robert Jones, Gautier's Fire Chief, approve of the "Fireworks Application" being forwarded to Council for their approval at their earliest convenience.

V/R

Robert Jones, Fire Chief
City of Gautier
2502 College circle
228-497-1656

From: Chassity Bilbo [mailto:cbilbo@gautier-ms.gov]
Sent: Monday, November 20, 2017 2:48 PM
To: rjones@gautier-ms.gov
Subject: FW: FW: Application for Gautier Christmas Fireworks (reschedule of Gautier Mullet and Music Festival)

Chassity Bilbo
Recreation Director
City of Gautier
Phone: 228-497-8000 Ext. 317 | Cell: 228-219-7644
www.gautier-ms.gov

From: Chassity Bilbo [<mailto:chassity13@gmail.com>]

Sent: Monday, November 20, 2017 2:50 PM

To: cbilbo@gautier-ms.gov

Subject: Fwd: FW: Application for Gautier Christmas Fireworks (reschedule of Gautier Mullet and Music Festival)

----- Forwarded message -----

From: Reta@artisan <rscott@artisanpyro.com>

Date: Mon, Nov 20, 2017 at 2:19 PM

Subject: FW: Application for Gautier Christmas Fireworks (reschedule of Gautier Mullet and Music Festival)

To: chassity13@gmail.com

Hi, Chassity:

Hope this works. Please let me know [601-928-9454](tel:601-928-9454)

From: Reta@artisan [<mailto:rscott@artisanpyro.com>]

Sent: Monday, November 20, 2017 1:52 PM

To: rjones@gautier-ms.gov

Cc: cvaughan@gautier-ms.gov

Subject: FW: Application for Gautier Christmas Fireworks (reschedule of Gautier Mullet and Music Festival)

Good afternoon:

It is my understanding you did not receive the email below originally sent on 11/14. Please confirm receipt of this email. Thanks and have a Happy Thanksgiving.

Reta C. Scott

Office Administrator

Artisan Pyrotechnics, Inc.

[601-928-9454](tel:601-928-9454) Phone

[601-928-9552](tel:601-928-9552) Fax

From: Reta@artisan [<mailto:rscott@artisanpyro.com>]

Sent: Tuesday, November 14, 2017 2:16 PM

To: 'cvaughan@gautier-ms.gov'; rjones@gautier-ms.gov; 'abang@gautier-ms.gov'

Subject: Application for Gautier Christmas Fireworks (reschedule of Gautier Mullet and Music Festival)

Good Afternoon:

We are submitting the attached paperwork for the rescheduling of the Gautier Mullet ad Music fireworks which was cancelled due to inclement weather. Please let me know if you need anything additional or if changes are appropriate. Thanks and have a wonderful evening.

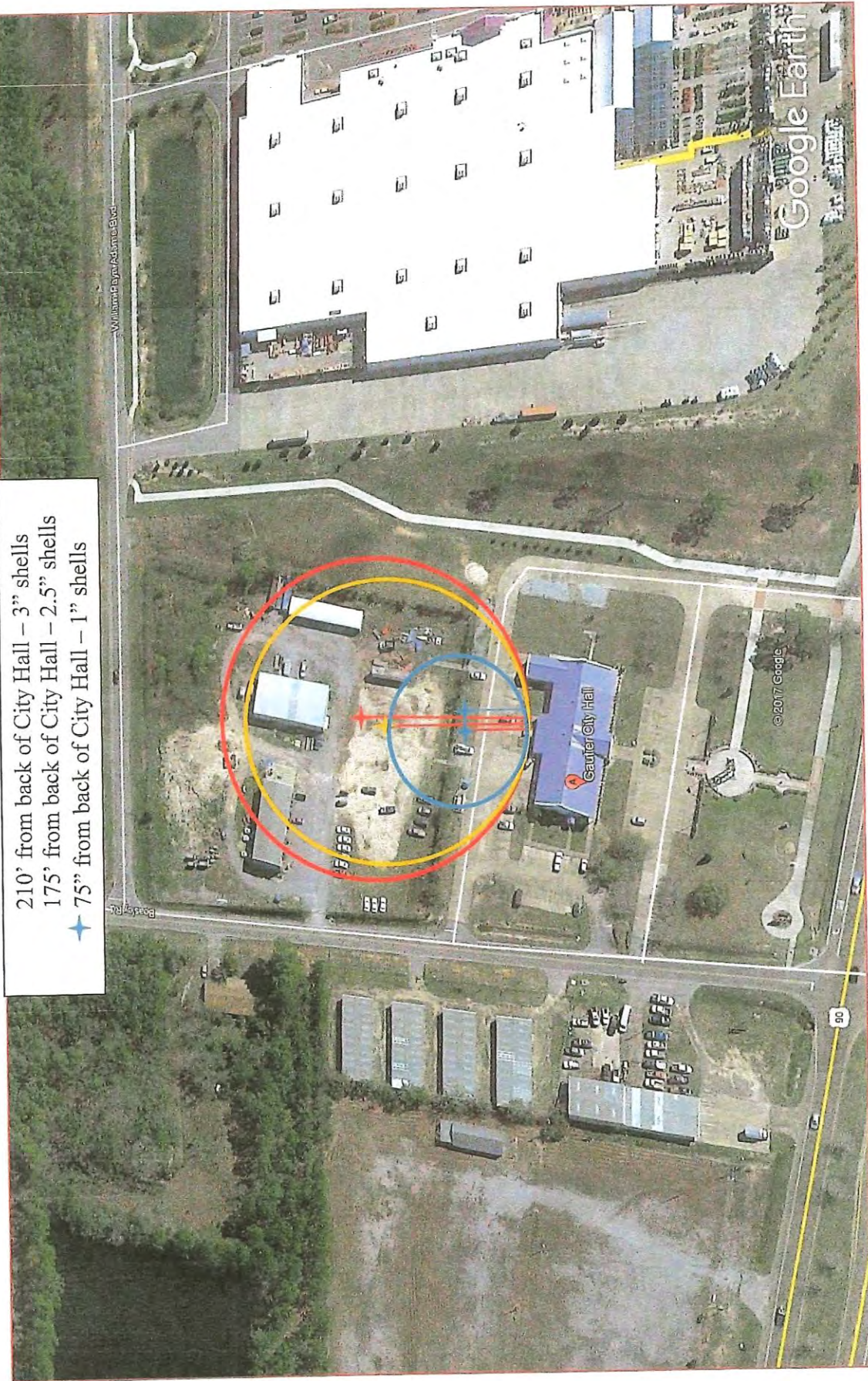
Reta C. Scott

Office Administrator

Artisan Pyrotechnics, Inc.

[601-928-9454](tel:6019289454) Phone

[601-928-9552](tel:6019289552) Fax



210' from back of City Hall – 3" shells
 175' from back of City Hall – 2.5" shells
 ★ 75" from back of City Hall – 1" shells

Gautier Christmas
 Fireworks Display

Federal Explosives License/Permit
(18 U.S.C. Chapter 40)

ATF Form 5400.12-540 (1-5-17)
Revised October 2011

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555), you may engage in the activity specified in this license or permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. **THIS LICENSE IS NOT TRANSFERABLE UNDER 27 CFR 555.53.** See "WARNINGS" and "NOTICES" on reverse.

Direct ATF
Correspondence To
ATF - Chief, FELC
244 Needy Road
Martinsburg, WV 25405-9431

License/Permit
Number

1-MS-131-54-0F-00529

Chief, Federal Explosives Licensing Center (FELC)

Expiration
Date

June 1, 2020

Name
ARTISAN PYROTECHNICS INC

Premises Address (Changes? Notify the FELC at least 10 days before the move.)

82 GRACE RD
WIGGINS, MS 39577-

Type of License or Permit

54-USER OF EXPLOSIVES

Purchasing Certification Statement

The licensee or permittee named above shall use a copy of this license or permit to assist a transfer of explosives to verify the identity and the licensed status of the licensee or permittee as provided by 27 CFR Part 555. The signature on each copy must be an original signature. A faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true copy of a license or permit issued to the licensee or permittee named above to engage in the business or operations specified above under "Type of License or Permit."

Mailing Address (Changes? Notify the FELC of any changes.)

ARTISAN PYROTECHNICS INC
PO BOX 250
WIGGINS, MS 39577-

Licensee/Permittee Responsible Person Signature

Kenneth E. Manis, Jr.

Printed Name

President

Position Title

9/7/2017

Date

Previous Edition is Obsolete

03/01/2010-03/01/2012 12/24/17 7-95 (2) 540.12-540 (1-5-17) 1-2013 (2) 540.12-540 (1-5-17) 1-2014

Federal Explosives License (FEL) Customer Service Information

Federal Explosives Licensing Center (FELC)
244 Needy Road
Martinsburg, WV 25405-9431

Toll-free Telephone Number: (877) 283-3352
Fax Number: (304) 616-4401
E-mail: FELC@atf.gov

ATF Homepage: www.atf.gov

Change of Address (27 CFR 555.54(a)(1)). Licensees or permittees may during the term of their current license or permit remove their business or operations to a new location at which they intend regularly to carry on such business or operations. The licensee or permittee is required to give notification of the new location of the business or operations not less than 10 days prior to such removal with the Chief, Federal Explosives Licensing Center. The license or permit will be valid for the remainder of the term of the original license or permit. (The Chief, FELC, shall, if the licensee or permittee is not qualified, refer the request for amended license or permit to the Director of Industry Operations for denial in accordance with § 555.54.)

Right of Succession (27 CFR 555.59). (a) Certain persons other than the licensee or permittee may secure the right to carry on the same explosive materials business or operations at the same address shown on, and for the remainder of the term of, a current license or permit. Such persons are: (1) The surviving spouse or child, or executor, administrator, or other legal representative of a deceased licensee or permittee; and (2) A receiver or trustee in bankruptcy, or an assignee for benefit of creditors. (b) In order to secure the right provided by this section, the person or persons continuing the business or operations shall furnish the license or permit for that business or operations for endorsement of such succession to the Chief, FELC, within 30 days from the date on which the successor begins to carry on the business or operations.

(Continued on reverse side)

Cut Here

Federal Explosives License/Permit (FEL) Information Card	
License/Permit Name: ARTISAN PYROTECHNICS INC	
Business Name:	
License/Permit Number: 1-MS-131-54-0F-00529	
License/Permit Type: 54-USER OF EXPLOSIVES	
Expiration: June 1, 2020	
Please Note: Not Valid for the Sale or Other Disposition of Explosives	



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
11/21/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must 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 Ryder Rosacker McCue & Huston (MGD by Hull & Compa 509 W Koenig St Grand Island NE 68802	CONTACT NAME: Kristy Wolfe	
	PHONE (A/C, No, Ext): 308-382-2330	FAX (A/C, No):
INSURED Artisan Pyrotechnics Inc PO Box 250 Wiggins MS 39577	E-MAIL ADDRESS: kwolfe@ryderinsurance.com	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A: SCOTTSDALE INS CO	
	INSURER B: NATIONAL CAS CO	
	INSURER C:	
	INSURER D:	
INSURER E:		
INSURER F:		

COVERAGES

CERTIFICATE NUMBER: 56540416

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 INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY ☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☒ POLICY ☐ PRO-JECT ☐ LOC			CPS2507169	1/20/2017	1/20/2018	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$100,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
B	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ ALL OWNED AUTOS ☒ SCHEDULED AUTOS ☒ HIRED AUTOS ☒ NON-OWNED AUTOS			CAO7760413	1/20/2017	1/20/2018	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 \$			CXS0006731	1/20/2017	1/20/2018	EACH OCCURRENCE \$4,000,000 AGGREGATE \$4,000,000 \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) ☐ Y / N If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				WC STATU-TORY LIMITS ☐ OTH-ER ☐ E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Blanket Additional Insured applies to the entities listed below per attached form GLS-150s when required by written agreement.
City of Gautier for their fireworks display on December 2, 2017.

CERTIFICATE HOLDER

CANCELLATION

City of Gautier Lights and Lagniappe on the Bayou 3333 US-90 Gautier MS 39553	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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Councilman Vaughan made a motion to adjourn until December 5, 2017 at 6:30PM.

Councilman Jackson seconded the motion and the vote unanimously carried.

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 December 5, 2017.

CITY OF GAUTIER
Consent Agenda Item #5
Fact Sheet

Council Meeting:
Title:

December 5, 2017
Order authorizing settlement of a doubtful and disputed claim, directing payment of a sum certain and authorizing the City Manager to execute any and all documents necessary to settle the claim as may be directed by the City Attorney and authorizing City Clerk/Comptroller to issue a check

Introduced by:
Contact Person/Telephone

City Attorney

Summary Explanation: Order authorizing settlement of a doubtful and disputed claim, directing payment of a sum certain and authorizing the City Manager to execute any and all documents necessary to settle the claim as may be directed by the City Attorney and authorizing City Clerk/Comptroller to issue a check.

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

ORDER NUMBER 000-2017

**ORDER AUTHORIZING SETTLEMENT OF A DOUBTFUL AND DISPUTED CLAIM,
DIRECTING PAYMENT OF A SUM CERTAIN AND AUTHORIZING THE CITY MANAGER
TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO SETTLE THE CLAIM AS
MAY BE DIRECTED BY THE CITY ATTORNEY AND AUTHORIZING
CITY CLERK/COMPTROLLER TO ISSUE A CHECK.**

WHEREAS, on September 12, 2017 a Gautier Police Officer was called to 8018 Meadowdale Drive for an attempted theft and suspicious persons; and

WHEREAS, the Officer was able to locate a white Toyota Camry parked on the side of the road, which matched the description to the vehicle relayed to him; and

WHEREAS, the Officer was unable to locate the vehicle owner and in turn called for a wrecker to tow the vehicle; and

WHEREAS, the owners of the vehicle, Erick Wicklund and Mike May, soon discovered that the vehicle was being towed and had to pay \$160.50 to get his vehicle back; and

WHEREAS, the owners of the vehicle, Erick Wicklund and Mike May were subsequently cleared of any association with the report on September 12, 2017; and

WHEREAS, Mr. Wicklund and Mr. May have made a claim for reimbursement of the full amount paid; and

WHEREAS, the City Attorney, the City Manager, and the Department Head are all in agreement that the offer of settlement should be accepted and that the same is in the best interest of the City; and

WHEREAS, the claim is doubtful and disputed and this City Council must approve the payment of any sum to in settlement thereof;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GAUTIER DOES
HEREBY ORDER AND DIRECT AS FOLLOWS:**

SECTION 1. The City Manager is authorized and directed to pay to Mike May the full sum of \$160.50 in return for a settlement of all claims, but specifically without any admission of liability on the part of the City.

SECTION 2. The City Manager is further authorized and directed to execute any and all documents that may be required for the full and complete settlement of the claim as advised by the City Attorney.

SECTION 3. The City Clerk/Comptroller is authorized and directed to cause a check in the aforesaid amount to be issued forthwith for the settlement of the claim.

SECTION 4. The City Attorney is authorized and directed to prepare any and all necessary settlement documents in order to effect the settlement of this claim.

Motion 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 December 5, 2017.

Gautier Police Department

September 19, 2017
Unwarranted Towing of a Vehicle

Chief Elbin,

On September 12, 2017 Officer Joseph Wilson was called to 8018 Meadowdale Drive for an attempted theft and suspicious persons. Officer Wilson was able to locate a white Toyota Camry parked on the side of the road, which matched the description to the vehicle relayed to him. Officer Wilson was unable to locate the vehicle owner and in turn called for a wrecker to tow the vehicle.

The owner of the vehicle, Erick Wicklund, soon discovered that the vehicle was being towed and had to pay \$160.50 to get his vehicle back.

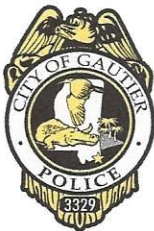
It was learned that Erick is a music major at the University of South Alabama, which is why the instruments were in the vehicle, and was visiting a girlfriend. He often parks in an empty lot while visiting her. Erick's vehicle was not in the roadway and not causing a hazard to traffic. If the vehicle was on a city easement it should have had a "Tow Sticker" placed on it giving the owner ample time to remove the vehicle.

Although I understand the reasoning of Officer Wilson, he was still wrong for having the vehicle towed, and causing the owner to pay the \$160.50 to Templet Towing. The owner of the vehicle, and the person who actually paid the debt, Mike May, is requesting to be reimbursed.

Mike May and or Erick Wicklund can be contacted at 228-218-7051

Respectfully,

Captain Casey Baxter



3329 Hwy 90
Gautier, MS 39553
(228) 497-2486 / Fax (228) 497-8013
Official Use Only

Tricia Thigpen

From: J. M May <mibaalma4@yahoo.com>
Sent: Monday, November 27, 2017 2:38 PM
To: cbaxter@gautier-ms.gov

[J. M May <mibaalma4@yahoo.com>](mailto:mibaalma4@yahoo.com)

To

cbaxter@gautier-ms.gov

Oct 31 at 12:05 PM

I request the Gautier Police Department and/or the City of Gautier reimburse me for the tow fee (Templet's) incurred on September 12, 2017 after illegally and unnecessarily having my step son's vehicle towed. There was no legal cause for said vehicle to be impounded. I appreciate the work of Captain Baxter getting to the bottom of this issue and I Pray no other citizen will endure what I have been going through since this occurred.

Your handling of this issue is appreciated. If there are any further questions please feel free to contact me at (228)218-7051

You may mail the reimbursement to: Mike May

14805 Timber Ridge Drive
Moss Point, Ms 39562

Sincerely,

Mike May

[Reply Reply to All Forward More](#)

9/15/2017 11:00:42 AM

Description

Credits

Date _____

Balance

Check #	Description	Amount	Date	Balance
46626	SIGNATURE PURCH SQ	\$160.50	Sep 12, 2017	
	*TEMPLET TOWI Pascagoula MS			
00000000	046626			

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

Council Meeting:
Title:

December 5, 2017
**Authorization to accept a monetary donations from
the Gautier Mullet and Music Fest Committee**

Introduced by:
Contact Person/Telephone

Chassity Bilbo 497-8000 ext. 317

Summary Explanation: Authorization to accept a monetary donation in the amount of \$10,000 from the Gautier Mullet and Music Fest Committee to support the needs of the Parks and Recreation Department by donating funds for miscellaneous activities, projects, equipment and programs.

EXHIBITS FOR REVIEW

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

Staff Recommendation:

Approval

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

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

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

Action Taken:

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

ORDER NUMBER 000-2017

WHEREAS, the Gautier Mullet and Music Fest Committee wishes to support the needs of the Parks and Recreation Department by donating funds for miscellaneous activities, projects, equipment and programs; and

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

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the monetary donation in the amount of \$10,000 from the Gautier Mullet and Music Fest Committee is hereby authorized.

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Chassity Bilbo, Parks and Recreation Director
Date: November 28, 2017
Subject: Authorization to accept a monetary donation from the Gautier Mullet and Music Fest Committee

REQUEST:

The Parks and Recreation Director is seeking authorization from City Council to accept a monetary donation in the amount of \$10,000 from the Gautier Mullet and Music Fest Committee.

BACKGROUND:

The Gautier Mullet and Music Fest is a nonprofit organization that hosts a free arts and crafts festival for the public to enjoy. The festival offers a variety of local cuisine, fine arts and crafts, kids zone, live music and a mullet toss contest that is held in the City of Gautier annually.

DICUSSION:

The Gautier Mullet and Music Fest Committee would like to support the needs of the Parks and Recreation Department by donating funds for miscellaneous activities, projects, equipment and programs throughout the year. This donation is in the best interest of the Parks and Recreation Department ant the City of Gautier.

RECOMMENDATION:

The Parks and Recreation Director recommend that City Council approve the above monetary donation from the Gautier Mullet and Music Festival Committee.

The City Council may:

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

ATTACHEMENT:

None

CITY OF GAUTIER
Consent Agenda Item #7
Fact Sheet

Council Meeting:
Title:

December 5, 2017
Approval of Cable One Business Services Agreement for Wi Fi installation for the Central, South, and North Fire Station

Introduced by:
Contact Person/Telephone

Chief Robert Jones 497-1656

Summary Explanation: Approval of a business services agreement with Cable One for Wi Fi installation for the Central, South, and North Fire Stations. The one-time installation fee for each location is \$49.95 with service charge and equipment fees being \$83.00 monthly. Approval of the contract is pending City Attorney's approval and revision of contract.

EXHIBITS FOR REVIEW

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

Staff Recommendation:
Approval

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

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

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

Action Taken:

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

ORDER NUMBER 000-2017

WHEREAS, the Fire Department utilizes a cloud based report system provided by the state where a dependable internet service is required and the current internet service limits and in some cases prevents staff from gaining access to this vitally important and necessary service; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the business serves agreement with Cable One for Wi Fi installation at the Central, South, and North Fire Stations with a one-time installation fee of \$49.95 for each location and an \$83.00 monthly service charge and equipment fees is hereby approved pending City Attorney's approval and revision of contract.

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.



GAUTIER FIRE DEPARTMENT

"Proudly Protecting Nature's Playground"

2502 College Circle Gautier, MS 39553

Phone: (228) 497-1656

Fax: (228) 497-0100

To: Paula Yancey, City Manager

From: Derek McCoy, Deputy Fire Chief

Date: 11/28/2017

Subject: Approval of Cable One Business Services Agreement for Wi Fi installation for the Central, South, & North Fire Stations.

REQUEST:

City Council approval is requested for a business services agreement with Cable One for Wi Fi installation for the Central, South, & North Fire Stations. The one-time installation fee for each location is \$49.95 with service charge and equipment fees being \$83.00 monthly.

BACKGROUND:

The existing Wi Fi service is not meeting the demand for which it is needed.

DISCUSSION:

The Fire Department utilizes a cloud based reporting system provided by the state where a dependable internet service is required. The current internet service limits and in some cases prevents staff from gaining access to this vitally important and necessary service.

RECOMMENDATION:

Fire Department staff recommends that City Council approve a new Wi Fi Internet Service provided by Cable One Business for \$83.00 per month. Approval of contract is pending City Attorney's approval and revision on contract.

The City Council may:

1. Approve the new Wi Fi internet services provided by Cable One Business.
2. Disapprove the new Wi Fi internet services provided by Cable One Business.

ATTACHMENTS:

1. Cable One Business Services Quote

CITY OF GAUTIER
Consent Agenda Item #8
Fact Sheet

Council Meeting:
Title:

December 5, 2017
Resolution removing office equipment from Fire Department inventory and declaring equipment surplus

Introduced by:
Contact Person/Telephone

Chief Robert Jones 497-1656

Summary Explanation: Resolution removing one (1) Dell Optiplex 380 Computer, Service Tag #H3J6NM1, Inventory #803 from Fire Department inventory and declaring equipment surplus.

EXHIBITS FOR REVIEW

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

Staff Recommendation:

Approval

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

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

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

Action Taken:

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

RESOLUTION NUMBER 000-2017

RESOLUTION OF THE CITY OF GAUTIER, MISSISSIPPI REMOVING FIRE DEPARTMENT OFFICE EQUIPMENT FROM INVENTORY AND DECLARING EQUIPMENT SURPLUS

WHEREAS, the Gautier Fire Department is requesting the following office equipment be removed from inventory and declared surplus:

<u>ITEM</u>	<u>SERVICE TAG NUMBER</u>	<u>INVENTORY NUMBER</u>
(1) Dell Optiplex 380 Computer	H3J6NM	803

WHEREAS, the Mayor and Members of the Council have determined that, given the age and condition of the office equipment, removal from inventory and declaring surplus, is in the best interest of the City of Gautier.

BE IT, THEREFORE, RESOLVED that the Mayor and Council of the City of Gautier, Mississippi has determined that the office equipment is hereby removed from inventory and declared surplus.

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

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

AYES:

NAYS:

WHEREUPON, the Mayor and Members of the Council of the City of Gautier, Mississippi, declared the motion carried and the Resolution adopted this the 5th, December, 2017.

MAYOR

ATTEST:

CITY CLERK



GAUTIER FIRE DEPARTMENT

"Proudly Protecting Nature's Playground"

2502 College Circle Gautier, MS 39553

Phone: (228) 497-1656

Fax: (228) 497-0100

To: Paula Yancey, City Manager

From: Derek McCoy, Deputy Fire Chief

Date: 11/28/2017

Subject: Resolution removing office equipment from fire department inventory and declaring equipment surplus.

REQUEST:

City Council authorization is requested by the Gautier Fire Department to remove the following computer from the fire department's inventory and declare it as surplus: Dell Optiplex 380 Service Tag #H3J6NM1, Gautier Inventory Number 803.

BACKGROUND:

The Fire Department has determined that, given the age and condition of this computer its removal from inventory is in the best interest of the City of Gautier.

RECOMMENDATION:

Fire Department staff recommends that City Council authorize the removal of this property from inventory until such time as it can be deemed surplus.

ATTACHMENTS:

1. FD Surplus Equipment Photos



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

Council Meeting:
Title:

December 5, 2017
Approval of water and sewer adjustments dated
August 15, 2017 in the amount of \$10,645.27

Introduced by:
Contact Person/Telephone

City Manager 497- 8000 ext. 306

Summary Explanation: Approval of water and sewer adjustments dated August 15, 2017 in the amount of \$10,645.27.

EXHIBITS FOR REVIEW

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

Staff Recommendation:
Approval

Motion Made by:

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

Second Made by:

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

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

Action Taken:

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

ORDER NUMBER 000-2017

WHEREAS, the 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;

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 August 15, 2017 in the amount of \$10,645.27 is hereby approved.

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.

AUGUST 15, 2017 UTILITY ADJUSTMENTS

THESE FOLLOW POLICY/ RECOMMEND APPROVAL

						TOTAL	REASON FOR
ACCT #	WATER	SEWER	LATE CHG	GARBAGE	TAX	ADJUSTMENT	ADJUSTMENT
013-17001-000		839.97	280.00			1,119.97	WATER LEAK
013-17201-000		55.98				55.98	WATER LEAK
019-06201-001		100.26				100.26	WATER LEAK
019-51201-000		44.64				44.64	WATER LEAK
021-12301-001		142.02	210.00			352.02	WATER LEAK
029-01501-000		114.30				114.30	WATER LEAK
031-11801-003		399.33	385.00			784.33	WATER LEAK
039-10801-006	186.75	197.73	35.00			419.48	POLICE REPORT
039-13501-001		65.07				65.07	WATER LEAK
044-03101-000		221.29	140.00			361.29	WATER LEAK
053-12701-007	1,373.61	1,454.40	210.00			3,038.01	POLICE REPORT
074-08801-001		141.93				141.93	WATER LEAK
074-11091-000		525.78				525.78	WATER LEAK
077-01801-000		105.03				105.03	WATER LEAK
086-11501-007	67.41	71.37	210.00			348.78	WATER LEAK
090-10751-000	67.15	71.10				138.25	POLICE REPORT
095-00201-000		83.79				83.79	WATER LEAK
095-09901-003		750.21				750.21	WATER LEAK
095-15301-001		146.07	175.00			321.07	WATER LEAK
098-05801-003		193.41	245.00			438.41	WATER LEAK
116-28401-000		1,009.89				1,009.89	WATER LEAK
122-02151-001		209.70				209.70	WATER LEAK
130-04001-000		82.08	35.00			117.08	WATER LEAK
TOTAL	1,694.92	7,025.35	1,925.00			10,645.27	

**CITY OF GAUTIER
Consent Agenda Item #10
Fact Sheet**

Council Meeting:
Title:

December 5, 2017
**Approval of Gautier Historic Preservation
Commission Re-appointments**

Introduced by:
Contact Person/Telephone

April Havens 497-8000 ext. 315

Summary Explanation: Approval of the re-appointment of three incumbents Bill Bray, Leonard Fuller, and Vivian Dailey who are willing to be reappointed to the Historic Preservation Commission.

EXHIBITS FOR REVIEW

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

Staff Recommendation:
Approval

Motion Made by:

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

Second Made by:

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

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

Action Taken:

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

ORDER NUMBER 000-2017

WHEREAS, all members of the Gautier Historic Preservation Commission are appointed by the city and shall serve at the will and pleasure of the city and shall serve staggered terms; and

WHEREAS, three (3) members of the Gautier Historic Preservation Committee whose staggered terms are expiring January 5, 2018, are willing to be re-appointed; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the following re-appointments to the Gautier Historic Preservation Commission are hereby approved:

Bill Bray
Leonard Fuller
Vivian Dailey

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 11/28/2017
Subject: Gautier Historic Preservation Commission Re-appointments

REQUEST:

The Grants & Projects Department requests City Council approval of the re-appointment of three incumbents who are willing to be re-appointed to the Gautier Historic Preservation Commission.

BACKGROUND:

"The city is authorized to establish a preservation commission to preserve, promote, and develop the city's historical resources and to advise the city on the designation of historic districts, landmarks, and landmark sites and perform such other functions as may be provided by law. All members of the commission are appointed by the city and shall serve at the will and pleasure of the city and shall serve staggered terms. The commission shall consist of 9 members residing in the City of Gautier.

All members of the commission shall serve for terms of 3 years and shall be eligible for reappointment. All commission members shall have a demonstrated knowledge of or interest, competence, or expertise in historic preservation. To the extent available in the community, the city shall appoint professional members from the primary historic preservation-related disciplines such as urban planning, American studies, American civilization, cultural geography, cultural anthropology, interior design, law, and related fields."

DISCUSSION:

Currently, three members of the Historic Preservation Commission whose staggered terms are expiring January 5, 2018, are willing to be re-appointed. These members include Bill Bray, Leonard Fuller, and Vivian Dailey.

RECOMMENDATION:

City Council may:

- 1) Approve the three re-appointments to the Historic Preservation Commission as presented; or
- 2) Not approve one or more of the proposed re-appointments.

ATTACHMENTS:

**CITY OF GAUTIER
Consent Agenda Item #11
Fact Sheet**

Council Meeting:
Title:

December 5, 2017
Authorization to accept Singing River Electric
Neighbors Helping Neighbors (NHN) Community
Grant

Introduced by:
Contact Person/Telephone

April Havens 497-8000 ext. 315

Summary Explanation: Authorization to accept a \$2,500 Neighbors Helping Neighbors (NHN) Community Grant through Singing River Electric Cooperative.

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

ORDER NUMBER 000-2017

WHEREAS, Neighbors Helping Neighbors (NHN) Community Grants were created by Singing River Electric Cooperative in 2001. Grant monies have been used to purchase playground equipment, car seats, computers, books to teach adults and children to read and to support local projects locally, among other causes; and

WHEREAS, the idea of “neighbors helping neighbors” emerged after Hurricane Georges when Singing River Electric witnessed firsthand neighbors lending a hand to those in need. The grant are available to not-profit organizations helping communities within Singing River Electric’s service territory in education, civic, community development and economic development; and

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the acceptance of a \$2,500 Neighbors Helping Neighbors (NHN) Community Grant through Singing River Electric Cooperative is hereby authorized.

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 11/28/2017
Subject: Singing River Electric Neighbors Helping Neighbors (NHN) Community Grant Acceptance

REQUEST:

The Grants and Projects Director requests City Council authorization to accept a \$2,500 Neighbors Helping Neighbors (NHN) Community Grant through Singing River Electric Cooperative.

BACKGROUND:

Neighbors Helping Neighbors (NHN) Community Grants were created by Singing River Electric Cooperative in 2001. Grant monies have been used to purchase playground equipment, car seats, computers, books to teach adults and children to read and to support local projects locally, among other causes.

The idea of “neighbors helping neighbors” emerged after Hurricane Georges when Singing River Electric witnessed firsthand neighbors lending a hand to those in need.

The grants are available to non-profit organizations helping communities within Singing River Electric’s service territory in education, civic, community development and economic development.

DISCUSSION:

The City of Gautier was awarded a \$2,500 grant for the purchase of a picnic table, benches, concrete pads and materials to build a small pavilion at Bacot Park. The amenities will be placed near the new splash pad to provide seating and shade.

RECOMMENDATION:

The Grants and Projects Director recommends that City Council authorize acceptance of a Neighbors Helping Neighbors Community Grant through Singing River Electric Cooperative, as outlined above.

The City Council may:

- 1) Accept the Neighbors Helping Neighbors Community Grant as presented; or
- 2) Not accept the Neighbors Helping Neighbors Community Grant.

ATTACHMENTS:

CITY OF GAUTIER
Consent Agenda Item #12
Fact Sheet

Council Meeting:
Title:

December 5, 2017
Approval and authorization to pay warranty deed and damages totaling \$14,100 payable to Pringle and Roemer, PLLC Trust Account on behalf of Levy Lawson for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000

Introduced by:
Contact Person/Telephone

April Havens 497-8000 Ext. 315

Summary Explanation: Approval and authorization to pay warranty deed in the amount of \$6,600 and \$7,500 for damages (totaling \$14,100) payable to Pringle and Roemer, PLLC Trust Account on behalf of Levy Lawson for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

EXHIBITS FOR REVIEW

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

Staff Recommendation:
Approval

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

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

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

Action Taken:

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

ORDER NUMBER 000-2017

WHEREAS, the Martin Bluff Widening Project requires payment of business landlord reestablishment expenses and moving expenses to Martin Bluff Trust; and

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

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the pay warranty deed in the amount of \$6,600 and \$7,500 for damages (totaling \$14,100) payable to Pringle and Roemer, PLLC Trust Account on behalf of Levy Lawson for the Martin Bluff Road Widening Project STP-9194-00 (001) LPA/105069-801000 is hereby authorized and approved for payment.

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 11/28/2017
Subject: Approval and authorization to pay warranty deed and damages totaling \$14,100 payable to Pringle and Roemer, PLLC Trust Account on behalf of Levy Lawson for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

REQUEST:

The Grants and Projects Department requests that City Council approve and authorize payment for warranty deed and damages totaling \$14,100 payable to Pringle and Roemer, PLLC Trust Account on behalf of Levy Lawson for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

BACKGROUND:

This project is intended to provide improved traffic operations and safety on Martin Bluff Road. The project limits are between Gautier-Vancleave Road and the Service Road north of Interstate 10. This project is now in the right-of-way acquisition phase.

DISCUSSION:

This payment includes \$6,600 for warranty deed and \$7,500 for damages (fence to replace privacy landscaping).

RECOMMENDATION:

The Grants and Projects Department recommends that City Council approve and authorize payment for warranty deed and damages totaling \$14,100 payable to Pringle and Roemer, PLLC Trust Account on behalf of Levy Lawson for the Martin Bluff Road Widening Project STP-9194-00(001) LPA/105069-801000.

The City Council may:

- 1) Approve expenses totaling \$14,100 payable to Pringle and Roemer, PLLC Trust Account on behalf of Levy Lawson for the Martin Bluff Road Widening Project as presented; or
- 2) Not approve expenses totaling \$14,100 payable to Pringle and Roemer, PLLC Trust Account on behalf of Levy Lawson for the Martin Bluff Road Widening Project.

ATTACHMENTS:

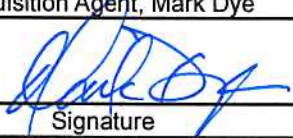
1. Right of Way Invoice

Date November 28, 2017 **INVOICE - RIGHT OF WAY** P.O. Number 941/

State _____		Acquired By:	Nature of Title
Vendor No. <u>V000167376-1</u>	Customer Acct. No. _____	Agreement <u>X</u>	Fee Simple <u>X</u>
Payee <u>Pringle and Roemer, PLLC Trust Account</u>		Settlement _____	Perm. Ease _____
<u>for Levy Lawson</u>		Condemnation _____	Temp. Ease _____
Mortgagee <u>N/A</u>		Special Circuit _____	D.E. <u>84-01</u>
Address <u>P.O. Box 211</u>		Supreme _____	Acquisition
<u>Biloxi, MS 39533</u>		TIN NO. <u>64-0850856</u>	

Project No. <u>STP-9194-00(001)</u>	County <u>Jackson</u>	Parcel: <u>057-00-00-W</u>
<u>LPA/105069-801000</u>		File No. <u>Levy Lawson</u>

Description	Amount
Warranty Deed - <u>10,460 sq ft of land</u>	\$ 6,600.00
Damages - <u>fence to replace landscaping for privacy</u>	\$ 7,500.00
IRS W-9 Form signed 08/01/17	
Martin Bluff Road Widening Project	
TOTAL INVOICE	\$ 14,100.00

Recommended For Payment Acquisition Agent, Mark Dye  Signature	Approved Paula Yancey, City Manager Signature	Paid By Warrant No. _____ Req. No. _____ Date _____
--	---	--

OCA	Object Level	User Code 1 (Function)	User Code 2 (Part. Code)	Project/Detail Property ID Maint. Sec.	Amount	Parcel No.	Acres
46720	3120	124	1	STP-9194-00(001)	\$ 6,600.00	057-00-00-W	0.24
46720	3150	124	1	STP-9194-00(001)	\$ 7,500.00	057-00-00-W	

**CITY OF GAUTIER
Consent Agenda Item #13
Fact Sheet**

Council Meeting:
Title:

December 5, 2017
Approval of a Contract Employment Agreement

Introduced by:
Contact Person/Telephone

Chassity Bilbo 497-8000 ext. 317

Summary Explanation: Approval of a contract employment agreement relating to a Parks and Recreation position approved during the prior budget.

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

ORDER NUMBER 000-2017

WHEREAS, during the budget process, Council approved a contract employee position for the Parks and Recreation Department; and

WHEREAS, the compensation was calculated at \$600 biweekly and the contract employee would receive a 10-99 at the end of the year; and

WHEREAS, the scope of services for the contract employee is as follows:

(Any one position of this class may not include all duties listed, nor do listed examples include all duties which may be found in positions of this class.) Duties for the week will be outlined every Monday Morning.

- A. Performs semi-skilled duties in several trades, may provide some supervision over seasonal employees or may work independently from the direct supervision of a superior in carrying out such duties.
- B. Operates a truck in support of crews carrying out maintenance of all parks and City facilities as delegated by the Recreation Director.
- C. Operates riding power mower and tractor equipped with grass cutting and ditching attachments; operates push lawn mowers, weed-eaters, edger's, and similar lawn care devices.
- D. Performs special projects and other duties as assigned by the Recreation Director.
- E. Must maintain a valid driver's license.

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Contract Employment Agreement is hereby approved.

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: Chassity Bilbo, Recreation Director
Date: 11/28/2017
Subject: Approval of a Contract Employee Agreement.

REQUEST:

The Parks and Recreation Director request the approval of a Contract Employee Agreement.

BACKGROUND:

During the budgeting process, Council approved a contract employee position in the amount of \$15,600. The compensation was calculated at \$600 biweekly and the contract employee would receive a 10-99 at the end of the year.

DISCUSSION:

I. Scope of Services: The Contract Worker shall perform and render the following services:

(Any one position of this class may not include all duties listed, nor do listed examples include all duties which may be found in positions of this class.) Duties for the week will be outlined every Monday Morning.

- A. Performs semi-skilled duties in several trades, may provide some supervision over seasonal employees or may work independently from the direct supervision of a superior in carrying out such duties.
- B. Operates a truck in support of crews carrying out maintenance of all parks and City facilities as delegated by the Recreation Director.
- C. Operates riding power mower and tractor equipped with grass cutting and ditching attachments; operates push lawn mowers, weed-eaters, edger's, and similar lawn care devices.
- D. Performs special projects and other duties as assigned by the Recreation Director.
- E. Must maintain a valid driver's license.

RECOMMENDATION:

The Parks and Recreation Director recommend that City Council approve the Contract Employee Agreement.

The City Council may:

- 1. Approve the Contract Employee Agreement or;
- 2. Not approve the Contract Employee Agreement

ATTACHMENTS:

- 1. Contract Employee Agreement

CITY OF GAUTIER
GROUND AND MAINTENANCE OPERATOR
CONTRACT FOR SERVICES

This contract is made and entered into by and between the City of Gautier, Mississippi (hereinafter referred to as the City) and _____ (hereinafter referred to as Contract Worker) for the professional service as defined in this agreement.

The City of Gautier hereby engages the services of the Contract Worker, and the Contract Worker hereby agrees to render those certain services described in Paragraph I, "Scope of Services", below.

This is skilled work in the operation of light to medium automotive equipment and/or, semi-skilled manual contract labor position.

Work may involve the operation of small trucks, riding power mowers, push lawn mowers, weed-eaters, edgers, light tractors, medium size dump trucks, and similar automotive equipment requiring little or no technical training. Operation of a variety of such equipment may be predominant task of this class. The predominant work of this class will likely be manual tasks of a semi-skilled nature requiring special knowledge acquired through work performance. Assignments may include use of standard specialized hand tools, power operated devices, or other equipment.

Assignments may be received in the form of specific orders or general instructions depending on the assignment. Work may be performed without direct supervision after instructions are received. Work is reviewed in progress and upon completion for conformance to established policies and procedures, and for accomplishment of desired results.

I. Scope of Services: The Contract Worker shall perform and render the following services:

(Any one position of this class may not include all duties listed, nor do listed examples include all duties which may be found in positions of this class.) Duties for the week will be outlined every Monday Morning.

- A. Performs semi-skilled duties in several trades, may provide some supervision over seasonal employees or may work independently from the direct supervision of a superior in carrying out such duties.
- B. Operates a truck in support of crews carrying out maintenance of all parks and City facilities as delegated by the Recreation Director.
- C. Operates riding power mower and tractor equipped with grass cutting and ditching attachments; operates push lawn mowers, weed-eaters, edger's, and similar lawn care devices.
- D. Performs special projects and other duties as assigned by the Recreation Director.
- E. Must maintain a valid driver's license.

II. Period of Performance: This Contract shall begin _____.

III. Consideration and Method of Payment:

- A. As consideration for the performance of this Contract, the Contract Worker shall be paid a fee of \$600.00 bi-weekly not to exceed \$15,600 per year.
- B. Work Schedule: To be determined by the Recreation Director.
- C. As additional consideration for this contract, the City will provide, from time to time, as it deems necessary, the use of city-owned vehicles and equipment for the execution of

the Contract Worker's responsibilities under this contract. City vehicles and equipment may be used for providing city services only and may not be used by the contractor for any other purpose.

- IV. Relationship of Parties:** It is expressly understood and agreed that the City of Gautier enters into this Contract with Contract Worker based on the purchase of services and not based on an employer-employee relationship.
- A. It is further understood that the consideration expressed herein constitutes full and complete compensation for all services and performances hereunder, and is the gross sum due and payable to the Contract Worker. The City will not withhold taxes on wages earned by the Contract Worker but will furnish the Contract Worker with a 10-99 IRS Earnings Statement by January 31st of each year. Contract Worker shall not be eligible for any benefits including workers compensation insurance, paid holidays off, accrual of annual or sick leave, participation in the City's health insurance program or the Public Employees Retirement System.
- V. Termination:** Either the City or the Contract Worker may terminate this Contract at any time by giving written notice to the other party of such termination and specifying the effective date thereof, at least fourteen (14) days before the effective date of such termination.
- VI. Ownership of Documents and Work Product:** All documents, notes, programs, books, databases (and all applications thereof), files, reports, studies, unfinished documents and/or other materials collected or prepared by Contract Worker shall be owned by the City. The City reserves the rights to any and all information and/or materials collected on its behalf.
- VII. Records Retention and Access to Records:** Contract Worker shall maintain, and shall make available to the City or any state agency authorized to audit the City, financial records, supporting documents, statistical records and all other records pertinent to the services performed under this Contract. These records shall be maintained for at least three (3) years; however, if any litigation or other legal action, by or on behalf of the State of Federal Government has begun that is not completed at the end of the three (3) year period, or audit findings, litigation or other legal action has not been resolved at the end of the three (3) year period, the records shall be retained until resolution.
- VIII. Modification or Amendment:** Modifications, changes or amendments to this Contract may be made upon mutual agreement of the parties, in writing and signed by the parties hereto.
- IX. Assignment:** The Contract Worker may not assign or otherwise transfer its obligations or duties under this Contract without the prior written consent of the City. Any attempt to assign or transfer the obligations and duties hereunder without such consent shall be void.
- X. Waiver:** Failure of either party hereto to insist upon strict compliance with any of the terms, covenants and conditions hereof shall not be deemed a waiver or relinquishment of any similar right or power thereunder at any subsequent time or of any other provision hereof, nor shall it be construed to be a modification of the terms of this Contract.

- XI. Indemnification:** Contract Worker agrees to indemnify, defend, save and hold harmless the City from and against all claims, demands, liabilities, suits, damages and costs of every kind and nature whatsoever, including court costs and attorney's fees, arising out of or caused by Contract Worker, its agents or employees in the performance of this Contract.
- XII. Governing Law and Legal Remedies:** This Contract shall be construed and governed in accordance with the laws of the State of Mississippi. The Contract Worker expressly agrees that under no circumstances shall the City be obligated to pay an attorney's fee or the cost of legal action to the Contract Worker.
- XIII. Severability:** If any term or provision of the Contract is prohibited by the laws of the State of Mississippi or declared invalid or void by a court of competent jurisdiction, the remainder of this Contract shall not be affected thereby and each term and provision of this Contract shall be valid and enforceable to the fullest extent permitted by law.
- XIV. Disputes:** Any dispute concerning a question of fact arising under this Contract shall be disposed of by good faith negotiation between a duly authorized representative of the City and the Contract Worker. Should such negotiation fail to resolve any differences or disputes, the issue shall be submitted to litigation before a court of competent jurisdiction in Jackson County, State of Mississippi. Pending final decision of a dispute hereunder, the Contract worker shall proceed diligently with the performance of the duties and obligations of the Contract.
- XV. Compliance with Laws:** Contract Worker shall comply with all applicable laws, regulations policies and procedures of the United States of America or any agency thereof, the State of Mississippi or any agency thereof and any local governments or political subdivisions that may affect the performance of services under the Contract. Specifically, but not limited to, Contract Worker shall not discriminate against any employee nor shall any party be subject to discrimination in the performance of the Contract because of race, creed, color, sex, age, national origin or disability.
- XVI. Special Terms and Conditions:** It is agreed and understood by each party to this Contract that there are no special terms or conditions applicable to this contractual agreement.
- XVII. Notice:** Any notice required or permitted to be given under this Contract shall be in writing and sent by United States Certified Mail, Return Receipt Requested, to the party to whom the notice should be given at the address set forth below:

City of Gautier: Jason D. Pugh, Human Resources Director
City of Gautier
3330 Hwy. 90
Gautier, MS 39553

Contract Worker: _____

XVIII. Entire Agreement: This Contract constitutes the entire agreement of the parties with respect to the subject matter contained herein and supersedes and replaces any and all prior negotiations, understandings and agreements, written or oral, between the parties relating thereto.

IN WITNESS WHEREOF, this contract has been entered into and executed by the parties hereto.

Witness our signatures this the _____ day of _____, 2017.

City of Gautier

Contract Worker

Paula Yancey, City Manager

Name

**CITY OF GAUTIER
Consent Agenda Item #14
Fact Sheet**

Council Meeting:
Title:

**December 5, 2017
Authorization to enter into FY2018 Tidelands Grant
Agreement – Mary Walker Bayou Parks Project
(FY2018-P618-04)**

Introduced by:
Contact Person/Telephone

April Havens 497-8000 ext. 315

Summary Explanation: Authorization to enter into a grant agreement with the Mississippi Department of Marine Resources (MDMR) for FY2018 Tidelands funding for the Mary Walker Bayou Parks Project in the amount of \$250,000.

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

ORDER NUMBER 000-2017

WHEREAS, on November 13, 2017, the City of Gautier received a Tidelands Grant Agreement from the Department of Marine Resources for a FY2018 Tidelands grant award in the amount of \$250,000 for the Mary Walker Bayou Parks Project. This project, which affects Town Commons and City Park, was previously known as the City Park Community Center Phase III Project and has been ongoing for several years; 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 enter into a grant agreement with Mississippi Department of Marine Resources (MDMR) for FY2018 Tidelands funding for the Mary Walker Bayou Parks Project in the amount of \$250,000.

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

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

AYES:

NAYS:

MAYOR

ATTEST:

CITY CLERK

BLANK by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of December 5, 2017.

**CITY OF GAUTIER
MEMORANDUM**

To: Paula Yancey, City Manager
From: April Havens, Grants Administrator
Date: 11/28/2017
Subject: FY2018 Tidelands Grant Agreement - Mary Walker Bayou Parks Project (FY2018-P618-04)

REQUEST:

The Grants and Projects Department requests City Council authorization to enter into a grant agreement with the Mississippi Department of Marine Resources (MDMR) for FY2018 Tidelands funding for the Mary Walker Bayou Parks Project in the amount of \$250,000.

BACKGROUND:

On November 13, 2017, the City of Gautier received a Tidelands Grant Agreement from the Department of Marine Resources for a FY2018 Tidelands grant award in the amount of \$250,000.00 for the Mary Walker Bayou Parks Project. This project, which affects Town Commons and City Park, was previously known as the City Park Community Center Phase III Project and has been ongoing for several years.

DISCUSSION:

Once the Department of Marine Resources receives the City's signed grant agreement and an amended application with final project designs and plans, payments will be made to the City based on the work completed and the materials used.

RECOMMENDATION:

The Grants and Projects Department recommends that City Council authorize entering into a grant agreement with the Mississippi Department of Marine Resources (MDMR) for FY2018 Tidelands funding for the Mary Walker Bayou Parks Project in the amount of \$250,000.

The City Council may:

- 1) Approve entering into a grant agreement with the Mississippi Department of Marine Resources (MDMR) for FY2018 Tidelands funding for the Mary Walker Bayou Parks Project in the amount of \$250,000; or
- 2) Not approve entering into a grant agreement with the Mississippi Department of Marine Resources (MDMR) for FY2018 Tidelands funding for the Mary Walker Bayou Parks Project in the amount of \$250,000.

ATTACHMENTS:

1. Grant Funding Letter and Agreement



STATE OF MISSISSIPPI

Phil Bryant
Governor

MISSISSIPPI DEPARTMENT OF MARINE RESOURCES

Jamie M. Miller, Executive Director

November 13, 2017

Mayor Phil Torjusen
3330 Highway 90
Gautier, MS 39553

Re: Tidelands Grant Award – Gautier's Mary Walker Bayou Parks Project

Dear Mayor Torjusen:

I am pleased to announce the City of Gautier has been awarded \$ 250,000 in Public Trust Tidelands funds for the above referenced project by the Mississippi Legislature. I have attached your Tidelands Grant Agreement, please sign, and return one original of the Tidelands Grant Agreements. In addition, please submit an amended application to reflect the award amount no later than December 31, 2017.

Thank you for making the Mississippi Gulf Coast a better place to live and work. Please feel free to contact me at any time should the Mississippi Department of Marine Resources be of service to you, (P)228-523-4011 or Jamie.Miller@dmr.ms.gov.

In appreciation,


Jamie M. Miller
Executive Director

cc: Chandra Nicholson, Economic Development & Planning Director



FY18-P618-04

MISSISSIPPI DEPARTMENT OF MARINE RESOURCES

Tidelands Grant Agreement City of Gautier FISCAL YEAR 2018

City of Gautier hereby agrees to expend funds as authorized by the Mississippi Legislature in H.B. 1518 2017 Regular Session and Mississippi Code Section 29-15-9.

The Mississippi Department of Marine Resources will disburse funds in the amount of \$ **250,000.00** for the Gautier's Mary Walker Bayou Parks Project, upon (1) receipt of this signed document; (2) MDMR possession of amended application with complete and final project designs and plans; (3) release of funds from the Mississippi Department of Finance and Administration; and (4) availability of said funds. The Mississippi Department of Marine Resources shall make progress payments in installments based on work completed and material used in the performance of a Tidelands project only after receiving written verification using Form TTF-3 (Attachment 1) and Form TTF-4 or Form TTF-5.

The **City of Gautier** agrees to:

- 1) Expend monies for the project as designated by the Legislature in H.B. 1518 2017 Regular Session Gautier's Mary Walker Bayou Parks Project and Mississippi Code Section 29-15-9, and be subject to an audit by the State Auditor.
- 2) Provide the Department of Marine Resources with detailed reports beginning January 31, 2018, and every six months thereafter for the duration of project, using the attached form TTF-4 (Attachment 2). Project reports will include:
 - Final project design and budget
 - Benefits to the public and community
 - Visual presentation (photographs) of project
 - Narrative description of project
 - Description of Work Completed
 - Milestones for Completion
 - Funds expended (to include Tidelands and Matching Funds)
- 3) Provide the Department of Marine Resources with a Notification of Completion – TTF-5 (to be included in final payment request-Form TTF-3) to include a detailed final report of entire project, using the attached forms (Attachment 3).
- 4) Erect a prominent, permanent sign to be displayed at all funded public access and construction related projects. The sign shall read "Funds for this project appropriated by the Mississippi Legislature, 2018 Tidelands Trust Fund, through the Secretary of State, Delbert Hosemann, and the Mississippi Department of Marine Resources."

On behalf of the **City of Gautier** I have read, understand, and agree to all terms listed above, and recognize that failure to comply with any portion of this Grant Agreement could jeopardize the receipt of any future Tidelands Trust Funds Appropriations.

A handwritten signature in cursive script that reads "Jamie M. Miller".

Jamie M. Miller, Executive Director
Department of Marine Resources

11.14.17

Date

Phil Torjusen, Mayor
City of Gautier

Date

**CITY OF GAUTIER
Consent Agenda Item #15
Fact Sheet**

Council Meeting:
Title:

December 5, 2017
Resolution approving engagement letters and fee arrangement of Butler Snow to serve as bond counsel for the City relating to the issuance of General Obligation Bonds and Utility System Revenue Bonds

Introduced by:
Contact Person/Telephone

City Manager 497-8000 ext. 306

Summary Explanation: Resolution approving engagement letters and fee arrangement of Butler Snow, LLP to serve as Bond Counsel for the City relating to the issuance of General Obligation Bonds in the principal amount not to exceed five million dollars (\$5,000,000), series 2017, and Utility System Revenue bonds in the principal amount not to exceed five million dollars (\$5,000,000).

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

RESOLUTION NUMBER 000-2017

RESOLUTION OF THE CITY COUNCIL OF GAUTIER, MISSISSIPPI, AUTHORIZING THE FEE ARRANGEMENT OF BUTLER SNOW, LLP TO SERVE AS BOND COUNSEL FOR THE CITY RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED FIVE MILLION DOLLARS (\$5,000,000), SERIES 2017, AND UTILITY SYSTEM REVENUE BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED FIVE MILLION DOLLARS (\$5,000,000), SERIES 2017

WHEREAS, at the regular City Council meeting held on November 21, 2017, the Mayor and Members of Council voted and approved resolutions of intent to issue General Obligation Bonds and Utility System Revenue Bonds; and

WHEREAS, the City Council simultaneously approved an engagement resolution, hiring Butler Snow, LLP to serve as bond counsel to the City, with the fee to be determined at a later meeting; and

WHEREAS, the Mayor and City Council find that the fee arrangement described above is in the best interest of the City of Gautier;

BE IT, THEREFORE, RESOLVED that the Mayor and Members of the Council of the City of Gautier, Mississippi hereby approve the fee arrangement of Butler Snow, LLP to serve as bond counsel for the city relating to the issuance of general obligation bonds in the principal amount not to exceed five million dollars (\$5,000,000), series 2017, and utility system revenue bonds in the principal amount not to exceed five million dollars (\$5,000,000), series 2017.

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 December 5, 2017.

November 21, 2017

VIA EMAIL AND U.S. MAIL

Mayor and City Council
City of Gautier, Mississippi
3330 Highway 90
Gautier, Mississippi 39553

Re: Gautier, Mississippi (the "City"), General Obligation Bonds in the Principal Amount Not to Exceed Five Million Dollars (\$5,000,000), Series 2017 (the "Bond")

Dear Board of Mayor and City Council:

The purpose of this engagement letter is to set forth certain matters concerning the services we will perform as bond counsel to the City in connection with the issuance of the above-referenced Bond. We understand that the Bond is being issued for the purpose of providing funds for (i) constructing, improving, equipping or paving streets, sidewalks, driveways, parkways, public play grounds, walkways or public parking facilities, bridges, culverts and purchasing land therefor if necessary; (ii) erecting, repairing, improving, adorning, equipping and furnishing municipal buildings; (iii) repairing, improving, and extending public utility plants or distribution systems; (iv) repairing, improving and extending sanitary, storm, drainage or sewerage systems; (v) for other related purposes as authorized under Mississippi Code Ann. Sections 21-33-301 et seq., as amended and/or supplemented from time to time (together, (i) through (v) are the "Project"); and paying for costs of issuance of the Bonds, and will be secured by the full faith and credit of the City as authorized by Mississippi (the "State") law. It is also our understanding that the Bonds may be issued in one series, and that the Bonds may be issued through the Mississippi Development Bank.

SCOPE OF ENGAGEMENT

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

1. Subject to the completion of proceedings to our satisfaction, render our legal opinion (the "Bond Opinion") regarding the validity and binding effect of the Bond, the source of payment and security for the Bond, and the excludability of interest on the Bond from gross income for federal and State income tax purposes;
2. Prepare and review documents necessary or appropriate for the authorization, issuance and delivery of the Bond and coordinate the authorization and execution of such documents;
3. Assist the City in seeking from any other governmental authorities such approvals, permissions, and exemptions as we determine are necessary or appropriate in connection with the

authorization, issuance and delivery of the Bond, except that we will not be responsible for any required Blue Sky filings;

4. Review legal issues relating to the structure of the Bond issue;
5. Assist and advise counsel to the City in pursuing validation proceedings under State law;
6. If applicable, assist the City in preparing the official statement (the "**Official Statement**") and subject to satisfactory completion of our review, provide to the City written advice that in the course of our participation, no information has come to our attention that leads us to believe that the Official Statement, as of its date (except for financial statements, other statistical data, feasibility reports and statements of trends and forecasts and book-entry language contained in the Official Statement and its appendices, as to which we will express no opinion), contains any untrue statement of material fact or omits to state any material fact necessary to make the statements in the Official Statement, in light of the circumstances under which they were made, not misleading; and provided, that if we prepare an Official Statement then there will be a fee of \$5,000 in addition to the fee quoted below
7. Assist the City in presenting information to bond or bond rating organizations, if necessary, and providers of credit enhancement relating to legal issues affecting the issuance of the Bond;
8. Prepare and review the notice of sale pertaining to the competitive sale of the Bonds; and
9. If applicable, draft the continuing disclosure undertaking of the City. However, based on our review and discussions with the City's municipal advisor, if it is determined that the City is not in compliance with any of its existing continuing disclosure undertakings, then with your permission we will update said undertakings for a separate fee as set forth below.

Our Bond Opinion will be addressed to the City and will be delivered by us on the date of delivery of the Bond. The Bond Opinion will be based on facts and laws existing as of its date. In rendering our Bond Opinion, we will rely upon the certified proceedings and other certifications of public officials and other persons furnished to us without undertaking to verify the same by independent investigation, and we will assume continuing compliance by the City with applicable laws relating to the Bond. During the course of this engagement, we will rely on you to provide us with complete and timely information on all developments pertaining to any aspect of the Bond and its security. We understand that you will direct members of your staff and other employees of the City to cooperate with us in this regard. In rendering our Bond Opinion, we will expressly rely upon other counsel as to due authorization, execution and delivery of Bond documents executed by the City.

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

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

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

(c) Preparing Blue Sky or investment surveys with respect to the Bond;

(d) Drafting State constitutional or legislative amendments;

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

(f) Making an investigation or expressing any view as to the creditworthiness of the City or the Bond;

(g) Except as described in paragraph 9 above and if applicable, assisting in the preparation of, or opining on, a continuing disclosure undertaking pertaining to the Bond or, after closing, providing advice concerning any actions necessary to assure compliance with any continuing disclosure undertaking;

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

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

(j) Giving and/or providing any financial advice or recommendations concerning the issuance of the Bond as mandated by SEC rules; or

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

ATTORNEY-CLIENT RELATIONSHIP

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

Our representation of the City and the attorney-client relationship created by this engagement letter will be concluded upon issuance of the Bond, or the final series thereof. Nevertheless, subsequent to the Closing of each series of Bonds, we will mail, if required, to the IRS the appropriate IRS Form 8038-G and prepare and distribute to the participants in the transaction a transcript of the proceedings pertaining to the Bond.

PROSPECTIVE CONSENT

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

FEES

Based upon: (i) our current understanding of the terms, structure, size and schedule of the financing represented by the Bond; (ii) the duties we will undertake pursuant to this engagement letter; (iii) the time we anticipate devoting to the financing; and (iv) the responsibilities we will assume in connection therewith, our fee for each series of Bonds will be as follows:

1. \$30,000 for par amounts between \$0.00 to \$2,000,000; plus
2. \$15,000 for par amounts between \$2,000,001 to \$4,000,000; plus

3. \$10,000 for par amounts between \$4,000,001 to \$5,000,000; plus

any of the fees with respect to the preparation and distribution of the Official Statement for each series of Bonds described above in Paragraph 6; and plus expenses in an amount not to exceed \$3500 for items such as travel costs, deliveries, copies, transcripts, telephone charges, filing fees, computer-assisted research and other expenses (see enclosure for standard charges for expenses).

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

RECORDS

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

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

Thank you again for this opportunity to be of service. We look forward to working with you.

Sincerely,

Butler Snow LLP

Troy Johnston

Enclosures

STATEMENT TO BE SIGNED BY CITY OF GAUTIER, MS:

The execution by me of the above Engagement Letter was authorized by Resolution of the Board of Mayor and City Council dated _____, 2017. I have read the above Engagement Letter and understand and agree to its contents, including the fee and billing arrangements.

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

CITY OF GAUTIER, MS

By: _____
Mayor Phil Torjusen

Date: _____

BUTLER SNOW LLP
STANDARD BILLING TERMS AND CHARGES FOR EXPENSES
As of January 1, 2016

Butler Snow LLP (the "Firm") will bill clients on a monthly basis for legal services, unless another arrangement is agreed to and approved in writing by the Firm and the Client. The Firm typically sends bills for legal services and expenses via the U.S. Postal Service or by e-mail. Electronic billing services may also be used by specific agreement.

It is our goal that our bills are easy to understand, simple, and reflect appropriate charges for the value our services provided. As such, we do not charge for many incidental costs or routine services. We are continually working to ensure that our bills are clear and understandable. Should you have questions about any aspect of your bill, please contact the Firm as soon as possible so that your concerns may be quickly resolved. The chart below spells out the complete details of our expense charges. Our bills are **due upon receipt** of the bill, unless other arrangements are agreed to in advance.

Any overpayments or duplicate payments the Firm receives that cannot be posted to an outstanding bill ("unapplied payments") will be deposited into the Firm's operating account upon receipt and posted as unapplied cash to the client's account. These unapplied payments will either be applied to a future bill or refunded to the client, whichever is appropriate.

Document Reproduction	No charge for routine reproduction (under 50 pages per day)
Normal sized documents (up to 11 x 17)	For reproduction in excess of 50 pages per day – Black & White: \$0.10/page Color: \$0.25/page
	Bates Labeling – Electronic: \$0.05/page Manual: \$0.15/page
Oversize documents (size in excess of 11 x 17)	Charge for each page – no exclusion Black & white: \$6.00/page Color: \$30.00/page
Electronic Data Manipulation for reproduction	\$75 per hour
Document Scanning	No charge for routine scanning (except evidentiary materials) Bulk scanning of evidentiary documents: \$0.06/page <i>(additional charge for document coding)</i>
Oversize documents (size in excess of 11 x 17)	\$10.00/page
Wire Transfers	Outgoing: International: \$50/wire Domestic: \$25/wire
Data/Audio/Visual Duplication & Reproduction	CD/DVD: \$12.00 for each disc Portable Media Devices: Priced per data storage size
Litigation Support Services	Data Processing: \$250.00/gb per occurrence Data Storage: \$35.00/gb per month Litigation Support specialized software and equipment at actual cost with prior client approval.
Computerized Legal Research	No charge for basic research. \$35/search for public records, special treatises, briefs, motions and expert directory databases. Specialized research at actual cost with prior client approval
Electronic retrieval of Court documents	\$0.40 / document
Fax and Long Distance Phone	No charge for calls or Fax transmissions within the United States. Non-domestic and conference calls charged at actual cost.
Travel (personal vehicle)	Current Standard Mileage Rate as allowed by the IRS
Messenger Delivery and Service of Subpoenas or Summons	Deliveries under 10 miles one way- No charge ; 10-25 miles one way - \$30.00 ; over 25 miles one way - \$10.00/hour plus mileage ; Service of Subpoenas/Summons - \$35.00 plus delivery
Overnight Package Delivery	Charged at actual cost per package
Postage	No charge for routine postage (under \$25 per day) Bulk mailing postage: at actual cost

**NOTICE TO CLIENTS OF BUTLER SNOW'S
RECORD RETENTION & DESTRUCTION POLICY FOR CLIENT FILES**

Butler Snow maintains its client files electronically. Ordinarily, we do not keep separate paper files. We will scan documents you or others send to us related to your matter to our electronic file for that matter and will ordinarily retain only the electronic version while your matter is pending. **Unless you instruct us otherwise, once such documents have been scanned to our electronic file, we will destroy all paper documents provided to us.** If you send us original documents that need to be maintained as originals while the matter is pending, we ordinarily will scan those to our client file and return the originals to you for safekeeping. Alternatively, you may request that we maintain such originals while the matter is pending. If we agree to do that, we will make appropriate arrangements to maintain those original documents while the matter is pending.

At all times, records and documents in our possession relating to your representation are subject to Butler Snow's Record Retention and Destruction Policy for Client Files. Compliance with this policy is necessary to fulfill the firm's legal and ethical duties and obligations, and to ensure that information and data relating to you and the legal services we provide are maintained in strict confidence at all times during and after the engagement. All client matter files are subject to these policies and procedures.

At your request, at any time during the representation, you may access or receive copies of any records or documents in our possession relating to the legal services being provided to you, excluding certain firm business or accounting records. We reserve the right to retain originals or copies of any such records or documents as needed during the course of the representation.

Unless you instruct us otherwise, once our work on this matter is completed, we will designate your file as a closed file on our system and will apply our document retention policy then in effect to the materials in your closed files. At that time, we ordinarily will return to you any original documents we have maintained in accordance with the preceding paragraph while the matter was pending. Otherwise, we will retain the closed file materials for our benefit and subject to our own policies and procedures concerning file retention and destruction. Accordingly, if you desire copies of any documents (including correspondence, e-mails, pleadings, contracts, agreements, etc.) related to this matter or generated while it was pending, you should request such copies at the time our work on this matter is completed.

You will be notified and given the opportunity to identify and request copies of such items you would like to have sent to you or someone else designated by you. You will have 30 days from the date our notification is sent to you to advise us of any items you would like to receive. You will be billed for the expense of assimilating, copying and transmitting such records. We reserve the right to retain copies of any such items as we deem appropriate or necessary for our use. Any non-public information, records or documents retained by Butler Snow and its employees will be kept confidential in accordance with applicable rules of professional responsibility.

Any file records and documents or other items not requested within 30 days will become subject to the terms of Butler Snow's Record Retention and Destruction Policy for Client Files and will be subject to final disposition by Butler Snow at its sole discretion. Pursuant to the terms of

Butler Snow's Record Retention and Destruction Policy for Client Files, all unnecessary or extraneous items, records or documents may be removed from the file and destroyed. The remainder of the file will be prepared for closing and placed in storage or archived. It will be retained for the period of time established by the policy for files related to this practice area, after which it will be completely destroyed. This includes all records and documents, regardless of format.

While we will use our best efforts to maintain confidentiality and security over all file records and documents placed in storage or archived, to the extent allowed by applicable law, Butler Snow specifically disclaims any responsibility for claimed damages or liability arising from damage or destruction to such records and documents, whether caused by accident; natural disasters such as flood, fire, or wind damage; terrorist attacks; equipment failures; breaches of Butler Snow's network security; or the negligence of third-party providers engaged by our firm to store and retrieve records.

November 21, 2017

VIA EMAIL AND U.S. MAIL

Mayor and City Council
City of Gautier, Mississippi
3330 Highway 90
Gautier, Mississippi 39553

Re: Gautier, Mississippi (the "City"), Utility System Revenue Bonds in the Principal Amount Not to Exceed Ten Million Dollars (\$10,000,000), Series 2017 (the "Bond")

Dear Board of Mayor and City Council:

The purpose of this engagement letter is to set forth certain matters concerning the services we will perform as bond counsel to the City in connection with the issuance of the above-referenced Bond. We understand that the Bond is being issued for the purpose of providing funds for improving, repairing and extending the combined utility system of the City and other authorized purposes under Mississippi Code Ann. Sections 21-27-23 and 21-27-41 through 21-27-69 *et seq.*, as amended and/or supplemented from time to time (the "Project"); and paying for costs of issuance of the Bonds, and will be secured by the full faith and credit of the City as authorized by Mississippi (the "State") law. It is also our understanding that the Bonds may be issued in more than one series through the Mississippi Development Bank.

SCOPE OF ENGAGEMENT

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

1. Subject to the completion of proceedings to our satisfaction, render our legal opinion (the "Bond Opinion") regarding the validity and binding effect of the Bond, the source of payment and security for the Bond, and the excludability of interest on the Bond from gross income for federal and State income tax purposes;
2. Prepare and review documents necessary or appropriate for the authorization, issuance and delivery of the Bond and coordinate the authorization and execution of such documents;
3. Assist the City in seeking from any other governmental authorities such approvals, permissions, and exemptions as we determine are necessary or appropriate in connection with the authorization, issuance and delivery of the Bond, except that we will not be responsible for any required Blue Sky filings;
4. Review legal issues relating to the structure of the Bond issue;

5. Assist and advise counsel to the City in pursuing validation proceedings under State law;

6. If applicable, assist the City in preparing the official statement (the "**Official Statement**") and subject to satisfactory completion of our review, provide to the City written advice that in the course of our participation, no information has come to our attention that leads us to believe that the Official Statement, as of its date (except for financial statements, other statistical data, feasibility reports and statements of trends and forecasts and book-entry language contained in the Official Statement and its appendices, as to which we will express no opinion), contains any untrue statement of material fact or omits to state any material fact necessary to make the statements in the Official Statement, in light of the circumstances under which they were made, not misleading; and provided, that if we prepare an Official Statement then there will be a fee of \$5,000 in addition to the fee quoted below

7. Assist the City in presenting information to bond or bond rating organizations, if necessary, and providers of credit enhancement relating to legal issues affecting the issuance of the Bond;

8. Prepare and review the notice of sale pertaining to the competitive sale of the Bonds; and

9. If applicable, draft the continuing disclosure undertaking of the City. However, based on our review and discussions with the City's municipal advisor, if it is determined that the City is not in compliance with any of its existing continuing disclosure undertakings, then with your permission we will update said undertakings for a separate fee as set forth below.

Our Bond Opinion will be addressed to the City and will be delivered by us on the date of delivery of the Bond. The Bond Opinion will be based on facts and laws existing as of its date. In rendering our Bond Opinion, we will rely upon the certified proceedings and other certifications of public officials and other persons furnished to us without undertaking to verify the same by independent investigation, and we will assume continuing compliance by the City with applicable laws relating to the Bond. During the course of this engagement, we will rely on you to provide us with complete and timely information on all developments pertaining to any aspect of the Bond and its security. We understand that you will direct members of your staff and other employees of the City to cooperate with us in this regard. In rendering our Bond Opinion, we will expressly rely upon other counsel as to due authorization, execution and delivery of Bond documents executed by the City.

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

(a) Except as described in paragraph 6 above, assisting in the preparation or review of the Official Statement or any other disclosure document, if applicable, with respect to the Bond,

or performing an independent investigation to determine the accuracy, completeness or sufficiency of any such document or rendering advice that the Official Statement or other disclosure document, if applicable, does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements contained therein, in light of the circumstances under which they were made, not misleading;

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

(c) Preparing Blue Sky or investment surveys with respect to the Bond;

(d) Drafting State constitutional or legislative amendments;

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

(f) Making an investigation or expressing any view as to the creditworthiness of the City or the Bond;

(g) Except as described in paragraph 9 above and if applicable, assisting in the preparation of, or opining on, a continuing disclosure undertaking pertaining to the Bond or, after closing, providing advice concerning any actions necessary to assure compliance with any continuing disclosure undertaking;

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

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

(j) Giving and/or providing any financial advice or recommendations concerning the issuance of the Bond as mandated by SEC rules; or

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

ATTORNEY-CLIENT RELATIONSHIP

Upon execution of this engagement letter, the City will be our client and an attorney-client relationship will exist between us. We understand that counsel to the City will assist with the issuance of the Bond, particularly as to the authorization, execution and delivery of Bond

documents. We assume that all other parties will retain such counsel, as they deem necessary and appropriate to represent their interest in this transaction. We further assume that all other parties understand that in this transaction we represent only the City, we are not counsel to any other party, and we are not acting as an intermediary among the parties. Our services as Bond counsel are limited to those contracted for in this letter, and the City's execution of this engagement letter will constitute an acknowledgment of those limitations. Our representation of the City will not affect, however, our responsibility to render an objective Bond Opinion.

Our representation of the City and the attorney-client relationship created by this engagement letter will be concluded upon issuance of the Bond, or the final series thereof. Nevertheless, subsequent to the Closing of each series of Bonds, we will mail, if required, to the IRS the appropriate IRS Form 8038-G and prepare and distribute to the participants in the transaction a transcript of the proceedings pertaining to the Bond.

PROSPECTIVE CONSENT

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

FEES

Based upon: (i) our current understanding of the terms, structure, size and schedule of the financing represented by the Bond; (ii) the duties we will undertake pursuant to this engagement letter; (iii) the time we anticipate devoting to the financing; and (iv) the responsibilities we will assume in connection therewith, our fee for each series of Bonds will be as follows:

1. \$30,000 for par amounts between \$0.00 to \$2,000,000; plus
2. \$15,000 for par amounts between \$2,000,001 to \$4,000,000; plus
3. \$15,000 for par amounts between \$4,000,001 to \$6,000,000; plus
4. \$15,000 for par amounts between \$6,000,001 to \$8,000,000; plus

5. \$5,000 for par amounts between \$8,000,001 to \$10,000,000; plus

any of the fees with respect to the preparation and distribution of the Official Statement for each series of Bonds described above in Paragraph 6; and plus expenses for each series of Bonds in an amount not to exceed \$3500 for items such as travel costs, deliveries, copies, transcripts, telephone charges, filing fees, computer-assisted research and other expenses (see enclosure for standard charges for expenses).

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

RECORDS

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

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

Thank you again for this opportunity to be of service. We look forward to working with you.

Sincerely,

Butler Snow LLP

Troy Johnston

Enclosures

STATEMENT TO BE SIGNED BY CITY OF GAUTIER, MS:

The execution by me of the above Engagement Letter was authorized by Resolution of the Board of Mayor and City Council dated _____, 2017. I have read the above Engagement Letter and understand and agree to its contents, including the fee and billing arrangements.

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

CITY OF GAUTIER, MS

By: _____
Mayor Phil Torjusen

Date: _____

BUTLER SNOW LLP
STANDARD BILLING TERMS AND CHARGES FOR EXPENSES
As of January 1, 2016

Butler Snow LLP (the "Firm") will bill clients on a monthly basis for legal services, unless another arrangement is agreed to and approved in writing by the Firm and the Client. The Firm typically sends bills for legal services and expenses via the U.S. Postal Service or by e-mail. Electronic billing services may also be used by specific agreement.

It is our goal that our bills are easy to understand, simple, and reflect appropriate charges for the value our services provided. As such, we do not charge for many incidental costs or routine services. We are continually working to ensure that our bills are clear and understandable. Should you have questions about any aspect of your bill, please contact the Firm as soon as possible so that your concerns may be quickly resolved. The chart below spells out the complete details of our expense charges. Our bills are **due upon receipt** of the bill, unless other arrangements are agreed to in advance.

Any overpayments or duplicate payments the Firm receives that cannot be posted to an outstanding bill ("unapplied payments") will be deposited into the Firm's operating account upon receipt and posted as unapplied cash to the client's account. These unapplied payments will either be applied to a future bill or refunded to the client, whichever is appropriate.

Document Reproduction	No charge for routine reproduction (under 50 pages per day)
Normal sized documents (up to 11 x 17)	For reproduction in excess of 50 pages per day – Black & White: \$0.10/page Color: \$0.25/page
	Bates Labeling – Electronic: \$0.05/page Manual: \$0.15/page
Oversize documents (size in excess of 11 x 17)	Charge for each page – no exclusion Black & white: \$6.00/page Color: \$30.00/page
Electronic Data Manipulation for reproduction	\$75 per hour
Document Scanning	No charge for routine scanning (except evidentiary materials) Bulk scanning of evidentiary documents: \$0.06/page <i>(additional charge for document coding)</i>
Oversize documents (size in excess of 11 x 17)	\$10.00/page
Wire Transfers	Outgoing: International: \$50/wire Domestic: \$25/wire
Data/Audio/Visual Duplication & Reproduction	CD/DVD: \$12.00 for each disc Portable Media Devices: Priced per data storage size
Litigation Support Services	Data Processing: \$250.00/gb per occurrence Data Storage: \$35.00/gb per month Litigation Support specialized software and equipment at actual cost with prior client approval.
Computerized Legal Research	No charge for basic research. \$35/search for public records, special treatises, briefs, motions and expert directory databases. Specialized research at actual cost with prior client approval
Electronic retrieval of Court documents	\$0.40 / document
Fax and Long Distance Phone	No charge for calls or Fax transmissions within the United States. Non-domestic and conference calls charged at actual cost.
Travel (personal vehicle)	Current Standard Mileage Rate as allowed by the IRS
Messenger Delivery and Service of Subpoenas or Summons	Deliveries under 10 miles one way- No charge ; 10-25 miles one way - \$30.00 ; over 25 miles one way - \$10.00/hour plus mileage ; Service of Subpoenas/Summons - \$35.00 plus delivery
Overnight Package Delivery	Charged at actual cost per package
Postage	No charge for routine postage (under \$25 per day) Bulk mailing postage: at actual cost

**NOTICE TO CLIENTS OF BUTLER SNOW'S
RECORD RETENTION & DESTRUCTION POLICY FOR CLIENT FILES**

Butler Snow maintains its client files electronically. Ordinarily, we do not keep separate paper files. We will scan documents you or others send to us related to your matter to our electronic file for that matter and will ordinarily retain only the electronic version while your matter is pending. **Unless you instruct us otherwise, once such documents have been scanned to our electronic file, we will destroy all paper documents provided to us.** If you send us original documents that need to be maintained as originals while the matter is pending, we ordinarily will scan those to our client file and return the originals to you for safekeeping. Alternatively, you may request that we maintain such originals while the matter is pending. If we agree to do that, we will make appropriate arrangements to maintain those original documents while the matter is pending.

At all times, records and documents in our possession relating to your representation are subject to Butler Snow's Record Retention and Destruction Policy for Client Files. Compliance with this policy is necessary to fulfill the firm's legal and ethical duties and obligations, and to ensure that information and data relating to you and the legal services we provide are maintained in strict confidence at all times during and after the engagement. All client matter files are subject to these policies and procedures.

At your request, at any time during the representation, you may access or receive copies of any records or documents in our possession relating to the legal services being provided to you, excluding certain firm business or accounting records. We reserve the right to retain originals or copies of any such records or documents as needed during the course of the representation.

Unless you instruct us otherwise, once our work on this matter is completed, we will designate your file as a closed file on our system and will apply our document retention policy then in effect to the materials in your closed files. At that time, we ordinarily will return to you any original documents we have maintained in accordance with the preceding paragraph while the matter was pending. Otherwise, we will retain the closed file materials for our benefit and subject to our own policies and procedures concerning file retention and destruction. Accordingly, if you desire copies of any documents (including correspondence, e-mails, pleadings, contracts, agreements, etc.) related to this matter or generated while it was pending, you should request such copies at the time our work on this matter is completed.

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While we will use our best efforts to maintain confidentiality and security over all file records and documents placed in storage or archived, to the extent allowed by applicable law, Butler Snow specifically disclaims any responsibility for claimed damages or liability arising from damage or destruction to such records and documents, whether caused by accident; natural disasters such as flood, fire, or wind damage; terrorist attacks; equipment failures; breaches of Butler Snow's network security; or the negligence of third-party providers engaged by our firm to store and retrieve records.

CITY OF GAUTIER
Consent Agenda Item #16
Fact Sheet

Council Meeting:
Title:

December 5, 2017
Resolution of the City Council of Gautier, Mississippi, authorizing the fee arrangement of City Attorney, Joshua Danos of Bordis & Danos, PLLC to serve as legal counsel for the City relating to the issuance of General Obligation and Utility System Revenue Bonds.

Introduced by:
Contact Person/Telephone

City Manager 497-8000 ext. 306

Summary Explanation: Resolution of the City Council of Gautier, Mississippi, authorizing the fee arrangement of City Attorney, Joshua Danos of Bordis & Danos, PLLC to serve as legal counsel for the City relating to the issuance of General Obligation Bonds in the principal amount not to exceed five million dollars (\$5,000,000), series 2017, and Utility System Revenue Bonds in the principal amount not to exceed ten million dollars (\$10,000,000), series 2017.

EXHIBITS FOR REVIEW

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

Staff Recommendation:

Approval

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

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

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

Action Taken:

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

RESOLUTION NUMBER 000-2017

RESOLUTION OF THE CITY COUNCIL OF GAUTIER, MISSISSIPPI, AUTHORIZING THE FEE ARRANGEMENT OF CITY ATTORNEY, JOSHUA DANOS OF BORDIS & DANOS, PLLC TO SERVE AS LEGAL COUNSEL FOR THE CITY RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED FIVE MILLION DOLLARS (\$5,000,000), SERIES 2017, AND UTILITY SYSTEM REVENUE BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED TEN MILLION DOLLARS (\$10,000,000), SERIES 2017

WHEREAS, at the regular City Council meeting held on November 21, 2017, the Mayor and Members of Council voted and approved resolutions of intent to issue General Obligation Bonds and Utility System Revenue Bonds; and

WHEREAS, the City Council simultaneously approved an engagement resolution, hiring Bordis & Danos, PLLC to serve as counsel to the City, with the fee to be determined at a later meeting; and

WHEREAS, pursuant to Miss. Code Ann. 21-15-25, municipalities are authorized to compensate city attorneys one percent (1%) of the bonds issued; and

WHEREAS, City Attorney, Joshua Danos of the firm of Bordis & Danos, PLLC has offered to reduce this fee to one quarter of the statutory amount, or 0.25% of the bonds issued; and

WHEREAS, the services to be provided for these fees include review of any and all bond documents, provision of a written legal opinion required for issuance of the bonds, and initiation and finalization of uncontested validation proceedings in a court of valid jurisdiction; and

WHEREAS, the Mayor and City Council find that the fee arrangement described above is in the best interest of the City of Gautier;

BE IT, THEREFORE, RESOLVED that the Mayor and Members of the Council of the City of Gautier, Mississippi hereby approve the fee arrangement of City Attorney, Joshua Danos of Bordis & Danos, PLLC to serve as legal counsel for the city relating to the issuance of general obligation bonds in the principal amount not to exceed five million dollars (\$5,000,000), series 2017, and utility system revenue bonds in the principal amount not to exceed ten million dollars (\$10,000,000), series 2017 at a rate of .25% of the bonds ultimately issued.

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 December 5, 2017.

**CITY OF GAUTIER, MISSISSIPPI
STUDY AGENDA
December 5, 2017**

ITEM DESCRIPTION:

Citizen Comments

City Council Comments

City Manager Comments

City Clerk Comments

City Attorney Comments

NOTES:
