

**MINUTES OF THE RECESS MEETING
OF THE MAYOR AND BOARD OF ALDERMEN
The City of Starkville, Mississippi
September 20, 2022**

Be it remembered that the Mayor and Board of Alderman met in a Recess Meeting on September 20, 2022 at 5:30 p.m. in the Courtroom of City Hall, located at 110 West Main Street, Starkville, MS. Present were Mayor Lynn Spruill, Aldermen Ben Carver, Sandra Sistrunk, Jeffrey Rupp, Mike Brooks, Hamp Beatty, Roy A'. Perkins and Henry Vaughn, Sr. as well as City Attorney Chris Latimer and City Clerk / CFO Lesa Hardin.

Mayor Lynn Spruill opened the meeting with the Pledge of Allegiance followed by a moment of silence.

REQUESTED REVISIONS TO THE OFFICIAL AGENDA:

Mayor D. Lynn Spruill asked for any revisions to the Official Agenda.

There being no changes, the Mayor called for a motion to approve the agenda with consent items.

1. A MOTION TO APPROVE THE OFFICIAL AGENDA WITH CONSENT ITEMS.

Alderman Brooks offered a motion, duly seconded by Alderman Rupp, to approve the September 20, 2022 Official Agenda. The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Jeffrey Rupp	Voted: Yea
Alderman Mike Brooks	Voted: Yea
Alderman Hamp Beatty	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote, the Mayor declared the motion carried and then read the consented items.

**OFFICIAL AGENDA OF
THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF STARKVILLE, MISSISSIPPI
RECESS MEETING OF TUESDAY, SEPTEMBER 20, 2022
5:30 P.M., COURT ROOM, CITY HALL
110 WEST MAIN STREET**

- I. CALL THE MEETING TO ORDER**
- II. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE**
- III. APPROVAL OF THE OFFICIAL AGENDA INCLUDING CONSENTED ITEMS**
- IV. APPROVAL OF THE BOARD OF ALDERMEN MINUTES**

CONSIDERATION OF THE MINUTES OF THE AUGUST 16, 2022 RECESS MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE.

CONSIDERATION OF THE MINUTES OF THE SEPTEMBER 2, 2022 WORK SESSION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE.

V. ANNOUNCEMENTS AND COMMENTS

A. MAYOR'S COMMENTS:

B. BOARD OF ALDERMEN COMMENTS:

VI. CITIZEN COMMENTS**VII. PUBLIC APPEARANCES****VIII. PUBLIC HEARING**

SECOND PUBLIC HEARING AND CONSIDERATION OF AMENDING THE UNIFIED DEVELOPMENT CODE.

IX. MAYOR'S BUSINESS

A. CONSIDERATION OF THE INTERLOCAL COLLEGEVIEW CONNECTOR AGREEMENT WITH MSU.

X. BOARD BUSINESS

A. CONSIDERATION OF THE APPROVAL OF THE 2% BUDGET FOR THE STUDENT ASSOCIATION IN ACCORDANCE WITH THE REQUIREMENTS OF HOUSE BILL 1547.

B. CONSIDERATION OF THE APPROVAL OF THE 2% BUDGET FOR THE OKTIBBEHA COUNTY ECONOMIC DEVELOPMENT AUTHORITY IN ACCORDANCE WITH THE REQUIREMENTS OF HOUSE BILL 1547.

C. CONSIDERATION OF THE APPROVAL OF THE 2% BUDGET FOR THE VISITORS AND CONVENTION COUNCIL IN ACCORDANCE WITH THE REQUIREMENTS OF HOUSE BILL 1547.

D. CONSIDERATION OF PROCEEDING WITH AN RFQ FOR A FINANCIAL ADVISOR.

E. RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MISSISSIPPI, DECLARING THE INTENTION TO ISSUE GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF THE MUNICIPALITY, TO ISSUE A GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND OF THE MUNICIPALITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK, OR TO ENTER INTO A LOAN AGREEMENT WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$15,000,000, IN ONE OR MORE FEDERALLY TAXABLE OR TAX-EXEMPT SERIES, AND FOR A TERM OF ANY INDIVIDUAL SERIES NOT TO EXCEED 30 YEARS, TO PROVIDE FUNDS FOR IMPROVEMENT TO THE CITY'S PARKS AND AUTHORIZED PURPOSES.

F. CONSIDERATION OF A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MISSISSIPPI, AUTHORIZING THE ENGAGEMENT OF CERTAIN PROFESSIONALS TO ASSIST WITH THE AUTHORIZATION, ISSUANCE, SALE,

VALIDATION, AND DELIVERY OF THE PROPOSED GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF THE MUNICIPALITY, A GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND OF THE MUNICIPALITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK, OR A LOAN FROM THE MISSISSIPPI DEVELOPMENT BANK TO THE MUNICIPALITY, ALL IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$15,000,000, IN ONE OR MORE FEDERALLY TAXABLE OR TAX-EXEMPT SERIES, FOR IMPROVEMENTS TO THE CITY'S PARKS AND FOR RELATED MATTERS.

XI. DEPARTMENT BUSINESS

A. AIRPORT

THERE ARE NO ITEMS FOR THIS AGENDA

B. COMMUNITY DEVELOPMENT AND PLANNING DEPARTMENT

1. CONSIDERATION OF FP 22-01: A REQUEST FOR FINAL PLAT APPROVAL FOR "COUNTRY CLUB ESTATES PH 3E" LOCATED ON NORTH EASTERN SIDE OF THE COUNTRY CLUB ESTATES SUBDIVISION IN A SD-2 ZONING DISTRICT WITH PARCEL NUMBER #106 -14-013.00 WITH CONDITIONS.

C. COURTS

THERE ARE NO ITEMS FOR THIS AGENDA

D. ENGINEERING

1. CONSIDERATION OF APPROVING THE SELECTION OF GARVER ENGINEERING, LLC AS THE PREFERRED CONSULTANT TO PROVIDE PRELIMINARY ENGINEERING AND ENVIRONMENTAL SERVICES FOR THE STARK ROAD AND HOSPITAL ROAD EXTENSION PROJECT.
2. CONSIDERATION OF THE DESIGN SERVICES PROPOSAL FROM DALHOFF THOMAS DESIGN STUDIO FOR THE CORNERSTONE BOULEVARD LANDSCAPING PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT.

E. FINANCE AND ADMINISTRATION

1. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS INCLUDING STARKVILLE UTILITIES DEPARTMENT AS OF 9/12/22, FOR FISCAL YEAR ENDING 9/30/22, ACKNOWLEDGING THAT THE CITY CLERK HAS ATTESTED AND CERTIFIED ON THE COVER OF THE CLAIMS DOCKET THAT ALL CLAIMS ON THE DOCKET ARE TRUE, ACCURATE, LAWFUL AND PROPER TO THE BEST OF HER KNOWLEDGE, FOR PAYMENT PURSUANT TO HER DUTIES UNDER MISS. CODE SECTIONS 21-39-5, 21-39-7, 21-39-9, 21-39-17 AND 21-15-21.
2. ACCEPTANCE OF THE AUGUST 2022 FINANCIAL STATEMENTS.
3. REQUEST APPROVAL TO ACCEPT THE LOWEST AND BEST BIDS RECEIVED FOR OCTOBER 1, 2022 – SEPTEMBER 30, 2023 SOURCE OF SUPPLY LISTING FOR THE STARKVILLE GENERAL CITY.

4. CONSIDERATION OF A THREE-YEAR SIREN RENEWAL MAINTENANCE AGREEMENT WITH PRECISION COMMUNICATION.

F. FIRE DEPARTMENT

1. REQUEST PERMISSION TO ACCEPT A 100% REIMBURSABLE GRANT HOMELAND SECURITY GRANT FOR THE AMOUNT OF \$22,000.00 TO PURCHASE A RESCUE AIR BAG KIT WHICH WILL BE USED IN SPECIALIZED RESCUE SITUATIONS, TASK FORCE TRAINING AND DEPLOYMENTS.

G. HUMAN RESOURCES

1. REQUEST AUTHORIZATION TO HIRE JERALD LYLE MECASKEY AS AN ASSISTANT CITY PLANNER IN THE COMMUNITY DEVELOPMENT DEPARTMENT.

H. INFORMATION TECHNOLOGY

1. REQUEST PERMISSION TO ACCEPT A 100% REIMBURSABLE HOMELAND SECURITY GRANT FOR THE AMOUNT OF \$41,000.00 TO PURCHASE A BACKUP GENERATOR WHICH WILL BE USED IN THE CITY HALL DATA CENTER.

I. PARKS

1. CONSIDERATION FOR THE SOLE SOURCE PURCHASE FOR FIELD TURF LOGO QUOTE FOR JEFFERY SIMMONS FIELD AT THE SPORTSPLEX IN THE AMOUNT OF \$32,214.29.
2. CONSIDERATION FOR THE SOLE SOURCE PURCHASE FOR FIELD TURF LOGOS OPTION 2, IN THE AMOUNT OF \$138,928.57.

J. POLICE DEPARTMENT

1. POLICE

- a. REQUEST PERMISSION TO ACCEPT A 100% REIMBURSABLE GRANT HOMELAND SECURITY GRANT FOR THE AMOUNT OF \$24,500.00 TO PURCHASE TACTICAL EQUIPMENT.
- b. REQUEST PERMISSION TO ACCEPT A 100% REIMBURSABLE GRANT HOMELAND SECURITY GRANT FOR THE AMOUNT OF \$23,000.00 TO PURCHASE AN AUTOMATED LICENSE PLATE RECOGNITION SYSTEM.
- c. REQUEST APPROVAL TO PURCHASE A USED BLACK 2017 FORD EXPLORER (POLICE INTERCEPTOR) AWD WITH 77,668 MILES, VIN# ENDING IN 3619 FROM ASIA MOTORS, INC IN MELROSE PARK, ILLINOIS FOR A TOTAL COST OF \$19,190.00, WHICH IS WITHIN THE ESTIMATED FAIR MARKET VALUE RANGE FOR THIS USED VEHICLE.

2. CODE ENFORCEMENT

- a. CONSIDERATION OF CALLING FOR A PUBLIC HEARING UNDER MISS. CODE ANN. § 21-19-11 TO DETERMINE WHETHER THE STRUCTURES LOCATED AT 210 WEST GILLESPIE STREET WITH PARCEL NUMBER 102B-00-321.00 IS A MENACE TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY.

- b. CONSIDERATION OF CALLING FOR A PUBLIC HEARING UNDER MISS. CODE ANN. § 21-19-11 TO DETERMINE WHETHER THE STRUCTURES LOCATED AT 112 FELLOWSHIP WITH PARCEL NUMBER 101D-00-040.00 IS A MENACE TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY.

K. SANITATION DEPARTMENT

1. CONSIDERATION OF SEEKING REQUESTS FOR PROPOSALS PURSUANT TO MISS. CODE ANN. §31-7-13(R) FOR SOLID WASTE COMMERCIAL PICK-UP IN THE CITY OF STARKVILLE, MISSISSIPPI.

L. UTILITIES DEPARTMENT

1. REQUEST APPROVAL OF RENEWAL OF THE DISTRIBUTION INSURANCE COMPANY (DIC) PROPERTY-CASUALTY INSURANCE PROPOSAL FOR STARKVILLE UTILITIES-ELECTRIC DIVISION.
2. REQUEST AUTHORIZATION TO APPROVE ANITA VANDIVER TO SERVE AS A CONTRACTOR FOR STARKVILLE UTILITIES IN THE FINANCE DIVISION.
3. REQUEST AUTHORIZATION TO PURCHASE 18 MANHOLES FOR THE WATER DIVISION FROM CONSOLIDATED PIPE, THE LOWER OF TWO QUOTES, IN THE AMOUNT OF \$8,945.28 FOR STOCK INVENTORY.
4. REQUEST APPROVAL OF CHANGE ORDER #1 FOR THE BABYLON SEWER PROJECT.
5. REQUEST AUTHORIZATION TO ACCEPT THE LOWEST QUOTE FROM SEL (SCHWEITZER ENGINEERING LABORATORIES) FOR FOUR (4) SEL PUMP AUTOMATION CONTROLLERS IN THE AMOUNT OF \$12,676.40.
6. REQUEST AUTHORIZATION FOR THE MAYOR TO EXECUTE THE WORK ORDER REQUEST FROM FOUR COUNTY IN THE ESTIMATED AMOUNT OF \$37,092.12 WITH A MONTHLY CHARGE OF \$432.74 FOR THE INSTALLATION OF STREET LIGHTS ALONG EAST LEE BOULEVARD, OLD MAYHEW ROAD AND ADJACENT AREAS WITH THE FINAL PAYMENT BEING BASED ON FINAL QUANTITIES AND WORK.

XII. CLOSED DETERMINATION SESSION

XIII. OPEN SESSION

XIV. EXECUTIVE SESSION

XV. OPEN SESSION

XVI. ADJOURN UNTIL OCTOBER 4, 2022 @ 5:30 IN THE COURT ROOM AT 110 WEST MAIN STREET.

The City of Starkville is accessible to persons with disabilities. Please call the ADA Coordinator, Stein McMullen, at (662) 323-2525, ext. 3121 at least forty-eight (48) hours in advance for any services requested.

Consent items 2 – 31:**2. CONSIDERATION OF THE MINUTES OF THE AUGUST 16, 2022 RECESS MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE.**

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of minutes of the August 2, 2022 regular meeting of the Mayor and Board of Aldermen” is enumerated, this consent item is thereby approved.

3. CONSIDERATION OF THE MINUTES OF THE SEPTEMBER 2, 2022 WORK SESSION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE.

Upon the motion of Alderman Carver, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 6, 2022 Official Agenda, and to accept items for consent, whereby the “approval of minutes of the August 12, 2022 Work Session of the Mayor and Board of Aldermen” is enumerated, this consent item is thereby approved.

4. CONSIDERATION OF THE INTERLOCAL COLLEGEVIEW CONNECTOR AGREEMENT WITH MSU.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of the interlocal Collegeview TAP Connector agreement with MSU with MDOT grant funding with an MSU and City of Starkville 20% shared match” is enumerated, this consent item is thereby approved.
The agreement follows this page.

5. CONSIDERATION OF THE APPROVAL OF THE 2% BUDGET FOR THE STUDENT ASSOCIATION IN ACCORDANCE WITH THE REQUIREMENTS OF HOUSE BILL 1547.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of the 2% budget for the Student Association in accordance with the requirements of House Bill 1547” is enumerated, this consent item is thereby approved. The Student Association 2% budget follows the Interlocal Agreement.

**INTERLOCAL COOPERATIVE AGREEMENT BETWEEN
STARKVILLE, MISSISSIPPI, AND MISSISSIPPI STATE UNIVERSITY
FEDERAL AID PROJECT NO. STP-0500-00 (015) LPA 108794**

This INTERLOCAL COOPERATIVE AGREEMENT ("Agreement") is executed by and between STARKVILLE, MISSISSIPPI (the "City"), and MISSISSIPPI STATE UNIVERSITY (the "University") effective as of the ____ day of _____, 2022.

WITNESSETH

WHEREAS, Miss. Code Ann. § 17-13-7 authorizes local governmental units of the State to contract with one another for joint or cooperative action to provide services and facilities; and

WHEREAS, the University and City (sometimes collectively "the Parties") are authorized to enter into this Agreement pursuant to Miss. Code Ann. § 17-13-7, and independently and cooperatively to exercise the power, authority and responsibility to engage in the functions and perform the services outlined below; and

WHEREAS, the City and University desire to enter into an Interlocal Agreement for the purpose of constructing a multi-use path from Collegeview Drive to Old West Point Road ("Collegeview Connector Project" or "Project"); and

WHEREAS, the University has applied for and received Federal Transportation Alternative Funds to design and construct the Project; and

WHEREAS, the University reasonably estimates that the total cost of designing and constructing the multi-use path will be \$1,625,000.00, with \$1,300,000.00 coming from Federal Transportation Alternative Funds and the remainder of the cost being split between the Parties; and

WHEREAS, the Parties have determined that it is in their best interest to take action as may reasonably be necessary to facilitate and accelerate the construction of the Project because the Project will provide and improve pedestrian and alternative transportation routes in their jurisdictions; and

WHEREAS, the Parties have found that the construction of the Project is feasible, beneficial, and within the financial resources of the Parties, and will benefit the Parties, and in turn, the general public; and

WHEREAS, the Parties desire to work in coordination and cooperation with each other in a government-to-government relationship for their benefit; and

NOW, THEREFORE, in consideration of the mutual covenants and promises set forth herein, and other good and valuable consideration, the Parties do hereby agree as follows:

1. **PURPOSE.** This Agreement establishes the protocol and defines the responsibilities and obligations of the Parties in connection with their joint and cooperative efforts to complete the Project. The University proposes to construct the Project with federal funds outlined above. The Parties agree to split the remaining costs as outlined below. The University will oversee all aspects of the construction of the project.

2. ADMINISTRATION AND RESPONSIBILITIES OF THE PARTIES

A. The University agrees as follows:

1. To conform throughout the Project to appropriate details and requirements of all applicable state and federal laws.
2. To complete design plans for the Project. This will include all activities and documents normally associated with design of a federal transportation alternatives project.
3. To provide construction management for the Project.
4. To advertise for bids, receive bids, open bids, and award a contract or contracts for construction of the Project.
5. To administer the Project construction contract or contracts, including making all payments to the contractors, and to complete the construction of the Project with other legally available funds of the University.
6. To manage the engineering, bidding, and construction process in a manner that furthers the purpose of this Agreement.
7. To provide an equal one-half (1/2) share of the cost of the Project over and above the Federal Transportation Alternative Funds plus a one-half (1/2) share of preliminary engineering costs.
8. To require the Project contractor to: (1) list the City as a “co-owner” on the Project performance bond; and (2) execute a Letter of Assurance in favor of the City in the form attached and incorporated herein as Exhibit A.

B. The City hereby covenants, warrants and agrees as follows:

1. To assist the University in every reasonable and appropriate manner by providing the University with financial, statistical, and other records and reports as may be requested or required by state and federal regulations or guidelines for the Project.
2. To grant the University any and all temporary licenses and/or permits along the Project route to allow the design and construction of the Collegeview Connector.
3. To provide one-half (1/2) share of the cost of the Project over and above the Federal Transportation Alternative Funds plus a one-half (1/2) share each of preliminary engineering costs.

3. AMENDMENTS. This Agreement may only be amended in writing as mutually agreed upon by the Parties.

4. DISPOSITION OF PROPERTY. Throughout the operation of this Agreement, and following its expiration, all property attendant to the Project shall remain the property of the original owner.

5. SEVERABILITY. Should any provision of this Agreement be found to be unconstitutional, or otherwise contrary to the laws of the State of Mississippi or the United States of America, to the extent that it is reasonably possibly to do so, the remainder of this Agreement shall remain in full force and effect.

6. AUTHORITY. Authority for this Agreement has been granted by the Mississippi Legislature pursuant to Miss. Code Sec. § 17-13-7, Miss. Code Sec. § 37-101-15, Miss. Code Sec. § 21-17-1(8) & (10), and Miss. Code Sec. § 21-37-3.

7. DURATION. The Agreement will not become effective until the date it has been approved by the Attorney General's Office and filed with the Secretary of State. The Agreement shall remain in effect until completion of the Project.

SO EXECUTED AND AGREED THIS _____ DAY OF _____, 2022.

CITY OF STARKVILLE, MISSISSIPPI

By: _____
D. Lynn Spruill, Mayor

MISSISSIPPI STATE UNIVERSITY, MISSISSIPPI

By: _____
Dr. Mark Keenum, President

SECTION 00 625 – LETTER OF ASSURANCE

This letter of assurance is provided by _____, hereinafter referred to as “Contractor”, to confirm repair of any damage caused to any City of Starkville property as the result of this Project.

Over the course of the project, if the Contractor’s work to complete the Project requirements as described in the Contract Documents results in any damage to City of Starkville property, the Contractor shall repair the damage to comply with City of Starkville standards.

Signed and sealed this _____ day of _____, 2022.

By: _____
(Signature)

(Name and Title) (typed)

(Address)

(City/State/Zip/Phone)

***** End of Section *****



MISSISSIPPI STATE UNIVERSITY™

Proposed Distribution of 2023 Food & Beverage Sales Tax Allocation

Distribution:	FY2019	FY2020	FY2021	FY2022	Projected FY2023
Music Maker Productions	150,000	165,000	70,000	70,000	180,000
Bulldog Bash	170,000	170,000	170,000	190,000	190,000
Cowbell Cabs	20,000	5,000			20,000
Old Main Music Festival	30,000	30,000	15,000	30,000	30,000
Lyceum Series	60,000	60,000	60,000	60,000	91,000
Global Lecture Series	20,000	20,000	10,000	20,000	53,000
Total	450,000	450,000	325,000	370,000	564,000

As presented to the Starkville Board of Aldermen

6. CONSIDERATION OF THE APPROVAL OF THE 2% BUDGET FOR THE OKTIBBEHA COUNTY ECONOMIC DEVELOPMENT AUTHORITY IN ACCORDANCE WITH THE REQUIREMENTS OF HOUSE BILL 1547.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of the 2% budget for the Oktibbeha County Economic Development Authority in accordance with the requirements of House Bill 1547” is enumerated, this consent item is thereby approved. The 2% budget for OCEDA follows this page.

7. CONSIDERATION OF THE APPROVAL OF THE 2% BUDGET FOR THE VISITORS AND CONVENTION COUNCIL IN ACCORDANCE WITH THE REQUIREMENTS OF HOUSE BILL 1547.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of the 2% budget for the Visitors and Convention Council in accordance with the requirements of House Bill 1547” is enumerated, this consent item is thereby approved.

The 2% budget for the Visitor and Convention Council follows the OCEDA budget.

8. CONSIDERATION TO PROCEED WITH AN RFQ FOR A FINANCIAL ADVISOR.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval to advertise a Request for Qualifications for a financial advisor for the City of Starkville” is enumerated, this consent item is thereby approved.

9. CONSIDERATION OF A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MISSISSIPPI, DECLARING THE INTENTION TO ISSUE GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF THE MUNICIPALITY, TO ISSUE A GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND OF THE MUNICIPALITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK, OR TO ENTER INTO A LOAN AGREEMENT WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$15,000,000, IN ONE OR MORE FEDERALLY TAXABLE OR TAX-EXEMPT SERIES, AND FOR A TERM OF ANY INDIVIDUAL SERIES NOT TO EXCEED 30 YEARS, TO PROVIDE FUNDS FOR IMPROVEMENT TO THE CITY’S PARKS AND AUTHORIZED PURPOSES.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of a Resolution of the Mayor and Board of Aldermen of the City of Starkville, Mississippi, a declaring the intention to issue General Obligation Public Improvement Bonds of the Municipality, to issue General Obligation Public Improvement Bond of the Municipality for sale to the Mississippi Development Bank, or to enter into a loan agreement with the Mississippi Development Bank, all in the aggregate principal amount of \$15,000,000, in one or more federally taxable or tax-exempt series, and for a term of any individual series not to exceed 30 years, to provide funds for the authorized purposes; directing publication of notice of such intention; and for related purposes” is enumerated, this consent item is thereby approved.

STARKVILLE CVB BUDGET

200 E. MAIN ST.

662-323-3322

phunt@starkville.org

2% Hotel/Motel Tax

City Hotel Tax & Main Street Assoc		2022-2023 Budget
Income		
CITY OF STARKVILLE		340,000.00
Total Income		\$ 340,000.00
Expenses		
OPERATING		167,679.00
GROUP & CONVENTION RECURITMENT		33,000.00
MAIN STREET ASSOCIATION		25,000.00
DUES - TOURISM MEMBERSHIPS		21,600.00
LEGAL & PROFESSIONAL		2,500.00
FILM		2,000.00
PARTNER TRAINING		1,000.00
DESTINATION DEVELOPMENT		80,000.00
RETIREMENT DEVELOPMENT		5,000.00
Total Expenses		\$ 337,779.00
Net Income		\$ 2,221.00

2% Food & Beverage Tax (15%)

City of Starkville 2% Food & Beverage Tax		2022-2023 Budget
Income		
CITY OF STARKVILLE FOOD & BEV		380,000.00
Total Income		\$ 380,000.00
Expenses		
MARKETING/ADVERTISING/PROJECTS		303,600.00
PROFESSIONAL DEVELOPMENT		3,000.00
SPONSORED PROGRAMS & GRANTS		61,250.00
MSU_ORIENTATION		10,000.00
CONSULTING SERVICES		7,220.00
Total Expenses		\$ 385,070.00
Net Income		\$ (5,070.00)
Overall Net Income		\$ (2,849.00)

Oktibbeha County EDA - BUDGET	
200 E. MAIN ST.	
662-323-3322	
mtagert@starkville.org	
	FY2023
<u>2% Food & Beverage Tax (15%)</u>	Budget
Income	
CITY OF STARKVILLE 2% Food & Beverage Tax	400,000.00
	\$ 400,000.00
Expenses	
Industry Relations	75,000.00
GTRDA/LINK	100,000.00
Retail Recruitment	15,000.00
Marketing/Events	55,000.00
Minority Grants	20,000.00
NorthStar Industrial Park	50,000.00
Tourism Development	35,000.00
Restricted Project Fund (Main Street Redevelopment)	400,000.00
Total Expenses	\$ 750,000.00
Net Income	\$ (350,000.00)

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MISSISSIPPI, DECLARING THE INTENTION TO ISSUE GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF THE MUNICIPALITY, TO ISSUE A GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND OF THE MUNICIPALITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK, OR TO ENTER INTO A LOAN AGREEMENT WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$15,000,000, IN ONE OR MORE FEDERALLY TAXABLE OR TAX-EXEMPT SERIES, AND FOR A TERM OF ANY INDIVIDUAL SERIES NOT TO EXCEED 30 YEARS, TO PROVIDE FUNDS FOR THE AUTHORIZED PURPOSES; DIRECTING PUBLICATION OF NOTICE OF SUCH INTENTION; AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and Board of Aldermen of the City of Starkville, Mississippi (the "Governing Body" of the "Municipality"), acting for and on behalf of the Municipality, hereby finds, determines, adjudicates, and declares as follows:

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

1. "Act" shall mean Senate Bill 3012, as approved by the Legislature of the State of Mississippi (the "Legislature" of the "State") in its Regular Session 2018 and signed by the Governor (the "Governor") of the State on March 27, 2018, and by House Bill No. 1565, as approved by the Legislature in its Regular Session 2019 and signed by the Governor on April 3, 2019 (together, the "Authority Act"), Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended (the "Municipal Improvements Act"), Sections 31-25-1 *et seq.*, Mississippi Code of 1972, as amended (the "Bank Act"), and other applicable laws of the State (together, the "Act").
2. "Special Tax Authorized Purpose" shall mean providing funds to acquire real property and constructing, equipping, owning, operating, leasing, furnishing, maintaining, and marketing new and existing sports tournament and recreational facilities of the Municipality and for related purposes as authorized by the Authority Act, and to pay the principal of and interest on bonds issued pursuant to the Authority Act.
3. "General Municipal Improvements Authorized Purpose" shall mean providing funds for the purpose of erecting municipal buildings, auditoriums, community centers, gymnasiums, and athletic stadiums, preparing and equipping athletic fields, and purchasing buildings or land therefor, and for repairing, improving, adorning, and equipping the same; erecting or purchasing waterworks, gas, electric, and other public utility plants or distribution systems or franchises, and repairing, improving, and extending the same; establishing sanitary, storm, drainage, or sewerage systems, and repairing, improving, and extending the same; protecting the Municipality, its streets, and sidewalks from overflow, caving banks, and other like dangers; constructing, improving, or paving streets, sidewalks, driveways, parkways, walkways, or public parking facilities, and purchasing land therefor; purchasing land for parks and public playgrounds, and

improving, equipping, and adorning the same, including the constructing, repairing, and equipping of swimming pools and other recreational facilities; constructing bridges and culverts; altering or changing the channels of streams and water courses to control, deflect, or guide the current thereof; purchasing fire-fighting equipment and apparatus, and providing housing for same, and purchasing land therefor; purchasing machinery and equipment which have an expected useful life in excess of 10 years.

4. On November 6, 2018, the Governing Body adopted a resolution stating its intent to levy an additional 1% economic development, tourism, and convention tax on the gross income of restaurants derived from retail sales of prepared food, alcoholic beverages, and nonalcoholic beverages, and from gross income derived from lodging at hotels and motels within the Municipality (the "Special Sales Tax") for the "construction, maintenance, operation, and promotion of recreation and sports tournament facilities" within the Municipality.
5. On April 16, 2019, the Governing Body adopted a resolution calling for a special election on the issue of levying the Special Sales Tax for the Special Tax Authorized Purpose. After adoption of the resolution of April 16, 2019, and publication of notice of such election pursuant to the Authority Act, the citizens of the Municipality approved the aforesaid tax levy by election on May 30, 2019. On June 4, 2019, the Governing Body adopted a resolution calling for the levy of the Special Sales Tax beginning on August 1, 2019, and forwarded a copy of the resolution to the Mississippi Department of Revenue.
6. Pursuant to the Authority Act, the proceeds of the Special Sales Tax shall not be considered as general fund revenues but shall be dedicated to and expended solely for the Special Tax Authorized Purpose.
7. Pursuant to the Authority Act, the Governing Body is authorized to issue general obligation bonds of the Municipality or incur other indebtedness in an aggregate principal amount that is not in excess of an amount for which debt service is capable of being funded by the proceeds of the Special Sales Tax. The general obligation bonds issued pursuant to the Authority Act shall not be included in the limitation on indebtedness imposed in the Municipal Improvements Act or any other limitation on indebtedness of the Municipality.
8. Pursuant to the Act, the Mississippi Development Bank (the "Bank") has previously issued its \$14,130,000 Special Obligation Bonds, Series 2020 (Starkville, Mississippi, Parks and Recreation General Obligation Bond Project), dated and issued April 22, 2020, and its \$9,835,000 Special Obligation Bonds, Series 2020B (Starkville, Mississippi, Parks and Recreation Project General Obligation Bond) (together, the "Series 2020 Bonds").
9. Pursuant to the Act, the Municipality is authorized to undertake activities for the General Municipal Improvements Authorized Purpose and the Special Tax Authorized Purpose (together, the "Authorized Purposes"), and to provide for the payment of the costs thereof, or any portion of such costs, by issuing general obligation bonds of the Municipality (the "Bonds"), issuing a general obligation bond of the Municipality (the

“Qualified Obligation”) for sale to the Mississippi Development Bank (the “Bank”), or entering into a loan agreement and obtaining a loan from the Bank (the “Loan”), all in the maximum aggregate principal amount of \$15,000,000, issued in one or more federally taxable or tax-exempt series, and for a term of any individual series not to exceed 30 years.

10. The proceeds of the Special Sales Tax is sufficient to pay the debt service on the Bonds, the Qualified Obligation, or the Loan, on a parity with the Series 2020 Bonds.
11. The Municipality is authorized by the Municipal Improvements Act to issue the Bonds, the Qualified Obligation, or the Loan for the purpose of providing funds for the General Municipal Improvements Authorized Purpose. It is necessary and in the public interest to issue the Bonds, the Qualified Obligation, or the Loan to provide funds for the General Municipal Improvements Authorized Purpose.
12. The Bonds, the Qualified Obligation, or the Loan shall be on a parity of payment with the revenues of the Special Sales Tax with the Series 2020 Bonds.
13. The Municipality reasonably expects that it will incur expenditures for the Authorized Purposes for which the Municipality will advance internal funds prior to the issuance of the Bonds, the Qualified Obligation, or the Loan, issued in one or more federally taxable or tax-exempt series, and for a term of any individual series not to exceed 30 years, and that it should declare its official intent to reimburse its general fund or special tax fund for all or a portion of such expenditures of the Authorized Purposes made in anticipation of the issuance of the Bonds, the Qualified Obligation, or the Loan.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE MUNICIPALITY AS FOLLOWS:

SECTION 1. This resolution is adopted pursuant to the provisions of the Act.

SECTION 2. The Governing Body, acting for and on behalf of the Municipality, does hereby declare its intention to issue and sell the Bonds pursuant to the Authority Act and the Municipal Improvements Act, to issue and sell the Qualified Obligation pursuant to the the Authority Act, the Municipal Improvements Act, and the Bank Act, or enter into the Loan with the Bank pursuant to the the Authority Act, the Municipal Improvements Act, and the Bank Act, issued in one or more federally taxable or tax-exempt series, and for a term of any individual series not to exceed 30 years, all in the maximum aggregate principal amount of \$15,000,000, for the Authorized Purposes.

SECTION 3. The Bonds, the Qualified Obligation, or the Loan, may be issued in one or more federally taxable or tax-exempt series, and for a term of any individual series not to exceed 30 years, and, if issued, may be payable from legally available revenues of the Municipality, including the Special Sales Tax, provided that the Bonds, the Qualified Obligation, or the Loan shall be on a parity of payment with the revenues of the Special Sales Tax with the Series 2020 Bonds.

SECTION 4. The Bonds and the Qualified Obligation may be general obligations of the Municipality payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a tax to be levied annually upon all the taxable property within the geographical limits of the Municipality, which tax, together with any other moneys available for such purpose, shall be sufficient to provide for the payment of the principal of and the interest on the Bonds or the Qualified Obligation according to the terms thereof; provided, however, that the Bonds and the Qualified Obligation issued pursuant to the Authority Act shall not be included in the limitation on indebtedness imposed in the Municipal Improvements Act or any other limitation on indebtedness of the Municipality.

SECTION 5. The Bonds, the Qualified Obligation, or the Loan, in the amount, for the purpose, and secured as aforesaid, will be authorized to be issued at a meeting of the Governing Body to be held at the City Hall located at 110 West Main Street in the Municipality on Tuesday, November 1, 2022, at 5:30 p.m. Pursuant to the Act, if a petition signed by not less than 10% of the qualified electors of the Municipality, or 1,500, whichever is the lesser, be filed objecting to and protesting the issuance of the Bonds, the Qualified Obligation, or the Loan, on or before the aforesaid date and hour, then an election on the question of the issuance of the Bonds, the Qualified Obligation, or the Loan may be called and held as provided by law. If no such protest be filed, then the Bonds, the Qualified Obligation, or the Loan may be issued without an election on the question of the issuance thereof, at any time within a period of 2 years after the date above specified, and may be sold under the regular procedure for issuing and selling the Bonds, the Qualified Obligation, or the Loan.

SECTION 6. This resolution shall be published once a week for at least 3 consecutive weeks in the *Starkville Daily News*, a newspaper published in and having a general circulation in the Municipality and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended. The first publication of this resolution shall be made not less than 21 days prior to the date fixed herein for the issuance of the Bonds, the Qualified Obligation, or the Loan, and the last publication shall be made not more than 7 days prior to the date fixed herein for the issuance of the Bonds, the Qualified Obligation, or the Loan.

SECTION 7. The City Clerk is hereby directed to procure from the publisher of the *Starkville Daily News* the customary proof of publication of this resolution and to have the same before the Governing Body on the date and hour specified in Section 5 hereof.

SECTION 8. Pursuant to Section 1.150-2 of the Treasury Regulations (the "Reimbursement Regulations"), the Governing Body hereby declares its official intent to reimburse the Municipality's general fund or special tax fund for expenditures made for the Authorized Purposes prior to the issuance of the Bonds, the Qualified Obligation, or the Loan, with proceeds of the Bonds, the Qualified Obligation, or the Loan, to the extent permitted by the Reimbursement Regulations.

SECTION 9. The Municipality by subsequent resolution shall take such actions as may be necessary to specify the terms and conditions of the issuance and sale of the Bonds, the Qualified Obligation, or the Loan.

SECTION 10. 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. All resolutions in conflict with this resolution are hereby amended and repealed, but only to the extent of any such conflict. For cause, this resolution shall become effective immediately upon its adoption.

Following the reading of the foregoing resolution and discussion thereof, Alderman Mike Brooks moved and Alderman Jeffrey Rupp seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Alderman Hamp Beatty	voted: aye
Alderman Mike Brooks	voted: aye
Alderman Ben Carver	voted: aye
Alderman Roy A'. Perkins	voted: aye
Alderman Jeffrey Rupp	voted: aye
Alderwoman Sandra C. Sistrunk	voted: aye
Alderman Henry N. Vaughn, Sr.	voted: aye

The motion having received the affirmative vote of a majority of the members present, the Mayor declared the motion carried and the resolution adopted this day, September 20, 2022.

City of Starkville, Mississippi


Mayor

ATTEST:


City Clerk

Publication Instructions:

Starkville Daily News

October 5, 2022; October 12, 2022; October 19, 2022; and October 26, 2022



10. CONSIDERATION OF A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MISSISSIPPI, AUTHORIZING THE ENGAGEMENT OF CERTAIN PROFESSIONALS TO ASSIST WITH THE AUTHORIZATION, ISSUANCE, SALE, VALIDATION, AND DELIVERY OF THE PROPOSED GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF THE MUNICIPALITY, A GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND OF THE MUNICIPALITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK, OR A LOAN FROM THE MISSISSIPPI DEVELOPMENT BANK TO THE MUNICIPALITY, ALL IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$15,000,000, IN ONE OR MORE FEDERALLY TAXABLE OR TAX-EXEMPT SERIES, FOR IMPROVEMENTS TO THE CITY'S PARKS AND FOR RELATED MATTERS.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the "approval of a resolution of the Mayor and Board of Aldermen of the City of Starkville, Mississippi, authorizing the engagement of certain professionals to assist with the authorization, issuance, sale, validation, and delivery of the proposed general obligation public improvement bonds of the municipality, a general obligation public improvement bond of the municipality for sale to the Mississippi Development Bank, or a loan from the Mississippi Development Bank to the municipality, all in the maximum aggregate principal amount of \$15,000,000, in one or more federally taxable or tax-exempt series, for improvements to the City's parks and for related matters" is enumerated, this consent item is thereby approved. The Resolution follows this page.

11. CONSIDERATION OF APPROVING THE SELECTION OF GARVER ENGINEERING, LLC AS THE PREFERRED CONSULTANT TO PROVIDE PRELIMINARY ENGINEERING AND ENVIRONMENTAL SERVICES FOR THE STARK ROAD AND HOSPITAL ROAD EXTENSION PROJECT.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the "approval of Garver, LLC as the preferred consultant to provide preliminary engineering and environmental services for the Stark Road and Hospital Road Extension project" is enumerated, this consent item is thereby approved.

12. CONSIDERATION OF THE DESIGN SERVICES PROPOSAL FROM DALHOFF THOMAS DESIGN STUDIO FOR THE CORNERSTONE BOULEVARD LANDSCAPING PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the "approval of the design services proposal from Dalhoff Thomas Design Studio for the Cornerstone Boulevard Landscaping Project and authorizing the Mayor to execute the contract" is enumerated, this consent item is thereby approved. The agreement with Dalhoff Thomas follow the Resolution authorizing the engagement of professionals.

13. ACCEPTANCE OF THE AUGUST 2022 FINANCIAL STATEMENTS.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the "approval of the August 2022 Financial Statements" is enumerated, this consent item is thereby approved.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MISSISSIPPI, AUTHORIZING THE ENGAGEMENT OF CERTAIN PROFESSIONALS TO ASSIST WITH THE AUTHORIZATION, ISSUANCE, SALE, VALIDATION, AND DELIVERY OF THE PROPOSED GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF THE MUNICIPALITY, A GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND OF THE MUNICIPALITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK, OR A LOAN FROM THE MISSISSIPPI DEVELOPMENT BANK TO THE MUNICIPALITY, ALL IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$15,000,000, IN ONE OR MORE FEDERALLY TAXABLE OR TAX-EXEMPT SERIES; AND FOR RELATED MATTERS.

WHEREAS, the Mayor and Board of Aldermen of the City of Starkville, Mississippi (the “Governing Body” of the “Municipality”), acting for and on behalf of the Municipality, hereby finds, determines, adjudicates, and declares as follows:

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

1. “Act” shall mean Senate Bill 3012, as approved by the Legislature of the State of Mississippi (the “Legislature” of the “State”) in its Regular Session 2018 and signed by the Governor (the “Governor”) of the State on March 27, 2018, and by House Bill No. 1565, as approved by the Legislature in its Regular Session 2019 and signed by the Governor on April 3, 2019 (together, the “Authority Act”), Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended (the “Municipal Improvements Act”), Sections 31-25-1 *et seq.*, Mississippi Code of 1972, as amended (the “Bank Act”), and other applicable laws of the State (together, the “Act”).
2. “Special Tax Authorized Purpose” shall mean providing funds to acquire real property and constructing, equipping, owning, operating, leasing, furnishing, maintaining, and marketing new and existing sports tournament and recreational facilities of the Municipality and for related purposes as authorized by the Authority Act, and to pay the principal of and interest on bonds issued pursuant to the Authority Act.
3. “General Municipal Improvements Authorized Purpose” shall mean providing funds for the purpose of erecting municipal buildings, auditoriums, community centers, gymnasiums, and athletic stadiums, preparing and equipping athletic fields, and purchasing buildings or land therefor, and for repairing, improving, adorning, and equipping the same; erecting or purchasing waterworks, gas, electric, and other public utility plants or distribution systems or franchises, and repairing, improving, and extending the same; establishing sanitary, storm, drainage, or sewerage systems, and repairing, improving, and extending the same; protecting the Municipality, its streets, and sidewalks from overflow, caving banks, and other like dangers; constructing, improving, or paving streets, sidewalks, driveways, parkways, walkways, or public parking facilities, and purchasing land therefor; purchasing land for parks and public playgrounds, and improving, equipping, and adorning the same, including the constructing, repairing, and equipping of swimming pools and other recreational facilities;

constructing bridges and culverts; altering or changing the channels of streams and water courses to control, deflect, or guide the current thereof; purchasing fire-fighting equipment and apparatus, and providing housing for same, and purchasing land therefor; purchasing machinery and equipment which have an expected useful life in excess of 10 years.

4. On November 6, 2018, the Governing Body adopted a resolution stating its intent to levy an additional 1% economic development, tourism, and convention tax on the gross income of restaurants derived from retail sales of prepared food, alcoholic beverages, and nonalcoholic beverages, and from gross income derived from lodging at hotels and motels within the Municipality (the "Special Sales Tax") for the "construction, maintenance, operation, and promotion of recreation and sports tournament facilities" within the Municipality.
5. On April 16, 2019, the Governing Body adopted a resolution calling for a special election on the issue of levying the Special Sales Tax for the Special Tax Authorized Purpose. After adoption of the resolution of April 16, 2019, and publication of notice of such election pursuant to the Authority Act, the citizens of the Municipality approved the aforesaid tax levy by election on May 30, 2019. On June 4, 2019, the Governing Body adopted a resolution calling for the levy of the Special Sales Tax beginning on August 1, 2019, and forwarded a copy of the resolution to the Mississippi Department of Revenue.
6. Pursuant to the Authority Act, the proceeds of the Special Sales Tax shall not be considered as general fund revenues but shall be dedicated to and expended solely for the Special Tax Authorized Purpose.
7. Pursuant to the Authority Act, the Governing Body is authorized to issue general obligation bonds of the Municipality or incur other indebtedness in an aggregate principal amount that is not in excess of an amount for which debt service is capable of being funded by the proceeds of the Special Sales Tax. The general obligation bonds issued pursuant to the Authority Act shall not be included in the limitation on indebtedness imposed in the Municipal Improvements Act or any other limitation on indebtedness of the Municipality.
8. Pursuant to the Act, the Mississippi Development Bank (the "Bank") has previously issued its \$14,130,000 Special Obligation Bonds, Series 2020 (Starkville, Mississippi, Parks and Recreation General Obligation Bond Project), dated and issued April 22, 2020, and its \$9,835,000 Special Obligation Bonds, Series 2020B (Starkville, Mississippi, Parks and Recreation Project General Obligation Bond) (together, the "Series 2020 Bonds").
9. Pursuant to the Act, the Municipality is authorized to undertake activities for the General Municipal Improvements Authorized Purpose and the Special Tax Authorized Purpose (together, the "Authorized Purposes"), and to provide for the payment of the costs thereof, or any portion of such costs, by issuing general obligation bonds of the Municipality (the "Bonds"), issuing a general obligation bond of the Municipality (the "Qualified Obligation") for sale to the Mississippi Development Bank (the "Bank"), or entering into a loan agreement and obtaining a loan from the Bank (the "Loan"), all in the maximum aggregate principal amount of \$15,000,000, issued in one or more federally taxable or tax-exempt series, and for a term of any individual series not to exceed 30 years.

10. The proceeds of the Special Sales Tax is sufficient to pay the debt service on the Bonds, the Qualified Obligation, or the Loan, on a parity with the Series 2020 Bonds.
11. The Municipality is authorized by the Municipal Improvements Act to issue the Bonds, the Qualified Obligation, or the Loan for the purpose of providing funds for the General Municipal Improvements Authorized Purpose. It is necessary and in the public interest to issue the Bonds, the Qualified Obligation, or the Loan to provide funds for the General Municipal Improvements Authorized Purpose.
12. The Bonds, the Qualified Obligation, or the Loan shall be on a parity of payment with the revenues of the Special Sales Tax with the Series 2020 Bonds.
13. The Municipality desires to go forward with preparation for the authorization, issuance, sale, validation, and delivery of the Bonds, the Qualified Obligation, or the Loan for the Authorized Purposes prescribed by the Act, and desires to approve the engagement of certain professionals to assist with the authorization, issuance, sale, validation, and delivery of the Bond, the Qualified Obligation, or the Loan for the Authorized Purposes prescribed by the Act.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE MUNICIPALITY AS FOLLOWS:

SECTION 1. The officials of the Municipality and the professionals herein engaged are hereby authorized to proceed with the preparation for the authorization, issuance, sale, validation, and delivery of the Bonds, the Qualified Obligation, or the Loan in accordance with this resolution and such other resolutions as may be subsequently adopted concerning this matter.

SECTION 2. The Governing Body hereby authorizes and approves the engagement of the law firm of Watkins & Eager PLLC, Jackson, Mississippi, to serve as bond counsel for the Municipality (the "Bond Counsel") in connection with the authorization, issuance, sale, validation, and delivery of the Bonds, the Qualified Obligation, or the Loan, and authorizes the Mayor to execute the letter of engagement attached hereto as **Attachment A**.

SECTION 3. The Governing Body hereby affirms the engagement of Christopher J. Latimer, Esq., of Mitchell, McNutt & Sams, Starkville, Mississippi, to serve as counsel for the Municipality (the "Counsel for the Municipality") in connection with the authorization, issuance, sale, validation, and delivery of the Bonds, the Qualified Obligation, or the Loan.

SECTION 4. The Municipality by subsequent resolutions of the Governing Body shall take such actions as may be necessary to specify the terms and conditions of the authorization, issuance, sale, validation, and delivery of the Bonds, the Qualified Obligation, or the Loan.

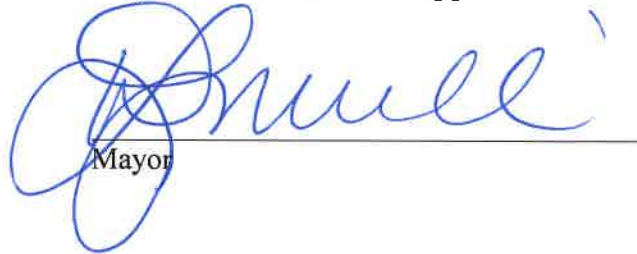
SECTION 5. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

Following the reading of the foregoing resolution and discussion thereof, Alderman Mike Brooks moved and Alderman Jeffrey Rupp seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Alderman Hamp Beatty	voted: aye
Alderman Mike Brooks	voted: aye
Alderman Ben Carver	voted: aye
Alderman Roy A'. Perkins	voted: aye
Alderman Jeffrey Rupp	voted: aye
Alderwoman Sandra C. Sistrunk	voted: aye
Alderman Henry N. Vaughn, Sr.	voted: aye

The motion having received the affirmative vote of a majority of the members present, the Mayor declared the motion carried and the resolution adopted this day, September 20, 2022.

City of Starkville, Mississippi


Mayor

ATTEST:


City Clerk



Attachment A

Letter of Engagement for Bond Counsel

BRAD C. DAVIS
DIRECT DIAL: (601) 965-1988
EMAIL ADDRESS:
bdavis@watinseager.com

September 20, 2022

Christopher J. Latimer, Esq.
Mitchell McNutt & Sams, PA
1216 Van Buren Avenue
Oxford, Mississippi 38655

RE: \$15,000,000 General Obligation Parks and Recreation Improvements Bonds, Series 2022
City of Starkville, Mississippi

Dear Chris:

This letter will confirm the selection by the City of Starkville, Mississippi (the "Municipality"), of Watkins & Eager PLLC to act as Bond Counsel with respect to the above-referenced bonds proposed to be issued by the Municipality (the "Bonds"). This letter will also set forth the role and responsibilities we propose to undertake as Bond Counsel to the Municipality and the terms upon which we understand we will undertake those responsibilities as Bond Counsel to the Municipality and be compensated by you for performing in such role.

The proceeds of the Bonds are expected to be used for the purpose of (i) providing funds to acquire real property and constructing, equipping, owning, operating, leasing, furnishing, maintaining, and marketing new and existing sports tournament and recreational facilities of the Municipality; (ii) providing funds for the purpose of erecting municipal buildings, auditoriums, community centers, gymnasiums, and athletic stadiums, preparing and equipping athletic fields, and purchasing buildings or land therefor, and for repairing, improving, adorning, and equipping the same; erecting or purchasing waterworks, gas, electric, and other public utility plants or distribution systems or franchises, and repairing, improving, and extending the same; establishing sanitary, storm, drainage, or sewerage systems, and repairing, improving, and extending the same; protecting the Municipality, its streets, and sidewalks from overflow, caving banks, and other like dangers; constructing, improving, or paving streets, sidewalks, driveways, parkways, walkways, or public parking facilities, and purchasing land therefor; purchasing land for parks and public playgrounds, and improving, equipping, and adorning the same, including the constructing, repairing, and equipping of swimming pools and other recreational facilities; constructing bridges and culverts; altering or changing the channels of streams and water courses to control, deflect, or guide the current thereof; purchasing fire-fighting equipment and apparatus, and providing housing for same, and purchasing land therefor; purchasing machinery and equipment which have an expected useful life in excess of 10 years; (iii) funding a capitalized interest account, if necessary; and, (iv) paying the costs of the authorization, issuance, sale, validation, and delivery of the Bonds (together, the "Project").

September 20, 2022

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Scope of Engagement and Duties to Be Performed

As Bond Counsel, our chief function is to render an objective legal opinion with respect to the authorization and issuance of the Bonds, the validity and binding effect of the Bonds, the source of payment and security for the Bonds, and the excludability of interest on the Bonds from gross income for federal and State of Mississippi income tax purposes. Assuming that no legal impediments to the issuance of the Bonds become apparent, we would contemplate furnishing to the Municipality and the financial institution purchasing the Bonds (the "Purchaser") our approving opinion as to the validity of the Bonds, which opinion will be executed and delivered by us in written form on the date the Bonds are exchanged for their purchase price (the "Closing"), and will be based on facts and law existing as of its date. Upon delivery of the opinion with respect to the original issuance of the Bonds, our responsibilities as Bond Counsel will be concluded with respect to this financing.

In addition to rendering our approving opinion upon authorizing issuance of the Bonds, we will draft or review the basic legal documents required for authorization, securing, issuing, and sale of the Bonds, including the Bond Resolution of the Municipality, the Notice of Bond Sale, and all related proceedings of the Municipality, including resolutions which might be required. We will coordinate with the counsel to the Municipality to undertake validation proceedings under the laws of the State of Mississippi. We will also prepare or furnish the incidental closing documents (excepting those customarily prepared or furnished by the Municipality or Purchaser or their respective counsel), including various certificates to be signed by the Municipality, and the form of opinion which will be required from the Municipality's counsel.

In addition, in connection with the delivery of our opinion, we may require that the proceedings for the issuance of such Bonds include other items, including the following:

- (a) an opinion of the Municipality's counsel addressing the authorization of the issuance of the Bonds and the execution of the related documents, and other matters normally covered by an opinion of counsel to the Municipality in similar financings;
- (b) certificates from the Municipality's officials dealing with financial condition, litigation, regulatory approval, due authorization, and various factual matters;
- (b) certificates from appropriate officials of the Municipality dealing with incumbency, due authorization, and litigation; and
- (c) certificates from other parties to the transaction and/or opinions of counsel to such parties, as applicable.

Although we ordinarily draft suggested forms for these and other customary closing papers, we do not assume responsibility for verifying the truth of facts certified as true by others, nor, except as necessary to our opinion, do we assume responsibility for examining legal questions on which other participating lawyers are asked to opine.

September 20, 2022

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We assume that we will have the full cooperation of the Municipality, the Purchaser, appropriate officials of the Municipality, and any others necessary to successfully complete this financing, including counsel to the parties. We cannot, of course, guarantee the timing or outcome of legislative or judicial processes or other actions necessary to complete the financing.

Compensation and Reimbursement

We propose that our fee be determined in consultation and negotiation with Municipality, to include the standard State Bond Attorney fee, with such fee to be based upon (i) the terms, structure, size, and schedule of the financing which may be represented by the Bonds, (ii) the duties we will undertake pursuant to this engagement letter, (iii) the time we devoted to the financing, and (iv) the responsibilities we will assume in connection therewith. If unusual or unforeseen circumstances arise which require a significant increase in our time or responsibility, we will consult with you regarding further handling and any possible adjustment to any fee amount. In addition to our fees for services, our bills will include expenses and costs normally associated with representations of this kind.

You have the right to discharge us, and we have the right to withdraw, for any reason at any time upon reasonable notice. If we elect to withdraw, you will take all steps necessary to free us of any obligation to perform further, including the execution of any documents necessary to complete our withdrawal. In the event of our withdrawal or discharge, we will be entitled to retain any fees for services provided before the date of our withdrawal or discharge, as well as to compensation for the reasonable value of our services actually rendered. We also will be entitled to reimbursement of any costs and expenses paid or incurred on your behalf up to the effective date of withdrawal or discharge.

Documents and Files

Subsequent to the Closing, we will provide you with a copy of the Closing transcript relating to the issuance of the Bonds. In addition, any documents or related materials which you have provided to us in connection with our participation in the transaction will be returned to you at your request. All other documents, materials, and work product of any kind shall constitute our own files and property and will be retained or discarded at any time at our sole discretion.

Waiver of Conflict

From time to time this firm represents client, including in connection with a variety of unrelated matters in which the Municipality is involved. These matters may include, but are not limited to, proceedings before the various federal, state, and local governing bodies and boards, agencies, and commissions in which the interest of our client is adverse to the Municipality.

We have reviewed the relationship between our responsibilities as Bond Counsel (which will primarily consist of drafting documents, consulting as to debt options and responsibilities, and rendering on or more opinions with respect to the Bonds) and our representation of other clients,

September 20, 2022

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in unrelated matters as described above, and we have concluded that the performance of our responsibilities as Bond Counsel will not be affected by our representation of other clients.

It is our understanding that the Municipality consents to or waives any conflict of interest which may arise as a result of any current representations in unrelated matters and future representations similar to those described above. Your acceptance of this engagement letter will evidence that consent.

Miscellaneous

Once the Bonds are issued, our engagement as Bond Counsel will be completed. Except the completion and distribution of the transcripts, we will have no further obligations as Bond Counsel with regard to the Bonds.

Our willingness to undertake the functions described herein is based upon the facts available to us at this time. Nothing has come to our attention which would lead us to conclude that there are any legal obstacles to delivery of the Bonds. We will proceed with the understanding that should anything come to our attention prior to the issuance of the Bonds which would, in our opinion, cast doubt upon the legality of transaction, we will not be obligated to render our approving legal opinion.

If the foregoing terms are satisfactory to you, please indicate by returning the enclosed copy of this letter signed by an authorized person, retaining the original for your files.

Very truly yours,

Watkins & Eager PLLC

Accepted and agreed to this day, September 20, 2022.

City of Starkville, Mississippi

By: 

Name: D. Lynn Spruill

Title: Mayor



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September 12, 2022

Mayor Lynn Spruill
City of Starkville
110 West Main Street
Starkville, Mississippi 39759

**RE: PROFESSIONAL SERVICES AGREEMENT
CORNERSTONE ENTRANCE LANDSCAPE
STARKVILLE, MISSISSIPPI**

Dear Mayor Spruill:

We appreciate the opportunity to be part of your Design Team, and to submit this proposal to provide the following professional design services for the above-mentioned Property. *Dalhoff Thomas design studio* (DT design studio) can provide a full range of planning and design services needed to complete the proposed tasks of this proposal.

The different phases or components of our design services for this project have been delineated so that we both understand the scope of services to be provided, along with the cost for those services. DT design studio can perform all components of this proposal, and if other services are requested, a cost for those additional services can be provided at the time requested.

Landscape Architectural services are lump sum based on the scope of work outlined hereinafter. This proposal does not include expenses such as filing fees, recording fees, fee for subdivision or zoning notification packets, if required, and actual expenses incurred directly in connection with the project: printing, copying, mileage, and delivery services. These costs shall be reimbursable expenses not included in the lump sum and are to be paid by the Contracting Party. A 15% processing fee shall be added to all reimbursable expenses.

SERVICES INCLUDED

I. CONSTRUCTION DOCUMENTS

A. Site Elements

1. Crosswalk paving
2. Road striping
3. Signage location
4. Fencing

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B. Landscape Plans

1. Location and quantity of plants
2. Plant schedule with species, quantity, and installation size
3. Landscape details and specifications

C. Irrigation Plans

1. Sprinkler Head Plan indicating location and system schedule indicating equipment and sprinkler head types
2. Piping Plan
3. Irrigation Detail and Specifications

D. Coordination with other Project Consultants

E. Coordination with City of Starkville Engineering

F. Cost Estimating and Phasing

Cost for Construction Documents services..... \$ 9,950.00

II. CONSTRUCTION ADMINISTRATION (if needed)

Cost for Construction Administration HOURLY AS REQUESTED

SUMMARY OF FEES

I. Construction Documents.....	\$ 9,950.00
II. Construction Administration.....	<u>\$ HOURLY</u>
Total Cost for Lump Sum Services	\$ 9,950.00

The hourly services rates for this project are as follows:

Principal	\$ 180.00/hr.
Senior Associate/Planner/Landscape Architect	\$ 150.00/hr.
Planner/Landscape Architect	\$ 115.00/hr.
Planner/Landscape Designer	\$ 80.00/hr.
Clerical	\$ 45.00/hr.

Please note that hourly rates are subject to change with 30 days prior written notice.

Services Not Included:

1. Surveying
2. Site Lighting Plans

This proposal represents the entire understanding between you and us in respect to the "Project" and may only be modified in writing signed by both of us. If this satisfactorily sets forth your understanding of the arrangement between us, we would appreciate you signing this Letter Agreement in the designated space below. Please note that by signing this agreement, you are also agreeing to the attached Terms and Conditions (Attachment 'A'), unless other Terms and Conditions have been signed by both parties.

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We are looking forward to working with you on this project. If you have any questions regarding this proposal, please do not hesitate to call. We will be waiting for your approval to proceed.

Sincerely,
Dalhoff Thomas design studio



Dean Thomas, PLA, CLARB, ASLA
Principal



Sam Henry, PLA, CLARB, ASLA
Senior Associate

Your signature on this copy will authorize us upon its receipt to commence work. Please sign, date and return one copy for our files.

APPROVAL BY: 
(Signature)

9.20.2022
(Date)

14. CONSIDERATION TO ACCEPT THE LOWEST AND BEST BIDS RECEIVED FOR OCTOBER 1, 2022 – SEPTEMBER 30, 2023 SOURCE OF SUPPLY LISTING FOR THE STARKVILLE GENERAL CITY.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of the lowest and best bids received for October 1, 2022 – September 30, 2023 source of supply listing for the Starkville general city” is enumerated, this consent item is thereby approved.

PUBLIC WORKS: STREETS

Section 1: Traffic Signs: High Intensity grade Scotthlight, must meet all applicable State and Federal Highway Specifications

	Custom Products Corporation	Vulcan Signs	G&C Supply Co		
12" x 6"	7.96	4.90	4.88		
12" x 18"	16.29	10.45	11.69		
12" x 36"	29.81	17.37	19.08		
18" x 18"	24.23	15.85	15.31		
18" x 24"	29.81	17.37	19.08		
24" x 24"	37.69	23.16	22.22		
24" x 30"	49.62	28.95	30.61		
30" x 30"	59.97	36.18	37.58		
36" x 36"	88.15	52.11	54.12		
48" x 24"	76.77	46.32	50.48		
48" x 48"	152.32	92.64	96.21		
24" x 24" stop sign	37.69	21.69	22.93		
30" x 30" stop sign	58.62	33.87	35.27		
36" x 36" stop sign	88.15	48.80	52.12		
30" yield	31.24	19.79	27.01		
36" yield	41.84	27.49	33.86		

Section 2: Street Sign Blanks (Aluminum, No Holes)	Custom Products Corporation	Vulcan Signs	G&C Supply Co		
6x18x0.080	6.98	3.38	2.98		
6x24x0.080	9.01	4.44	4.00		
6x30x0.080	11.26	5.70	4.87		
6x36x0.080	12.40	6.75	5.52		
6x48x0.080	16.27	9.67	7.33		
Section 3: Traffic Sign Decals (3M systems, or Equal, for refacing signs in field)	Custom Products Corporation	Vulcan Signs	G&C Supply Co		
24"x24" Stop Sign	21.95	7.52	9.17		
30"x30" Stop Sign	28.60	11.75	14.08		
36"x36" Stop Sign	43.71 (minimum order of 5 identical)	16.92	20.11		
30" Yield	16.84 (minimum order of 5 identical) \$3.37 each	6.24	14.18		
36" Yield	23.55 (minimum order of 5 identical) \$4.71 each	7.74	20.30		

Section 4: Sheet Vinyl		Vulcan Signs	G&C Supply Co		
6" rool x 50yd white eng grade		118.59	126.12		
6"roll x 50 yd black sheet vinly with application tape on front		294.53 (must be purchased in 6 roll increments)	No bid		

Section 5: Assorted U-Channel Posts:	Custom Products Corporation	Vulcan Signs	G&C Supply Co		
U-Channel Posts: Galvanized Steel (2lbs/ft), Unpainted ordered in lots of 25 or 50					
7 foot	No bid	22.75	17.83		
8 foot	31.64	26.00	20.40		
9 foot	35.59	29.25	22.93		
10 foot	39.55	32.50	25.48		
12 foot	47.46	39.00	30.56		
U-Channel Posts: Galvanized Steel (2lbs/ft), painted green ordered in lots of 25 or 50	Custom Products Corporation	Vulcan Signs	G&C Supply Co		
7 foot	23.20	19.60	14.41		
8 foot	25.05	22.40	16.48		
9 foot	No Bid	25.20	18.54		
10 foot	31.32	28.00	20.59		
12 foot	37.58	33.60	24.70		
U-Channel Posts: Galvanized Steel (2lbs/ft), unpainted ordered in lots of 12	Custom Products Corporation	Vulcan Signs	G&C Supply Co		
10 foot	39.55	32.50	25.48		
12 foot	47.46	39.00	30.56		
10 foot	31.32	28.00	20.59		
12 foot	37.58	33.60	24.70		
Section 7: Street name posts: tubular, galvanized	Custom Products Corporation	Vulcan Signs			
2-3/8"x11"	6.77 (5.5 blade holder)	51.18 (bundles of 37)			
2-3/8" O.D. pipe caps	6.77 (5.5 blade holder)	6.55			
90 degree cross plates (Vulcan signs VSS-2 or equivalent)		8.75			
Vulcan signs VSS-2 or equivalen					

Section 8: fill material, Delivered	Crossway Trucking				
Clay gravel					
Ton/Cu yard	33.00 ton				
Washed gravel					
Ton/Cu yard	38.00 ton				
Fill dirt (local pit, select, loaded, & hauled by city personnel)	Nunley Trucking Com Inc	Crossway Trucking			
Ton/Cu yard					
Crushed Limestone #5					
Ton/Cu yard	36.90 ton	N/A			
Crushed Limestone #6					
Ton/Cu yard	38.25 ton	42.10 ton			
Crushed Limestone #7					
Ton/Cu yard	36.90 ton	44.10 ton			
Crushed Limestone #9					
Ton/Cu yard	36.90 ton	42.10 ton			
Crushed Limestone #57					
Ton/Cu yard	36.90 ton	42.10 ton			
Crushed Limestone #89					
Ton/Cu yard	36.25 ton	44.10 ton			

Crushed Limestone #610		
Ton/Cu yard	32.50 ton	39.60 ton
Rip Rap-size 100 lb		
Ton/Cu yard	37.50 ton	45.60 ton
Rip Rap-size 200 lb		
Ton/Cu yard	37.20 ton	45.60 ton
Section 14: Emulsified price to be good for 3 gal	Asphalt, F.O.B Asphalt months at which time	Plant/ it will be
Section 15: Mosquito Control Chemicals (must be labeled for mosquito spray use)	Adapco	

Approved manufactures (adulticides)		
1. bayer permanone RTU.. gal	PermaSease 4-4 \$33.25/gl PermaSease 3-15 \$49.50/gl	
2.wellmark(aloside) 150 day briquettes (220) count		
Case	Metalarv XRP (contains 4.25% S Methoprene) \$450.00/case (200 WSP/Case) Metalarv XRP (contains 4.25% S Methoprene) \$1,760.00/case (800 WSP/Case) Vectolex WSP Bacillus sphaericus 2362 strain ABTS-1743 \$750.00/Case (800 WSP/Case)	
Section 28: Corrugated Polyethylene Pipe Culverts ripped pipe with smooth interior (submit specifications & manufacturer with bid) for use under H20 live loading. Corrugated polyethylene pipe shall conform to the requirments of AASHTO designation:M294, type S	G&O Supply	
12" LF	9.27	
15" LF	12.90	
18" LF	17.14	
21" LF	No bid	
24" LF	28.67	
27" LF	No bid	
30" LF	41.12	
36" LF	54.59	
42" LF	66.38	
48" LF	83.67	
54" LF	No bid	
60" LF	144.10	
Section 28-A: Corrgated polypropylene pipe culverts (N-12 HP)		
12" LF	13.48	
15" LF	16.85	
18" LF	23.60	
21" LF	No bid	
24" LF	33.71	
27" LF	No bid	
30" LF	51.69	
36" LF	70.79	

42" LF	87.64		
48" LF	119.10		
60" LF	160.67		
Section 29: Copper, steel, galvanized, corrugated, metal pipe, round pipe			
12" Diameter 16,2-2/3" x 1/2"CMPPPlain 2-2/3" x 1/2CMPAspcoatd 2-2/3" x 1/2CMPAspcoatd	20.60 No bid No bid		
15" Diameter 16,2-2/3" x 1/2"CMPPPlain 2-2/3" x 1/2CMPAspcoatd 2-2/3" x 1/2CMPAspcoatd w/pave insert	24.72 No bid No bid		
18" Diameter 16,2-2/3" x 1/2"CMPPPlain 2-2/3" x 1/2CMPAspcoatd 2-2/3" x 1/2CMPAspcoatd w/pave insert	30.90 No bid No bid		
21" Diameter 16,2-2/3" x 1/2"CMPPPlain 2-2/3" x 1/2CMPAspcoatd 2-2/3" x 1/2CMPAspcoatd w/pave insert	35.02 No bid No bid		
21" Diameter 14,2-2/3" x 1/2"CMPPPlain 2-2/3" x 1/2CMPAspcoatd 2-2/3" x 1/2CMPAspcoatd w/pave insert	43.26 No bid No bid		
24" Diameter 16,2-2/3" x 1/2"CMPPPlain 2-2/3" x 1/2CMPAspcoatd 2-2/3" x 1/2CMPAspcoatd w/pave insert	39.14 No bid No bid		
24" Diameter 14,2-2/3" x 1/2"CMPPPlain 2-2/3" x 1/2CMPAspcoatd 2-2/3" x 1/2CMPAspcoatd w/pave insert	49.44 No bid No bid		
24" Diameter 12,2-2/3" x 1/2"CMPPPlain 2-2/3" x 1/2CMPAspcoatd 2-2/3" x 1/2CMPAspcoatd w/pave insert	67.99 No bid No bid		
30" Diameter 16,2-2/3" x 1/2"CMPPPlain 2-2/3" x 1/2CMPAspcoatd 2-2/3" x 1/2CMPAspcoatd w/pave insert	49.44 No bid No bid		
30" Diameter 14,2-2/3" x 1/2"CMPPPlain	61.81		

2-2/3" x 1/2" CMP Asphalt 2-2/3" x 1/2" CMP Asphalt w/pave insert	No bid No bid		
30" Diameter 12, 2-2/3" x 1/2" CMP Plain 2-2/3" x 1/2" CMP Asphalt 2-2/3" x 1/2" CMP Asphalt w/pave insert	84.47 No bid No bid		
36" Diameter 14, 2-2/3" x 1/2" CMP Plain 2-2/3" x 1/2" CMP Asphalt 2-2/3" x 1/2" CMP Asphalt w/pave insert	74.17 No bid No bid		
36" Diameter 12, 2-2/3" x 1/2" CMP Plain 2-2/3" x 1/2" CMP Asphalt 2-2/3" x 1/2" CMP Asphalt w/pave insert	100.95 No bid No bid		

36" Diameter 10, 2-2/3" x 1/2" CMP Plain 2-2/3" x 1/2" CMP Asphalt 2-2/3" x 1/2" CMP Asphalt w/pave insert	134.12 No bid No bid		
42" Diameter 14, 2-2/3" x 1/2" CMP Plain 2-2/3" x 1/2" CMP Asphalt 2-2/3" x 1/2" CMP Asphalt w/pave insert	86.53 No bid No bid		
42" Diameter 12, 2-2/3" x 1/2" CMP Plain 2-2/3" x 1/2" CMP Asphalt 2-2/3" x 1/2" CMP Asphalt w/pave insert	117.43 No bid No bid		
42" Diameter 10, 2-2/3" x 1/2" CMP Plain 2-2/3" x 1/2" CMP Asphalt 2-2/3" x 1/2" CMP Asphalt w/pave insert	155.75 No bid No bid		
48" Diameter 14, 2-2/3" x 1/2" CMP Plain 2-2/3" x 1/2" CMP Asphalt 2-2/3" x 1/2" CMP Asphalt w/pave insert	98.89 No bid No bid		
48" Diameter 12, 2-2/3" x 1/2" CMP Plain 2-2/3" x 1/2" CMP Asphalt 2-2/3" x 1/2" CMP Asphalt w/pave insert	133.91 No bid No bid		
48" Diameter 10, 2-2/3" x 1/2" CMP Plain	177.38		

2-2/3" x 1/2" CMP Asphalt	No bid		
2-2/3" x 1/2" CMP Asphalt w/pave insert	No bid		
54" Diameter			
12, 2-2/3" x 1/2" CMP Plain	150.40		
2-2/3" x 1/2" CMP Asphalt	No bid		
2-2/3" x 1/2" CMP Asphalt w/pave insert	No bid		
54" Diameter			
10, 2-2/3" x 1/2" CMP Plain	199.02		
2-2/3" x 1/2" CMP Asphalt	No bid		
2-2/3" x 1/2" CMP Asphalt w/pave insert	No bid		
60" Diameter			
12, 2-2/3" x 1/2" CMP Plain	166.88		
2-2/3" x 1/2" CMP Asphalt	No bid		
2-2/3" x 1/2" CMP Asphalt w/pave insert	No bid		
60" Diameter			
10, 2-2/3" x 1/2" CMP Plain	222.81		
2-2/3" x 1/2" CMP Asphalt	No bid		
2-2/3" x 1/2" CMP Asphalt w/pave insert	No bid		
66" Diameter			
12, 2-2/3" x 1/2" CMP Plain	183.36		
2-2/3" x 1/2" CMP Asphalt	No bid		
2-2/3" x 1/2" CMP Asphalt w/pave insert	No bid		
54" Diameter			
16 gauge	103.01		
3x1 CMP Plain	No bid		
3x1 CMP asp coated	No bid		
3x1 CMP asphalt coated w/invert			
54" Diameter			
14 gauge	125.67		
3x1 CMP Plain	No bid		
3x1 CMP asp coated	No bid		
3x1 CMP asphalt coated w/invert			
54" Diameter			
12 gauge	171.00		
3x1 CMP Plain	No bid		
3x1 CMP asp coated	No bid		
3x1 CMP asphalt coated w/invert			
60" Diameter			
16 gauge	113.31		
3x1 CMP Plain	No bid		
3x1 CMP asp coated	No bid		
3x1 CMP asphalt coated w/invert			
60" Diameter			
14 gauge	138.03		
3x1 CMP Plain	No bid		
3x1 CMP asp coated			

3x1CMPaspcoatedw/invert	No bid		
60"Diameter 12 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	189.54 No bid No bid		
66"Diameter 16 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	123.61 No bid No bid		
66"Diameter 14 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	152.46 No bid No bid		
66"Diameter 12 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	208.08 No bid No bid		
72"Diameter 16 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	135.97 No bid No bid		
72"Diameter 14 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	166.88 No bid No bid		
72"Diameter 12 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	226.62 No bid No bid		
72"Diameter 10 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	302.85 No bid No bid		
78"Diameter 14 gauge 3x1CMP Plain 3x1CMP asp coated	179.24 No bid No bid		

3x1CMPaspcoatedw/invert			
78"Diameter 12 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	245.16 No bid No bid		
84"Diameter 14 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	193.66 No bid No bid		
84"Diameter 12 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	263.71 No bid No bid		
84"Diameter 10 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	354.77 No bid No bid		
96"Diameter 14 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	260.12 No bid No bid		
96"Diameter 12 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	357.36 No bid No bid		
96"Diameter 10 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	479.89 No bid No bid		
108"Diameter 14 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	309.03 No bid No bid		
108"Diameter 12 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	424.92 No bid No bid		
108"Diameter			

10 gauge 3x1CMP Plain 3x1CMP asp coated 3x1CMPaspcoatedw/invert	570.55 No bid No bid		
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Section 31: Copper, Steel, Galvanized, corrugated metal pipe, arch pipe	G & O Supply		
15"Diameter 16 span x rise 18x11, 2-2/3x1/2CMP Plain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/invt	27.19 No bid No bid		
18"Diameter 16 span x rise 22x13, 2-2/3x1/2CMP Plain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/invt	33.99 No bid No bid		
21"Diameter 16 span x rise 25x16, 2-2/3x1/2CMP Plain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/invt	38.53 No bid No bid		
21"Diameter 14 span x rise 25x16, 2-2/3x1/2CMP Plain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/invt	47.59 No bid No bid		
24"Diameter 16 span x rise 29x18, 2-2/3x1/2CMP Plain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/invt	43.06 No bid No bid		
24"Diameter 14 span x rise 29x18, 2-2/3x1/2CMP Plain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/invt	54.39 No bid No bid		
24"Diameter 12 span x rise 29x18, 2-2/3x1/2CMP Plain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/invt	74.79 No bid No bid		
30"Diameter 14 span x rise 36x22, 2-2/3x1/2CMP Plain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/invt	67.99 No bid No bid		
30"Diameter 12 span x rise			

36x22,2-2/3x1/2CMPPlain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/inv	92.92 No bid No bid		
36"Diameter 12 span x rise 43x27,2-2/3x1/2CMPPlain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/inv	111.05 No bid No bid		
42"Diameter 14 span x rise 50x31,2-2/3x1/2CMPPlain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/inv	95.18 No bid No bid		
42"Diameter 12 span x rise 50x31,2-2/3x1/2CMPPlain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/inv	129.18 No bid No bid		
42"Diameter 10 span x rise 50x31,2-2/3x1/2CMPPlain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/inv	171.33 No bid No bid		
48"Diameter 12 span x rise 58x36,2-2/3x1/2CMPPlain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/inv	147.30 No bid No bid		
48"Diameter 10 span x rise 58x36,2-2/3x1/2CMPPlain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/inv	177.38 No bid No bid		
54"Diameter 12 span x rise 65x40,2-2/3x1/2CMPPlain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/inv	165.43 No bid No bid		
54"Diameter 10 span x rise 65x40,2-2/3x1/2CMPPlain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/inv	218.92 No bid No bid		
60"Diameter 10 span x rise 73x45,2-2/3x1/2CMPPlain 2-2/3x1/2CMP asp coated 22/3x1/2CMPaspcoatedw/inv	245.09 No bid No bid		

Section 32. Copper, steel, galvanized, corrugated metal pipe, arch pipe.		
54"Diameter 14 span x rise 65x40,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	138.24 No bid No bid	
54"Diameter 12 span x rise 65x40,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	188.10 No bid No bid	
60"Diameter 14 span x rise 73x45,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	151.84 No bid No bid	
60"Diameter 12 span x rise 73x45,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	208.49 No bid No bid	
66"Diameter 14 span x rise 73x45,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	167.70 No bid No bid	
66"Diameter 12 span x rise 73x45,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	228.89 No bid No bid	
72"Diameter 16 span x rise 88x55,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	No bid No bid No bid	
72"Diameter 14 span x rise 88x55,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	183.56 No bid No bid	
72"Diameter 12 span x rise 88x55,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	249.29 No bid No bid	
78"Diameter 14 span x rise 87x63,3x1CMPPlain	197.16	

3x1CMP asp coated 3x1CMPaspcoatedw/inv	No bid No bid	
78"Diameter 12 span x rise 87x63,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	269.68 No bid No bid	
84"Diameter 14 span x rise 95x67,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	213.03 No bid No bid	
84"Diameter 12 span x rise 95x67,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	290.08 No bid No bid	
84"Diameter 10 span x rise 95x67,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	390.24 No bid No bid	
96"Diameter 14 span x rise 122x77,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	286.13 No bid No bid	
96"Diameter 12 span x rise 122x77,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	393.10 No bid No bid	
96"Diameter 10 span x rise 122x77,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	527.88 No bid No bid	
108"Diameter 12 span x rise 138x87,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	467.41 No bid No bid	
108"Diameter 10 span x rise 138x87,3x1CMPPlain 3x1CMP asp coated 3x1CMPaspcoatedw/inv	627.60 No bid No bid	

Section 2: Front – Loading refuse Containers (material-Polyethylene) – All containers - Slant MF 2 Blk, Maroon-color 67 with Bulldog paw prints stenciled in white on side.

	Toter			
2 cubic yard() painted	903.38			
4 cubic yard() painted	1002.96			

15. APPROVAL OF A THREE-YEAR SIREN RENEWAL MAINTENANCE PROPOSAL WITH PRECISION COMMUNICATION.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of a three-year siren renewal maintenance agreement with Precision Communication” is enumerated, this consent item is thereby approved.

16. CONSIDERATION TO ACCEPT A 100% REIMBURSABLE GRANT HOMELAND SECURITY GRANT FOR THE AMOUNT OF \$22,000.00 TO PURCHASE A RESCUE AIR BAG KIT WHICH WILL BE USED IN SPECIALIZED RESCUE SITUATIONS, TASK FORCE TRAINING AND DEPLOYMENTS.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval to accept a 100% reimbursable Homeland Security Grant for the amount of \$22,000.00 to purchase a Rescue Air Bag kit which will be used in specialized rescue situations, Task Force training and deployments” is enumerated, this consent item is thereby approved.

17. CONSIDERATION TO HIRE JERALD LYLE MECASKEY AS AN ASSISTANT CITY PLANNER IN THE COMMUNITY DEVELOPMENT DEPARTMENT.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval to hire Jerald McCaskey as an Assistant City Planner in the Community Development Department” is enumerated, this consent item is thereby approved.

18. CONSIDERATION TO ACCEPT A 100% REIMBURSABLE HOMELAND SECURITY GRANT FOR THE AMOUNT OF \$41,000.00 TO PURCHASE A BACKUP GENERATOR WHICH WILL BE USED THE IN CITY HALL DATA CENTER.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval to accept a \$41,000 reimbursable grant from the Homeland Security Grant Program to purchase a backup generator for the City Hall datacenter” is enumerated, this consent item is thereby approved.

19. CONSIDERATION FOR THE SOLE SOURCE PURCHASE FOR FIELD TURF LOGO QUOTE FOR JEFFERY SIMMONS FIELD AT THE SPORTSPLEX IN THE AMOUNT OF \$32,214.29.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of the sole source purchase of a FieldTurf logo for the Jeffery Simmons Field at the Sportsplex in the amount of \$32,214.29 with this being sole source due to the Cornerstone Ball Fields having FieldTurf Product installed on all 12 fields, including the Turf Field at the Sportsplex, to maintain the factory warranty, maintenance requirements and field esthetics” is enumerated, this consent item is thereby approved.

20. CONSIDERATION FOR THE SOLE SOURCE PURCHASE FOR FIELD TURF LOGOS OPTION 2, IN THE AMOUNT OF \$138,928.57.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of the sole source purchase of 13 FieldTurf logos in the amount of \$138,928.57 with this being sole source due to the Cornerstone Ball Fields having FieldTurf Product installed on all 12 fields, including the Turf Field at the Sportsplex, to maintain the factory warranty, maintenance requirements and field esthetics” is enumerated, this consent item is thereby approved.

21. CONSIDERATION TO ACCEPT A 100% REIMBURSABLE GRANT HOMELAND SECURITY GRANT FOR THE AMOUNT OF \$24,500.00 TO PURCHASE TACTICAL EQUIPMENT.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval to accept a 100% reimbursable Homeland Security Grant for the amount of \$24,500.00 to purchase tactical equipment” is enumerated, this consent item is thereby approved.

22. CONSIDERATION TO ACCEPT A 100% REIMBURSABLE GRANT HOMELAND SECURITY GRANT FOR THE AMOUNT OF \$23,000.00 TO PURCHASE AN AUTOMATED LICENSE PLATE RECOGNITION SYSTEM.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval to accept a 100 % reimbursable Homeland Security Grant for the amount of \$23,000.00 to purchase an automated license plate recognition system” is enumerated, this consent item is thereby approved.

23. CONSIDERATION TO PURCHASE A USED BLACK 2017 FORD EXPLORER (POLICE INTERCEPTOR) AWD WITH 77,668 MILES, VIN# ENDING IN 3619 FROM ASIA MOTORS, INC IN MELROSE PARK, ILLINOIS FOR A TOTAL COST OF \$19,190.00, WHICH IS WITHIN THE ESTIMATED FAIR MARKET VALUE RANGE FOR THIS USED VEHICLE.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval to purchase a used black 2017 Ford Explorer (Police Interceptor) AWD with 77,668 miles, vin# ending in 3619 from Asia Motors, Inc in Melrose Park, Illinois for a total cost of \$19,190.00, which is within the estimated fair market value range for this used vehicle” is enumerated, this consent item is thereby approved.

24. CONSIDERATION OF CALLING FOR A PUBLIC HEARING UNDER MISS. CODE ANN. § 21-19-11 TO DETERMINE WHETHER THE STRUCTURES LOCATED AT 210 WEST GILLESPIE STREET WITH PARCEL NUMBER 102B-00-321.00 IS A MENACE TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of calling for a Public Hearing under Miss. Code Ann. § 21-19-11 to determine whether the structures located at 210 West Gillespie Street with parcel number 102B-00-321.00 is a menace to the public health, safety, and welfare of the community” is enumerated, this consent item is thereby approved.

25. CONSIDERATION OF CALLING FOR A PUBLIC HEARING UNDER MISS. CODE ANN. § 21-19-11 TO DETERMINE WHETHER THE STRUCTURES LOCATED AT 112 FELLOWSHIP WITH PARCEL NUMBER 101D-00-040.00 IS A MENACE TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of calling for a Public Hearing under Miss. Code Ann. § 21-19-11 to determine whether the structures located at 112 Fellowship with parcel number 101D-00-040.00 is a menace to the public health, safety, and welfare of the community” is enumerated, this consent item is thereby approved.

26. CONSIDERATION OF RENEWAL OF THE DISTRIBUTION INSURANCE COMPANY (DIC) PROPERTY-CASUALTY INSURANCE PROPOSAL FOR STARKVILLE UTILITIES- ELECTRIC DIVISION.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of renewal of the Distribution Insurance Company (DIC) property-casualty insurance proposal for Starkville Utilities- Electric Division” is enumerated, this consent item is thereby approved.

27. CONSIDERATION TO APPROVE ANITA VANDIVER TO SERVE AS A CONTRACTOR FOR STARKVILLE UTILITIES IN THE FINANCE DIVISION.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of Anita Vandiver to serve as a contractor for Starkville Utilities in the Finance division” is enumerated, this consent item is thereby approved. The agreement with Ms Vandiver follows this page.

28. CONSIDERATION TO PURCHASE 18 MANHOLES FOR THE WATER DIVISION FROM CONSOLIDATED PIPE, THE LOWER OF TWO QUOTES, IN THE AMOUNT OF \$8,945.28 FOR STOCK INVENTORY.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval to purchase 18 manholes for the Water division from Consolidated Pipe, the lower of two quotes, in the amount of \$8,945.28 for stock inventory” is enumerated, this consent item is thereby approved.

2 Quotes Received: Consolidated Pipe - \$8,945.28 each and FEL Gulfport - \$9,180.00.

CITY OF STARKVILLE
Starkville Utilities Department

CONTRACTOR AGREEMENT

THIS AGREEMENT between the CITY OF STARKVILLE, hereinafter referred to as "CITY" and Anita Vandiver, hereinafter referred to as the "CONTRACTOR", establishes that said Contractor is performing in the capacity of an independent contractor and not as an agent or employee of the City and agrees to provide services that include, but are not limited to consultation related to utilities operations of the City.

I. TERMS OF AGREEMENT

This Agreement takes effect on 9/1/2022 and ends on 3/1/2023, unless terminated sooner. This Agreement may be terminated immediately by the City for good cause. Good cause shall be based upon any violation by the Contractor of the terms of this Agreement, or policies and procedures of the City, or of the Starkville Utilities Department. The Contractor may also terminate the Agreement immediately for the City's violation of any terms of this Agreement. Either party may terminate this Agreement without cause upon 30-day written notice to the other party.

II. CONTRACTOR RESPONSIBILITIES

1. The Contractor, as an independent contractor, is responsible for payment of federal withholding tax and social security contributions. Furthermore, the Contractor shall not be entitled to any fringe benefits normally provided City employees such as worker's compensation, insurance coverage, unemployment compensation, retirement, disability leave, and any leave with pay.
2. If in the course of the duties, operations and services under this Agreement, the Contractor, or their agent, representative, employee or sub-contractor, becomes aware, or should become aware, of any dangerous condition(s) in or on the premises or equipment, Contractor, or their agent, representative, employee or sub-contractor, shall immediately take appropriate action and cease activities so as not to endanger persons or property.
3. Contractor shall provide all necessary supplies and equipment required to provide agreed upon services and shall keep all equipment in safe and good working condition.
4. Contractor, at his/her sole expense, shall procure and maintain all governmental licenses or permits required for the proper and lawful conduct of Contractor's business and activity carried on in the provided spaces. The Contractor shall make available, upon request, evidence satisfactory to City that all required licenses are in good standing. The Contractor shall be responsible for any fines resulting from his/her failure to comply with all licensing and

permit requirements. The revocation of any license shall be deemed a material default and may result in the termination of this Agreement.

5. Contractor hereby agrees to maintain a good credit rating with all suppliers, manufacturers and others as well as to compensate all personnel, if any, under the Contractor's employment in a timely manner so as not to discredit the reputation of the program, the City of Starkville and the City's Departments.
6. The Contractor further agrees to conduct himself/herself in such a manner as to reflect good relations for the City and the City's Departments.

III. COMPENSATION

The above stated Contractor shall receive seventy-five dollars (\$75.00) per hour for actual hours worked not to exceed thirty (30) hours per week. Payments will be made per an agreed upon payment schedule and will follow timelines established by the City.

IV. REIMBURSEMENT

The above stated Contractor shall be reimbursed for overnight lodging expenses as needed at a maximum value established by the State of Mississippi's per diem schedule. Contractor will be reimbursed for vehicle transportation to and from Starkville Utilities office at the standard mileage rate as published by the Internal Revenue Service. No other expenses incurred by the contractor such as cell phone, computer, office supplies, internet service, or other work-related expenses shall be reimbursed but will be considered subsidiary to the hourly rate.

V. INDEMNIFICATION AND RELEASE

Indemnification:

The Contractor shall indemnify, hold harmless, and defend the City, its officers, agents, employees and volunteers from and against any and all claims, losses, damages, causes of action, suits, and liability of every kind, including all expenses of litigation, court costs, and attorney's fees, arising out of the Contractor's performance or nonperformance under this agreement. Such indemnity shall apply regardless of whether the claims, losses, damages, causes of action, suits, or liability arise in whole or in part from the negligence of the City, any other party indemnified hereunder, the Contractor, or any third party. It is the intent of the parties that this provision shall extend to, and include, any and all claims, causes of action or liability caused by the concurrent, joint and/or contributory negligence of the City, an alleged breach of an express or implied warranty by the City or which arises out of any theory of strict or products liability.

Release:

The Contractor hereby releases, relinquishes and discharges the City, its officers, agents, employees and volunteers from all claims, demands, and causes of action of every kind and character, including the cost of defense thereof, for any injury to or death of any person

and any loss of or damage to any property that is caused by or alleged to be caused by, arising out of, or in connection with the Contractor's performance under this agreement whether or not said claims, demands, or causes of action are covered in whole or in part by insurance.

VI. HARRASSMENT POLICY

The City prohibits any form of unlawful harassment, including harassment based on race/ethnicity, color, religion, sex, age, national origin, marital status, veteran status, sexual orientation, genetic information, political affiliation, disability which does not preclude the performance of the essential functions of the positions, with reasonable accommodation(s) provided as necessary, or any other form of unlawful discrimination in accordance with federal, state, or local law. Harassment is generally defined as conduct that creates an intimidating, hostile, or offensive environment, unreasonably interfering with an individual's work performance, or adversely affecting an individual's opportunities within the workplace. Examples of harassment, whether inadvertent, in jest, or otherwise, include but are not limited to the following:

- a. Verbal harassment, including abusive derogatory comments, demeaning jokes, or slurs;
- b. Physical harassment, including assault, physical interference with normal work or movement, etc.
- c. Visual harassment, including displays of derogatory or demeaning posters, cartoons, cards, graffiti, gestures, or drawings.

VII. SEXUAL HARASSMENT POLICY

The City expressly prohibits any form of sexual harassment. Sexual harassment is generally defined as conduct that creates an intimidating, hostile or offensive work environment, unreasonably interfering with an individual's work performance, or adversely affecting an individual's opportunities within the workplace.

Sexual harassment is further defined as:

- a. making unwelcome sexual advances or requests for sexual favors, or other verbal or physical conduct of a sexual nature, a condition of an employee's continued employment, or;
- b. making submission to or rejections of such conduct the basis for employment decisions affecting the employee: or,
- c. creating an intimidating, hostile, or offensive working environment by such conduct.

Examples of improper conduct, whether inadvertent, in jest, or otherwise, include but are not limited to the following:

- a. Verbal harassment, including abusive derogatory comments, demeaning jokes, slurs, sexual advances, obscene messages, etc.

- b. Physical harassment, including assault, physical interference with normal work or movement, etc.
- c. Visual harassment, including displays of derogatory or demeaning posters, cards, cartoons, graffiti, gestures, drawings or sexually suggestive pictures, etc.

VIII. WORKPLACE VIOLENCE

It is the policy of the City to expressly prohibit any acts or threats of violence by any City employee, former employee or contractual employee against any other employee in or about City facilities or elsewhere at any time. The City also will not condone any acts or threats of violence against City employees, customers, or visitors on City premises at any time or while they are engaged in business with or on behalf of the City, on or off City premises.

IX. COMPLIANCE WITH LAWS

Contractor shall, at his/her/its expense, comply with all valid requirements of governmental authorities and all applicable present and future federal, state, and local laws, ordinance, rules, and regulations relating to the use of the provided spaces and/or requirements of providing program(s). Contractor will indemnify City against any penalty, damage or charge imposed for any violation by Contractor, its agents and employees, of such requirements.

The City will comply with all applicable laws, rules and regulations imposed upon it as the owner of the provided spaces.

This Agreement is contingent upon Contractor obtaining all certificates, licenses, permits, and other approvals that may be required by any federal, state, or local authority for the provision of the program(s). The payment of any penalties or fines arising out of or in any way connected with the violation of, or non-compliance with, the foregoing shall be Contractor's responsibility.

X. GOVERNING LAW AND VENUE

This agreement shall be governed by Mississippi law and any legal action relating to this agreement shall be brought in the state courts of Oktibbeha County, Mississippi or the federal courts of the Northern District of Mississippi, Aberdeen Division, as the case may be.

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CONTRACTOR AGREEMENT SIGNATURE PAGE

Amata Vanduin 9/23/22

Contractor Signature

Date

Edward C. Kemp

9/20/22

Department Head Signature

Date

Approved:

Approved:

[Signature] 9.20.22
Mayor Date

[Signature] 9.20.22
City Attorney Date

29. APPROVAL OF CHANGE ORDER #1 FOR THE BABYLON SEWER PROJECT.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of Change Order #1 for the Babylon Road sewer project for an increase of \$2,685 and 45 additional calendar days in the contract due to project changes and material delivery delays” is enumerated, this consent item is thereby approved. The Change Order follows this page.

30. APPROVAL TO ACCEPT THE LOWEST QUOTE FROM SEL (SCHWEITZER ENGINEERING LABORATORIES) FOR FOUR (4) SEL PUMP AUTOMATION CONTROLLERS IN THE AMOUNT OF \$12,676.40.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval of the lowest quote from SEL (Schweitzer Engineering Laboratories) for four (4) SEL pump automation controllers in the amount of \$12,676.40” is enumerated, this consent item is thereby approved.

2 Quotes Received: SEL - \$12,676.40 and Hawk SCADA - \$14,577.88

31. APPROVAL TO EXECUTE THE WORK ORDER REQUEST FROM FOUR COUNTY IN THE ESTIMATED AMOUNT OF \$37,092.12 WITH A MONTHLY CHARGE OF \$432.74 FOR THE INSTALLATION OF STREET LIGHTS ALONG EAST LEE BOULEVARD, OLD MAYHEW ROAD AND ADJACENT AREAS WITH THE FINAL PAYMENT BEING BASED ON FINAL QUANTITIES AND WORK.

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, and adopted by the Board to approve the September 20, 2022 Official Agenda, and to accept items for consent, whereby the “approval to execute the work order request from Four County in the estimated amount of \$37,092.12 with a monthly charge of \$432.74 for the installation of street lights along East Lee Boulevard, Old Mayhew Road and adjacent areas with the final payment being based on final quantities and work” is enumerated, this consent item is thereby approved.

ANNOUNCEMENTS AND COMMENTS:

MAYOR’S COMMENTS: Mayor Spruill thanked all City employees for their work in advance of another home football game weekend. She also noted the City Wide Tailgate will be held Friday, October 7, from 11 am to 1 pm. The public is invited to attend along with all City employees.

BOARD OF ALDERMEN COMMENTS:

Alderman Carver complimented the mural being painted on Attorney Julie Brown's office wall Downtown. He also inquired as to the plans for the roundabout on Hollywood Drive.

Alderman Vaughn congratulated the Starkville High School Yellowjacket football team to a great season start.

CITIZEN COMMENTS:

Alvin Turner, Ward 7, inquired as to a reason for electric bills being higher than in past months. He also stated he would like to see female police officers teach self defense classes to young women in the community.

PUBLIC APPEARANCE: None

PUBLIC HEARING:**SECOND PUBLIC HEARING FOR AMENDING THE UNIFIED DEVELOPMENT CODE.**

Daniel Havelin, City Planner, presented an overview of amending the Unified Development Code.

The Unified Development Code was adopted in December of 2019 and last amended on March 15, 2022. The proposed amendments are as follows:

UDC Section Number	Description of Revision
1.3.2	Added "The provisions of this Code shall also be used for establishing requirements in a development agreement for any developments requesting services from the City of Starkville outside of the city limits. The requirements may include but not be limited to zoning district requirements, use standards, development standards, subdivision standards, stormwater management, utility requirements, and building code."
3.6.1	Changed heading from "Adjustment Amounts" to "Adjustments"
3.6.1.Q	Add percentage decrease of 10% to access point spacing and a decrease of 5' to access alignment
3.6.1.R	Add administrative adjustments for sidewalks
3.14.2.A.3	Added lot square footage and acreage to be included on the plat.
6.3 Detached and Attached Duplex Dwelling (RN)	Add "(*)" To front and side setback requirements. "(*)" For lots existing prior to establishment of current zoning, infill standards shall be used for building, accessory dwelling, and accessory structure setbacks"
6.3 Manufactured and Modular Home	Added "(**)" To front, side, and rear setback requirements. "(**)" For lots existing prior to establishment of current zoning, building and structure setbacks can be reduced as part of approval of special exception request"
6.8.2	Added "developed lots" to the measurement
14.8.1.A	Typo- remove "A."
14.10.	Corrected several formatting and grammatical errors.
Fig 14.11-1	Updated sidewalk Development Zone Map to include annexation area
14.11.4.O	Added administrative adjustment option
14.15	Corrected several formatting and grammatical errors.
15.1	Corrected several formatting and grammatical errors.
15.1.4.C	Change warranty surety from 150% to 15%
15.3	Corrected several formatting and grammatical errors.
Fig 15.3-3	Updated sidewalk Development Zone Map to include annexation area
15.3.3.H.4	Changed text to "If an existing sidewalk exists adjacent to a lot being subdivided and the existing sidewalk adjacent to the subdivision does not meet current City and/or ADA standards, the sidewalk shall be brought to current City and/or ADA standards in conjunction with the subdivision. The City may participate in part of the cost of the sidewalk installation if a sidewalk exists but does not meet current City and/or ADA standards with written request from the Developer and approval by the Board of Alderman."
15.3.3.K	Removed "that does not meet the exception criteria of Section 15.3.3 (J)"
15.3.3.L	Added administrative adjustment option
15.4.1.C.4	Change section to reference "The City of Starkville Standards of Design & Specifications" and deleted the table 15-4-1

16.8.4.B.5	Removed section reference
16.8.4.B.6	Changed "greater" to "steeper"
16.8.4.C.3	Removed the word "open"
16.8.4.E.5	Added "or Flexamat"
16.9.2.G.2	Changed "fifty (50) year" to "one hundred (100) year"
16.9.2.I	Added "unless otherwise approved by the City Engineer"
16.10	Update flood ordinance
17.7	Added "17.7. Standards for Boarding up Vacant and Occupied Structures"

Mayor Spruill opened the Public Hearing.

Alvin Turner stated he had no objection and hoped that rental units were continuing to be inspected.

There being no additional comments, the Mayor closed the Public Hearing.

32. CONSIDERATION OF AMENDING THE UNIFIED DEVELOPMENT CODE.

Alderman Brooks, duly seconded by Alderman Sistrunk, offered a motion approving the amending of the Unified Development Code as presented. The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Jeffrey Rupp	Voted: Yea
Alderman Mike Brooks	Voted: Yea
Alderman Hamp Beatty	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

33. CONSIDERATION OF FP 22-01: A REQUEST FOR FINAL PLAT APPROVAL FOR “COUNTRY CLUB ESTATES PH 3E” LOCATED ON THE NORTH EASTERN SIDE OF THE COUNTRY CLUB ESTATES SUBDIVISION IN A SD-2 ZONING DISTRICT WITH PARCEL NUMBER #106 -14-013.00 WITH CONDITIONS.

Daniel Havelin presented Final Plat 22-01. The applicant, Pritchard Engineering, on behalf of Frank Jones Construction, for the “Country Club PH 3E” subdivision requested Final Plat approval for “Country Club Estates PH 3E” located on the north eastern side of the Country Club Estates subdivision in a SD-2 zoning district with parcel number #106 -14-013.00.

Alderman Carver, duly seconded by Alderman Brooks, offered a motion approving Final Plat 22-01 with one condition:

1. The minimum finished floor elevations on all lots that abut or border the storm water management areas shall be required to have finished floor elevations a minimum of one (1) foot above the maximum elevation of the street(s) adjacent to said lot.

The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea

Alderman Jeffrey Rupp Voted: Nay
 Alderman Mike Brooks Voted: Yea
 Alderman Hamp Beatty Voted: Nay
 Alderman Roy A'. Perkins Voted: Yea
 Alderman Henry Vaughn, Sr. Voted: Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

34. CONSIDERATION OF THE CITY OF STARKVILLE CLAIMS DOCKET

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Brooks, to approve the City of Starkville Claims Docket for all departments including Starkville Utilities, as of September 19, 2022 for fiscal year ending 9/30/22, acknowledging that the City Clerk has attested and certified on the cover of the claims docket that all claims on the docket are true, accurate, lawful and proper to the best of her knowledge, for payment pursuant to her duties under Miss. Code Sections 21-39-5, 21-39-7, 21-39-9, 21-39-17 and 21-15-21. The Board voted as follows:

Alderman Ben Carver Voted: Yea
 Alderman Sandra Sistrunk Voted: Yea
 Alderman Jeffrey Rupp Voted: Yea
 Alderman Mike Brooks Voted: Yea
 Alderman Hamp Beatty Voted: Yea
 Alderman Roy A'. Perkins Voted: Nay
 Alderman Henry Vaughn, Sr. Voted: Nay

Having received a majority affirmative vote, the Mayor declared the motion passed.

General Fund	001	\$ 689,010.54
Airport Fund	015	35,844.52
Sanitation	022	79,823.54
Modernization Use Tax	120	2,302.32
Park and Rec Tourism	375	29,487.84
Park Bond - 2020	380	72,637.82
Sub Total Before Utilities		\$ 909,106.58
Utilities Dept.	SED	1,497,526.46
Total Claims	Total	\$ 2,285,268.00

35. CONSIDERATION OF SEEKING REQUESTS FOR PROPOSALS PURSUANT TO MISS. CODE ANN. §31-7-13(R) FOR SOLID WASTE COMMERCIAL PICK-UP IN THE CITY OF STARKVILLE, MISSISSIPPI.

Alderman Carver, duly seconded by Alderman Beatty, offered a motion to seek requests for proposals pursuant to Miss. Code Ann. §31-7-13(R) for solid waste commercial pick-up in the City of Starkville, Mississippi.

The Board voted as follows:

Alderman Ben Carver Voted: Yea
 Alderman Sandra Sistrunk Voted: Yea
 Alderman Jeffrey Rupp Voted: Yea
 Alderman Mike Brooks Voted: Yea
 Alderman Hamp Beatty Voted: Yea
 Alderman Roy A'. Perkins Voted: Yea
 Alderman Henry Vaughn, Sr. Voted: Nay

Having received a majority affirmative vote, the Mayor declared the motion passed.

36. MOTION TO ADJOURN UNTIL OCTOBER 4, 2022 @ 5:30 IN THE COURT ROOM AT 110 WEST MAIN STREET.

Upon the motion of Alderman Vaughn, duly seconded by Alderman Rupp, for the Board of Aldermen to recess the meeting until October 4, 2022 @ 5:30 at 110 West Main Street in the Court Room of City Hall, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Jeffrey Rupp	Voted: Yea
Alderman Mike Brooks	Voted: Yea
Alderman Hamp Beatty	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote, Mayor Spruill declared the motion passed.

SIGNED AND SEALED THIS THE 18th DAY OF OCTOBER, 2022.

Attest:

D. LYNN SPRUILL, MAYOR

LESA HARDIN, CITY CLERK