

MEETING OF THE MAYOR AND CITY COUNCIL CITY OF COLUMBUS, MS JUNE 18, 2019

The Mayor and City Council met in Regular Session on Tuesday, June 18, 2019 at 5:00 p.m. in the Court Chambers of the Municipal Complex. Mayor Robert E. Smith, Sr. presided over the meeting, and all Council Members were present. Also present were the COO, CFO, General Counsel, Police Chief and the Human Resources Director.

I. CALL TO ORDER AND INVOCATION

Mayor Smith called the meeting to order and called upon Pastor Ron Delgado, pastor of Vibrant Church, to offer the Invocation.

II. APPROVE MINUTES FOR THE MEETINGS OF JUNE 4, 2019

Council Member Taylor made a motion to approve the Minutes for the Meeting of June 4, 2019. Council Member Box seconded the motion.

All Council Members seconded the motion.

The motion carried.

III. APPROVE DOCKET OF CLAIMS FOR JUNE 18, 2019.

Council Member Taylor made a motion to approve the Docket of Claims for June 18, 2019 in the amount of \$288,238.46. Council Member Gavin seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

IV. CONFIRMATION OF/OR AMENDMENTS TO THE AGENDA

CONSENT AGENDA:

Change "N" to seven (7) clean-up deposits.

Council Member Gavin requested to move item "F" thru "J" from the Consent Agenda to the Policy Agenda for discussion.

POLICY AGENDA:

Add Item "D" – *Discuss/Approve Cemetery Grounds Maintenance Contract.*

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Council Member Taylor made a motion to approve the Agenda as presented with the above amendments. Council Member Gavin seconded the motion. The Mayor called for discussion, and there being none, all Council Members voted in favor of same with a unanimous vote.

The motion carried.

V. CONSENT AGENDA:

- A. Accept letters of retirement from two (2) Public Works Department employees: Otis Johnson and Floyd Lash, effective June 20, 2019, and approve request to be compensated for 240 hours of unused vacation leave.
- B. Accept letter of retirement from one Public Works Department employee, Charlie Drake, Jr., effective June 27, 2019, and approve request to be compensated for 240 hours of unused vacation leave.
- C. Ratify permit request submitted by Eddie Jones, on behalf of Street Jumpers Motorcycle Club Columbus, MS to host a "Cancer Ride for Lashala Coleman" held on June 1, 2019 with a Police escort from Highway 69 South to Highway 82 East Bypass at 10:00 a.m. until 10:15 a.m.
- D. Approve permit request submitted by Betty Kelly to host a "Family Union and Birthdays" to be held on June 22, 2019 from 5:30 p.m. until 10:00 p.m. at 405 – 26th Street North, blocking 4th Avenue North and 5th Avenue North of 26th Street North.
- E. Approve permit request submitted by Patrick Holmes on behalf of the Southside Activity Committee to host the "Southside Blues Festival" to be held on July 6, 2019 from 11:00 a.m. until 12:00 a.m., blocking 9th Avenue South at the East corner of Oak Manor Apartments, corner of 10th Avenue South and 9th Avenue South.
- F. **MOVED TO POLICY AGENDA FOR DISCUSSION**
- G. **MOVED TO POLICY AGENDA FOR DISCUSSION**
- H. **MOVED TO POLICY AGENDA FOR DISCUSSION**
- I. **MOVED TO POLICY AGENDA FOR DISCUSSION**
- J. Approve request for Fire and Rescue Firefighter, Harrison Branch, to attend "NREMT Exam" to be held in Tuscaloosa, AL, and approve payment of \$80.00 for registration, \$25.00 for travel and reimbursement for meal expense.
- K. Accept letter of resignation from Fire and Rescue Firefighter, Joseph Cook, Effective June 17, 2019.

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- L. Accept letter of retirement from Fire and Rescue Engineer, Wayne Doug Cox, Effective June 27, 2019 and approve donation of unused leave.
- M. Accept letter of retirement from Fire and Rescue Captain Kevin Brown, effective June 27, 2019, and approve request for compensation of 240 hours of unused vacation leave.
- N. Approve request to refund citizens for seven (7) clean-up deposits totaling \$150.00 each.
- O. Accept letter of retirement from Building & Inspection department Office Manager, Georgia Harrison, effective June 27, 2019, and approve request to be compensated for 240 hours of unused vacation leave. Also request approval to authorize the Human Resources Director to begin the normal recruitment process.

Council Member Jones made a motion to approve the Consent Agenda as presented with the above amendments. Council Member Gavin seconded the motion. The Mayor called for discussion, and there being none, all Council Members voted in favor of same with a unanimous vote.

The motion carried.

VI. REPORTS, PROCLAMATIONS, RECOGNITIONS AGENDA:

A. General Comments from the Mayor and Council Members

There were no comments from the Mayor and Council Members.

B. Swearing in of one (1) Fire and Rescue Firefighter

- Brady Holcomb

Mayor Smith swore in Fire and Rescue Firefighter Brady Holcomb as he recited the Oath of Office. The Fire Chief and the Fire and Rescue Command staff were present.

C. Monthly Report from the Public Works Department for May 2019

The Monthly Report from the Public Works Department for May 2019 was presented. No action was taken.

D. Monthly Report from the Building Inspection Department for May 2019.

The Monthly Report from the Building Inspection Department for May 2019 was presented. No action was taken.

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E. Monthly Report from the City Planning & Community Development Department for May 2019.

The Monthly Report from the City Planning & Community Development Department for May 2019 was presented. No action was taken.

F. Monthly Report from Columbus Fire and Rescue for May 2019.

The Monthly Report from the Columbus Fire and Rescue Department for May 2019 was presented. No action was taken.

G. Monthly Report from the Columbus Police Department for May 2019.

The Monthly Report from the Columbus Police Department for May 2019 was presented. Some Council Members had questions for Chief Shelton, but no action was taken.

H. Monthly Report from the Columbus Recreation Department for May 2019.

The Monthly Report from the Columbus Recreation Department for May 2019 was presented. No action was taken.

I. Monthly Report from the Municipal Court Division for May 2019.

The Monthly Report from the Municipal Court Division for May 2019 was presented. No action was taken.

J. Monthly Report from the Code Enforcement Division for May 2019.

The Monthly Report from the Code Enforcement Division for May 2019 was presented. No action was taken.

K. Monthly Financial Report

Deliah Vaughn, CFO, distributed the Monthly Financial Report and remarked that the City has \$1.829M in the General Fund. She also reported that the sales taxes for the month was \$821,146.03, which is a \$29,345.10 decrease compared to the same time last year. No action was taken.

C. Board Vacancies

David Armstrong, COO, announced vacancies on various boards and remarked that no appointments can be made tonight.

BOARD OF ADJUSTMENT & APPEALS OF DEVELOPMENT CODES

- 1 Vacancy, Mickey Brislin's 3-Year Term Expired 5/17/19
- Mr. Brislin is not seeking reappointment.

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- Appointment can be made immediately.
- No applicants at this time.

HISTORIC PRESERVATION COMMISSION

- 1 Vacancy, Mark Ward's 4-Year Term Expired 5/19/19.
- Mr. Ward is not seeking reappointment.
- Appointment can be made immediately.
- No applicants at this time.

HISTORIC PRESERVATION COMMISSION

- 2 Vacancies, 4-Year Terms
- Mark Wart's term expired 5/19/19 and Kelsey Rickenbaker-Bigelow's term expires 6/2/19.
- Appointments can be made immediately.

APPLICANT:

- Amber Brislin

Council Member Taylor made a motion to Amber Brislin to the Historic Preservation Commission Board for a 4-Year Term, until 5/19/2023. Council Member Jones seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

City Utilities Commission

- 1 Vacancy, Micheal Tate's 5-Year Term Expires 6/30/19.
- Appointment will be made June 18, 2019.

Applicants

- Micheal Tate

Council Member Taylor made a motion to reappoint Micheal Tate to The City Utilities Commission Board for a 5-Year Term, until June 30, 2023. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

VII. CITIZENS INPUT AGENDA

VIII. POLICY AGENDA:

- A. Discuss/Approve hiring of two (2) CPD Officers, contingent upon successful completion of a pre-employment medical exam and drug screen.**

Council Member Taylor made a motion to approve the hire of **Kimberly F. Hayes and Landon George** as an Entry-Level Police Officers, contingent on successful completion of a pre-employment medical exam and drug screen. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

- B. Discuss/Approve Resolution directing issuance of taxable General Obligation Note not to exceed \$5,000,000 for purposes of financing Emergency costs incurred from the February 23, 2019 tornado and Related flooding, Awarding sale of said Note, and other purposes specified therein.**

There came on for consideration the matter of issuing a General Obligation Note of the City of Columbus, Mississippi and, after a discussion of the subject matter, Council Member **Taylor** offered and moved the adoption of the following Resolution:

The Mayor and Council discussed the Resolution of the Mayor and City Council of the City of Columbus, Mississippi directing the issuance of a Taxable General Obligation Note of the City in a Principal Amount of not to exceed Five Million Dollars (\$5,000,000) Pursuant to Section 21-35-19, Mississippi Code of 1972, as amended and supplemented from time to time, for the Purpose of Providing Financing for the Costs Incurred in Connection with a Tornado and the Resulting Flooding that Struck the City, including, but not limited to (A) Debris Removal necessitated by Damaged and Destroyed Residential, Commercial and other Structures and Uprooted, Blown Down and Broken Trees and other Vegetative Debris which are Creating Public Hazards to the Citizens of the City, Including the Reimbursement of Overtime Costs incurred by the City, (B) Damage caused to Streets, Culverts, Roadways, Sidewalks, Bridges and Street Signs, and (C) Damage caused to Public Buildings, Parks and Recreational Facilities, Including, But Not Limited To, The City's Amphitheater, Sim Scott Park and The Columbus Riverwalk; Awarding the Sale of Said Note; Prescribing the Form and Details of said Note; Providing Certain Covenants of Said City in Connection with Said Note and Directing the Preparation, Execution and Delivery Thereof; ratifying the Publication of a Notice of Note Sale in Connection with Said Note and The Distribution of Materials Related to the Sale and Issuance of Said Note; and

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For Related Purposes. Legal Counsel Jeff Turnage remarked that the City of Columbus advertised for bids for G.O. Bonds and received two (2) responses: one from Trustmark National Bank at an interest rate of \$3.340000% and one from Renasant Bank at an interest rate of \$4.48%. Ms. Vaughn recommended that the bid be awarded to Trustmark National Bank. Council Member **Jones** seconded the motion to adopt the foregoing Resolution and the question being put to a roll call vote, the result was as follows.

Council Member Gene Taylor	voted: <u>YES</u>
Council Member Joseph Mickens, Sr.	voted: <u>YES</u>
Council Member Charlie Box	voted: <u>YES</u>
Council Member Fredrick Jackson	voted: <u>YES</u>
Council Member Stephen Jones	voted: <u>YES</u>
Council Member Bill Gavin	voted: <u>YES</u>

The motion having received the affirmative vote of all of the members of the Governing Body present, being a quorum of said Governing Body, the Mayor declared the motion carried and the Resolution adopted this the 18th day of June, 2019.

THE RESOLUTION FOLLOWS:

(THIS SPACE LEFT BLANK INTENTIONALLY)

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VIII. B.

There came on for consideration the matter of issuing a general obligation note of the City of Columbus, Mississippi and, after a discussion of the subject matter, Council Member _____ offered and moved the adoption of the following resolution:

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COLUMBUS, MISSISSIPPI DIRECTING THE ISSUANCE OF A TAXABLE GENERAL OBLIGATION NOTE OF THE CITY IN A PRINCIPAL AMOUNT OF NOT TO EXCEED FIVE MILLION DOLLARS (\$5,000,000) PURSUANT TO SECTION 21-35-19, MISSISSIPPI CODE OF 1972, AS AMENDED AND SUPPLEMENTED FROM TIME TO TIME, FOR THE PURPOSE OF PROVIDING FINANCING FOR THE COSTS INCURRED IN CONNECTION WITH A TORNADO AND THE RESULTING FLOODING THAT STRUCK THE CITY, INCLUDING, BUT NOT LIMITED TO (A) DEBRIS REMOVAL NECESSITATED BY DAMAGED AND DESTROYED RESIDENTIAL, COMMERCIAL AND OTHER STRUCTURES AND UPROOTED, BLOWN DOWN AND BROKEN TREES AND OTHER VEGETATIVE DEBRIS WHICH ARE CREATING PUBLIC HAZARDS TO THE CITIZENS OF THE CITY, INCLUDING THE REIMBURSEMENT OF OVERTIME COSTS INCURRED BY THE CITY, (B) DAMAGE CAUSED TO STREETS, CULVERTS, ROADWAYS, SIDEWALKS, BRIDGES AND STREET SIGNS, AND (C) DAMAGE CAUSED TO PUBLIC BUILDINGS, PARKS AND RECREATIONAL FACILITIES, INCLUDING, BUT NOT LIMITED TO, THE CITY'S AMPHITHEATER, SIM SCOTT PARK AND THE COLUMBUS RIVERWALK; AWARDING THE SALE OF SAID NOTE; PRESCRIBING THE FORM AND DETAILS OF SAID NOTE; PROVIDING CERTAIN COVENANTS OF SAID CITY IN CONNECTION WITH SAID NOTE AND DIRECTING THE PREPARATION, EXECUTION AND DELIVERY THEREOF; RATIFYING THE PUBLICATION OF A NOTICE OF NOTE SALE IN CONNECTION WITH SAID NOTE AND THE DISTRIBUTION OF MATERIALS RELATED TO THE SALE AND ISSUANCE OF SAID NOTE; AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and City Council of the City of Columbus, Mississippi (the "Governing Body"), acting for and on behalf of the City of Columbus, Mississippi (the "City") are authorized by Section 21-35-19, Mississippi Code of 1972, as amended and supplemented from time to time (the "Act") to, with the unanimous vote of the Governing Body acting and present, borrow money upon the happening of any emergency caused by fire, flood, explosion, storm, earthquake, epidemic, riot or insurrection, or caused by any inherent defect due to defective construction, or when the immediate preservation of order or of public health is necessary, or when the restoration of a condition of usefulness of any public building which has been destroyed by accident appears advisable or in order to settle lawful claims for personal injuries or property damage where such municipality is liable therefor under law, exclusive of claims arising from the operation of any public utility owned by the municipality, or in order to meet mandatory expenditures required by law; and

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WHEREAS, on February 23, 2019, the City was struck by a tornado and resulting flooding which caused extensive damage throughout the City (together, the "Tornado"); and

WHEREAS, the Governing Body adopted a proclamation dated February 23, 2019, of the existence of an emergency in the City and adopted a resolution requesting the Governor of the State of Mississippi (the "State") to proclaim the City to be in a state of emergency as a result of the Tornado; and

WHEREAS, the Governor of the State executed a proclamation dated February 25, 2019, declaring the City to be in a state of emergency as a result of the Tornado; and

WHEREAS, the Federal Emergency Management Agency issued a disaster declaration in connection with the Tornado on April 23, 2019; and

WHEREAS, due to the Tornado, the City has expended or will expend a significant amount of money not currently covered by its existing budget or the revenues expected to be generated by the City in the current fiscal year; and

WHEREAS, the Governing Body has determined that, in the interest of the preservation of order and the public health the City, in order to restore public property to usefulness and in order to meet mandatory expenditures required by law, it is necessary and advisable for the City to provide financing for the costs incurred or to be incurred by the City as a direct result of the Tornado, including, but not limited to, costs incurred for (a) debris removal necessitated by damaged and destroyed residential, commercial and other structures and uprooted, blown down and broken trees and other vegetative debris which are creating public hazards to the citizens of the City, including the reimbursement of overtime costs incurred by the City, (b) damage caused to streets, culverts, roadways, sidewalks, bridges and street signs, and (c) damage caused to public buildings, parks and recreational facilities, including, but not limited to, the City's Amphitheater, Sim Scott Park and the Columbus Riverwalk (the "Project"); and

WHEREAS, the Governing Body has determined that an emergency exists and that the expenditures necessary to finance the Project cannot be provided for from the City's current budget; and

WHEREAS, on May 31, 2019, the Governing Body, by unanimous vote of those acting and present adopted a resolution (the "Intent Resolution") declaring the necessity for the sale and issuance of a taxable general obligation note of the City to raise money for the purpose of providing financing for the Project, authorizing the publication of a Notice of Note Sale in connection with such note (the "Notice") and authorizing the distribution of a proposal for purchase (the "Proposal") and other materials and information convenient to the sale of such note; and

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

WHEREAS, the Governing Body is authorized pursuant to the Act to provide financing for the Project through the issuance of a general obligation note of the City secured by a pledge of the full faith, credit and resources of the City; and

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WHEREAS, the issuance of the Note under the Act for the purpose of financing the Project will not exceed any constitutional or statutory limitation upon indebtedness which may be incurred by the City; and

WHEREAS, the Governing Body has determined that it is necessary and advisable to issue a general obligation note of the City in the aggregate principal amount of Not to Exceed Five Million Dollars (\$5,000,000) in order to finance the Project and to pay the costs of the sale and issuance of such note; and

WHEREAS, such general obligation note shall be designated as the \$5,000,000 City of Columbus, Mississippi Taxable General Obligation Note, Series 2019 (the "Note"); and

WHEREAS, pursuant to the direction of the Intent Resolution, the Secretary-Treasurer, Chief Financial Officer and City Clerk of the City (the "Secretary-Treasurer") and Butler Snow LLP ("Special Counsel") prepared and published the Notice in *The Columbus Packet*, Columbus, Mississippi, a newspaper having general circulation in the City and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended and supplemented from time to time, on June 6, 2019, in the form attached hereto as Exhibit A; and

WHEREAS, pursuant to the Intent Resolution, the Mayor of the City (the "Mayor"), Special Counsel and Government Consultants, Inc. (the "Municipal Advisor") prepared and distributed the Notice and the Proposal to prospective purchasers of the Note in the forms attached hereto as Exhibit B; and

WHEREAS, at or prior to the hour of 4:00 p.m., Mississippi time, on this 18th day of June, 2019, there was filed with the Governing Body _____ (____) sealed proposals on the form of the Proposal which are attached hereto as Exhibit C and made a part hereof for the purchase of the Note pursuant to the terms and provisions of the Notice, as follows:

Name of Bidder

Interest Rate

WHEREAS, said Proposals have been read at length and have been considered by the Governing Body; and

WHEREAS, the Proposal of _____ (the "Purchaser") produces the lowest interest rate for the Note; and

WHEREAS, it is the opinion of the Governing Body that the best interest of the City will be served by the acceptance of the aforesaid Proposal of the Purchaser; and

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WHEREAS, the issuance of the Note for the purpose of providing funds to finance the Project will result in a substantial public benefit to the citizens of the City; and

WHEREAS, it has now become necessary that the Governing Body proceed to make provision for the preparation, execution, issuance and delivery of the Note.

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

SECTION 1. This resolution is adopted pursuant to the Act and the Constitution and laws of the State and all recitations hereinabove made are found and adjudicated to be true and correct.

SECTION 2. The Proposal of the Purchaser is hereby declared to be the best responsive Proposal and the one offering to purchase the Note at such rate of interest as will produce the lowest interest rate for the City.

SECTION 3. The Proposal of the Purchaser be, and the same is hereby, accepted, subject to the conditions of the Notice and this resolution, and in accordance with said Proposal.

SECTION 4. The Mayor be, and he is hereby, authorized and directed to accept the Proposal of the Purchaser and to endorse upon the Proposal of the Purchaser, for and on behalf of the City, a suitable notation as evidence of the acceptance of the Proposal of the Purchaser and to do all other acts and things required to evidence the City's acceptance thereof.

SECTION 5. Proceeding under the authority of the Act, there shall be and there is hereby authorized and directed to be issued a General Obligation Note, Series 2019 of the City in the aggregate principal amount of not to exceed Five Million Dollars (\$5,000,000) for the purpose of providing financing for the Project and paying the costs of the sale and issuance of the Note. In consideration of the purchase and acceptance of the Note, this resolution shall constitute a contract between the City and the registered holder from time to time of the Note. Pursuant to the Act, the Note shall be a general obligation of the City, and the full faith, credit and resources of the City are hereby irrevocably pledged for the payment of the principal of and interest on the Note. For the purposes of effectuating and providing for the payment of the principal of and interest on the Note, as the same shall mature and accrue, there shall be and is hereby levied a direct, continuing special ad valorem tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Note; provided, however, that such tax levy for any year shall be abated *pro tanto* to the extent the City on or prior to September 1 of that year has transferred money to the Note Fund (as hereinafter defined), or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Note due during the ensuing fiscal year of the City. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to rate or amount. The avails of said tax are hereby irrevocably pledged for the payment of the principal of and interest on the

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Note as the same shall respectively mature and accrue. Should there be a failure in any year to comply with the requirements of this Section 5, such failure shall not impair the right of the registered holder of the Note in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Note, both as to principal and interest.

SECTION 6. The Note will be dated from the date of its delivery; will be delivered in a single denomination of not to exceed \$5,000,000; will be numbered R-1; will be issued in registered form; will mature on July 1, 2026 and will bear interest from the date of each advance of principal on the Note at the rate of _____ % per annum. Interest on the Note will be computed on the basis of a 360-day year consisting of twelve (12) thirty (30) day months.

SECTION 7. At the option of the City, all or a portion of the principal amount of the Note may be advanced periodically, from time to time; provided, however, that the total aggregate principal amount of all advances shall not exceed \$5,000,000 and each advance must be in an amount of at least \$100,000; provided, further, that the final advance may be in an amount less than \$100,000. The last advance on the Note shall be no later than December 31, 2020 unless otherwise agreed to by the City and the Purchaser.

The Purchaser will make a notation of the date and amount of each advance on the grid to be attached to the Note. Failure of the Purchaser to make such a notation on the Note shall not affect the obligation of the City to repay such principal advance pursuant to the terms and provisions of the Note.

Within ten (10) days after the final advance on the Note, the City shall provide the Purchaser with an amortization schedule for the Note providing for the payment by the City of approximately equal installments of interest, payable on July 1 of each year commencing on July 1, 2021, at the rate of interest specified above. Interest will be payable by check or draft of the City, acting as paying and transfer agent for the Note (the "Paying and Transfer Agent") made payable to the registered owner of the Note named in, and mailed to the address appearing on the registration books of the City (the "Registration Books"). Principal of the Note will be due in full at final maturity on July 1, 2026 at the office of the Paying and Transfer Agent.

SECTION 8. The Note will be subject to redemption prior to maturity, at the option of the City, in whole, on any date, or in part, on any date, at the principal amount thereof together with accrued interest to the date fixed for redemption and without premium. Notice of each such redemption shall be mailed, postage prepaid, not less than five (5) business days prior to the redemption date, to the registered owner of the Note to be redeemed at the address appearing on the Registration Books.

If the Note is redeemed in part, amounts paid in connection with such partial redemption shall be applied first to interest to the extent then accrued and the remainder shall be applied to principal. In case the Note is to be redeemed in part only, the notice of redemption for the Note shall state the part or portion thereof to be redeemed.

Notice having been given in the manner and under the conditions hereinabove provided, the Note or portions thereof so called for redemption shall, on the date designated for redemption in such notice, become and be due and payable at the redemption price provided for redemption

of the Note or portions thereof on such date. On the date so fixed for redemption, provided moneys for payment of the redemption price shall be held in separate accounts by the Paying and Transfer Agent in trust for the holder of the Note or portions thereof to be redeemed, interest on the Note or portions thereof so called for redemption shall cease to accrue, such Note or portions thereof shall cease to be entitled to any lien, benefit or security under this resolution, and the holder of the Note or portions thereof shall have no right in respect thereof except to receive payment of the redemption price thereof.

SECTION 9. Pursuant to the authority granted by the Act and the Registered Bond Act, being Sections 31-21-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "Registered Bond Act"), the Note shall be executed by the manual signature of the Mayor and the official seal of the City shall be affixed or otherwise reproduced thereon, attested by the Secretary-Treasurer, and the Note shall be authenticated by the Secretary-Treasurer on behalf of the City, as Paying and Transfer Agent. The Paying and Transfer Agent shall authenticate the Note by executing the Certificate of Registration and Authentication thereon and the Note shall not be valid or become obligatory for any purpose until such certificate shall have been duly executed by the Paying and Transfer Agent. Such certificate, when duly executed on behalf of the City, shall be conclusive evidence that the Note so authenticated has been duly authenticated and delivered. The validation and registration certificate, for which provision is hereinafter made, to appear on the Note, shall be executed by the Secretary-Treasurer, and the said certificate may be executed by the manual or facsimile signature of the Secretary-Treasurer. The Note shall be delivered to the Purchaser upon payment of the purchase price therefor in accordance with the terms and conditions of their sale and award and this resolution. Prior to or simultaneously with the delivery by the Paying and Transfer Agent of the Note, the City shall file with the Paying and Transfer Agent: (a) a copy, certified by the Secretary-Treasurer, of the transcript of proceedings of the Governing Body in connection with the authorization, sale, issuance and validation of the Note; and (b) an authorization to the Paying and Transfer Agent, signed by the Mayor, to authenticate and deliver the Note to the Purchaser. At delivery, the Paying and Transfer Agent shall authenticate the Note and deliver it to the Purchaser upon payment of the purchase price of the Note to the City in accordance with this resolution. When the Note shall have been executed as herein provided, it shall be registered as an obligation of the City in a book maintained for that purpose, and the Secretary-Treasurer shall cause to be imprinted upon the Note, over her signature and seal, her certificate in substantially the form set out in Section 10 hereof.

SECTION 10. The form of the Note, the certificates to appear on the Note and the Certificate of Registration and Authentication shall be in substantially the following forms and the Mayor and the Secretary-Treasurer be, and are hereby, authorized and directed to make such changes, insertions and omissions therein as may in their opinions be required:

[FORM OF NOTE]

THE SALE, ASSIGNMENT, REPLACEMENT OR TRANSFER
OF THIS NOTE IS SUBJECT TO THE RESTRICTIONS IMPOSED
THEREON BY THE WITHIN MENTIONED RESOLUTION

INTEREST ON THIS NOTE SHOULD BE TREATED AS INCLUDABLE
IN GROSS INCOME OF THE HOLDER HEREOF FOR
FEDERAL INCOME TAX PURPOSES

Registered

No. R-1

\$5,000,000

UNITED STATES OF AMERICA
CITY OF COLUMBUS, MISSISSIPPI
TAXABLE GENERAL OBLIGATION NOTE,
SERIES 2019

The City of Columbus, Mississippi (the "City") for value received, hereby promises to pay to _____ as registered holder hereof, or its legal representatives or registered assigns as hereinafter provided (the "Registered Holder") at the times and in the amount set forth below, the principal sum drawn hereunder but not to exceed

FIVE MILLION DOLLARS

in any coin or currency of the United States of America which, on the date of payment thereof is legal tender for the payment of public and private debts, and to pay in like coin or currency, interest thereon from and including the date of each advance hereon at the rate of _____% per annum payable on July 1 of each year, commencing on July 1, 2021. Interest will be payable by check or draft of the City of Columbus, Mississippi (the "Paying and Transfer Agent") made payable to the Registered Holder of this Note as of the close of business on the date which shall be the fifteenth (15th) day (whether or not a business day) preceding such interest payment date and named in and mailed to the address appearing on the registration books of the City held and maintained by the Paying and Transfer Agent. Interest on this Note will be computed on the basis of a 360-day year consisting of twelve (12) thirty (30) day months. Principal of the Note will be payable at the office of the Paying and Transfer Agent in full at final maturity on July 1, 2026.

At the option of the City, all or a portion of the principal amount of the Note may be advanced periodically, from time to time; provided, however, that the total aggregate principal amount of all advances shall not exceed \$5,000,000 and each advance must be in an amount of at least \$100,000; provided, further, that the final advance may be in an amount less than \$100,000. Interest shall begin to accrue on the principal amount of each advance only from the date of each such advance. Each such advance will be recorded by the Registered Holder hereto in the place provided therefor on this Note, along with the date of such advance. The last advance on this Note shall be no later than December 31, 2020 unless otherwise agreed to by the City and the

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Registered Holder hereof. Within ten (10) days after the final advance on this Note, the City shall provide the Registered Holder hereof with an amortization schedule for this Note providing for the payment by the City of approximately equal installments of interest, payable on July 1 of the years 2021 through and including 2026. Such amortization schedule shall be attached hereto as Exhibit A.

This Note is issued pursuant to the authority of and in full compliance with Section 21-35-19, Mississippi Code of 1972, as amended and supplemented from time to time (the "Act"), and resolutions duly and unanimously adopted by the Mayor and City Council of the City on May 31, 2019 and June 18, 2019 (collectively, the "Resolution"). This Note is subject to all terms and conditions of the Resolution. Terms not otherwise defined herein shall have the same meanings ascribed to them in the Resolution.

This Note is issued to provide financing for the costs incurred or to be incurred by the City as a direct result of a tornado and resulting flooding that struck the City on February 23, 2019, including, but not limited to, costs of (a) debris removal necessitated by damaged and destroyed residential, commercial and other structures and uprooted, blown down and broken trees and other vegetative debris which are creating public hazards to the citizens of the City, including the reimbursement of overtime costs incurred by the City, (b) damage caused to streets, culverts, roadways, sidewalks, bridges and street signs, (c) damage caused to public buildings, parks and recreational facilities, including, but not limited to, the City's Amphitheater, Sim Scott Park and the Columbus Riverwalk, and (d) issuance of this Note.

This Note shall be a general obligation of the City and shall be secured by a pledge of the full faith, credit and resources of the City. For the purposes of effectuating and providing for the payment of the principal of and interest on the Note, as the same shall mature and accrue, there shall be levied a direct, continuing special ad valorem tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Note; provided, however, that such tax levy for any year shall be abated *pro tanto* to the extent the City on or prior to September 1 of that year has transferred money to the Note Fund established pursuant to the Resolution, or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Note due during the ensuing fiscal year of the City. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to rate or amount. The avails of said tax are irrevocably pledged for the payment of the principal of and interest on the Note as the same shall respectively mature and accrue. Should there be a failure in any year to comply with these requirements, such failure shall not impair the right of the registered holder of the Note in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Note, both as to principal and interest.

This Note will be subject to redemption prior to maturity, at the option of the City, in whole or in part, on any date, at the principal amount thereof together with accrued interest to the date fixed for redemption and without premium. Notice of each such redemption shall be mailed, postage prepaid, not less than five (5) business days prior to the redemption date, to the

registered owner of the Note to be redeemed at the address appearing on the registration books of the City maintained by the Paying and Transfer Agent.

If this Note is redeemed in part, amounts paid in connection with such partial redemption shall be applied first to interest to the extent then accrued and the remainder shall be applied to principal installments due hereunder as determined by the Mayor and City Council of the City. In case this Note is to be redeemed in part only, the notice of redemption for this Note shall state the part or portion thereof to be redeemed.

Notice having been given in the manner and under the conditions hereinabove provided, this Note or portions thereof so called for redemption shall, on the date designated for redemption in such notice, become and be due and payable at the redemption price provided for redemption of this Note or portions thereof on such date. On the date so fixed for redemption, provided moneys for payment of the redemption price shall be held in separate accounts by the Paying and Transfer Agent in trust for the Registered Holder of this Note or portions thereof to be redeemed, interest on this Note or portions thereof so called for redemption shall cease to accrue, such Note or portions thereof shall cease to be entitled to any lien, benefit or security under the Resolution, and the Registered Holder of this Note or portions thereof shall have no right in respect thereof except to receive payment of the redemption price thereof.

If the date for payment of the principal of or interest on this Note shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the City are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the normal day of payment.

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

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

It is hereby certified and recited that all acts, conditions and things required to exist, to happen, and to be performed precedent to and in the issuance of this Note exist, have happened and have been performed in regular and due form and time as required by the laws and the provisions of the Constitution of the State of Mississippi applicable thereto, and that the issuance of this Note does not violate any constitutional or statutory limitation or provision.

This Note shall bind the City and its successors and assigns, and the benefits hereof shall inure to the Registered Holder hereof and its successors and assigns.

CITY COUNCIL MINUTES

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This Note is not a "qualified tax exempt obligation" for purposes of Section 265(b)(3)(c) of the Internal Revenue Code of 1986, as amended.

IN WITNESS WHEREOF, the City of Columbus, Mississippi has issued this Note and has caused the same to be executed by the Mayor of the City and attested by the Secretary-Treasurer of the City and its seal to be impressed hereon, all as of the ____ day of July, 2019.

(SEAL)

CITY OF COLUMBUS, MISSISSIPPI

By _____
Mayor

ATTEST:

Secretary-Treasurer, Chief Financial Officer
and City Clerk

CERTIFICATE OF REGISTRATION AND AUTHENTICATION

This is the Note described in the within mentioned Resolution of the Mayor and City Council of the City of Columbus, Mississippi.

**CITY OF COLUMBUS, MISSISSIPPI,
as Paying and Transfer Agent**

By _____
Secretary-Treasurer, Chief Financial
Officer and City Clerk

Date of Registration and Authentication: _____

VALIDATION AND REGISTRATION CERTIFICATE

STATE OF MISSISSIPPI

COUNTY OF LOWNDES

I, Deliah Vaughn, the Secretary-Treasurer, Chief Financial Officer and City Clerk of the City of Columbus, Mississippi, do hereby certify that the issuance of the within Note has been validated and confirmed by decree of the Chancery Court of Lowndes County, Mississippi, rendered on the ____ day of July, 2019 pursuant to the Act and that the within Note has been registered as an obligation of said City pursuant to law in a record kept in my office for that purpose.

(SEAL)

Secretary-Treasurer, Chief Financial
Officer and City Clerk of the City of
Columbus, Mississippi

ASSIGNMENT

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

(Name and Address of Assignee)

the within Note and does hereby irrevocably constitute and appoint
_____ as registrar and transfer agent to transfer the within Note on the
records kept for registration thereof with full power of substitution in the premises.

Signature guaranteed:

(Bank, Trust Company or Paying Agent)

(Authorized Officer)

Date of Assignment: _____

Insert Social Security Number or other Tax
Identification Number of Assignee

NOTICE: The signature to this Assignment must correspond with the name of the registered holder as it appears upon the face of the within Note in every particular, without any alteration whatever, and must be guaranteed by a commercial bank or trust company or a member of a national securities exchange who is a member of a Medallion Signature Guarantee Program.

RECORD OF MULTIPLE ADVANCES

AMOUNT	DATE	SIGNATURE

EXHIBIT A

AMORTIZATION SCHEDULE

PAYMENT DATE	AMOUNT DUE
July 1, 2021	\$
July 1, 2022	
July 1, 2023	
July 1, 2024	
July 1, 2025	
July 1, 2026	

[END OF FORM OF NOTE]

SECTION 11. Subject to the restrictions contained herein, the registration of the Note may be transferred upon the Registration Books upon delivery to the Paying and Transfer Agent, accompanied by a written instrument or instruments of transfer in form and with guaranty of signatures satisfactory to the Paying and Transfer Agent, duly executed by the registered holder of the Note or by his attorney-in-fact or legal representative, containing written instructions as to the detail of transfer of the Note, along with the social security number or federal employer identification number of such transferee. In all cases of a transfer of the Note, the Paying and Transfer Agent shall at the earliest practical time according to the provisions of this resolution enter the transfer of ownership in the Registration Books and shall deliver in the name of the transferee a new fully registered note identical to the Note. The City may charge the registered holder of the Note for the registration of every such transfer of the Note sufficient to reimburse it for any tax, fee or any other governmental charge required (other than by the City) to be paid with respect to the registration of such transfer, and may require that such amounts be paid before any new such Note shall be delivered.

The Note may only be transferred upon compliance by the registered holder of the Note with the terms and provisions of this resolution, specifically; the registered holder of the Note must obtain from the purchaser or transferee thereof, and deliver to the City on or before the closing date thereof, a document satisfactory to the City to the effect that:

- (a) such purchaser is purchasing the Note for its own account for the purpose of investment and not with a view towards distribution or resale;
- (b) such purchaser has knowledge and experience in financial matters and is capable of evaluating the merits and risks of purchasing the Note;
- (c) such purchaser has read and fully understands this resolution;

(d) such purchaser has had an opportunity to obtain and has received from the City all of the information, documents and materials which it regards as necessary to evaluate the merits and risks of its purchase of the Note;

(e) such purchaser recognizes that Special Counsel is not responsible for any information contained in or omitted from materials regarding the City and the Note and acknowledges that it does not look to Special Counsel to obtain such information on its behalf; and

(f) while it has no present intention to resell or otherwise dispose of all or any part of the Note purchased by it, such purchaser assumes responsibility for disclosing all material information in compliance with all applicable federal and state securities laws in the event of its resale or transfer of the Note.

The above limitation shall not prohibit the Purchaser from selling or transferring participation interests in the Note to other national or state banks or similar institutions provided that the holders of such participation interests shall provide a document similar to the one set forth above satisfactory to the City and Special Counsel, and such holders shall have no right to sell or transfer their participation interests without prior approval of the City except to the Purchaser.

If the date for payment of the principal of and interest on the Note shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the City are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the normal day of payment.

SECTION 12. Subject to the provisions of Section 7 hereof, the Governing Body hereby adopts the following conditions which are to apply to the transfer, exchange and replacement of the Note, and other similar matters.

**CONDITIONS AS TO THE ISSUANCE, TRANSFER,
EXCHANGE AND REPLACEMENT OF THE NOTE**

"Paying and Transfer Agent" as used in these Conditions means, as to the Note, the City, designated by action of the Governing Body as the Paying and Transfer Agent with respect to the Note and whose duties and responsibilities shall be as further limited or set forth in the form of Note.

The principal of the Note shall be payable at maturity of the Note (unless earlier redeemed) by check or draft drawn upon the Paying and Transfer Agent made payable to the Purchaser as the registered owner of the Note. The Note shall bear interest at the interest rate set forth herein. Interest on the Note shall be payable by check or draft drawn upon the Paying and Transfer Agent made payable to the Purchaser as the registered owner of the Note.

The Note, upon surrender thereof at said office of the Paying and Transfer Agent with a written instrument of transfer satisfactory to such Paying and Transfer Agent duly executed by the registered owner or its authorized attorney, may be exchanged for a Note of like maturity and interest rate of the same denomination. Such new Note shall be dated as of the date of the initial delivery of the Note and shall bear interest from said date.

So long as the Note shall remain outstanding, the City shall cause the Paying and Transfer Agent to maintain and keep, at the offices of the City, registration records for the registration and transfer of the Note, and, upon presentation of the Note for such purpose at such offices, the City shall cause to be registered thereon, and permit to be transferred thereon, under such reasonable regulations as the Paying and Transfer Agent may prescribe. So long as the Note remains outstanding, the City shall make all necessary provisions to permit the exchange of the Note at the offices of the City.

The Note shall be transferable in accordance with this resolution only upon the registration records which shall be maintained for that purpose at the offices of the City, by the registered owner thereof in person or its authorized attorney, upon surrender thereof, together with a written instrument of transfer satisfactory to the Paying and Transfer Agent, duly executed by the registered owner or its authorized attorney, and upon such transfer there shall be issued in the name of the transferee a new Note in registered form in the same aggregate principal amount and of like maturity and interest rate as the Note surrendered. Any Note issued in connection with a transfer shall be dated in the same manner provided above for the dating of the Note issued in connection with exchanges.

The Paying and Transfer Agent shall not be required to exchange or transfer the Note for a period of fifteen (15) days next preceding the maturity date of the Note. The transfer of the Note shall be subject to the satisfaction of the provisions of Section 11 hereof.

Any Note surrendered in any exchanges or transfers shall forthwith be canceled by the Paying and Transfer Agent.

Prior to the issuance or delivery of a new Note, whether upon original issuance, transfer, exchange or replacement, the Paying and Transfer Agent shall manually execute the certificate of authentication provided thereon. No Note shall be valid or obligatory for any purpose until such certificate of authentication shall have been duly executed by the Paying and Transfer Agent. Such certificate of the Paying and Transfer Agent upon any Note executed on behalf of the City shall be conclusive evidence that the Note so authenticated has been duly authenticated and delivered.

Any Note bearing the manual or facsimile signature of any person who shall have been the Mayor or the Secretary-Treasurer of the City at the time such Note was originally dated or delivered by the City shall bind the City notwithstanding the

fact that he or she may have ceased to be such officer prior to the delivery of such Note or was not such officer at the date of such Note.

In case the Note is mutilated, destroyed, lost or stolen and has become or is about to become due and payable, the Paying and Transfer Agent in its discretion may, instead of issuing a new Note, pay such Note.

Except as otherwise required by law, if (a) the mutilated Note is surrendered to the Paying and Transfer Agent at the offices of the City, or the Paying and Transfer Agent receives evidence to its satisfaction of the destruction, loss or theft of the Note and (b) there is delivered to the Paying and Transfer Agent such security and indemnity as may be required by it and by the City to save harmless the Paying and Transfer Agent, and as otherwise required by law, then, in the absence of notice to the Paying and Transfer Agent that such Note has been acquired by a bona fide purchaser as such term is defined in the Uniform Commercial Code as it is then in effect in the City, the Paying and Transfer Agent shall authenticate and deliver, in exchange for the mutilated Note, or in lieu of such destroyed, lost or stolen Note, a new Note of like tenor and principal amount, bearing a number not contemporaneously outstanding. The Paying and Transfer Agent shall thereupon cancel the Note so surrendered.

A new Note issued pursuant to this Section 12 in lieu of any surrendered, destroyed, lost or stolen Note shall constitute a contractual obligation of the City and shall be entitled to all benefits of this resolution. The Note shall be held and owned upon the express condition that the foregoing provisions are exclusive with respect to the replacement or payment of a mutilated, destroyed, lost or stolen Note, and shall preclude (to the extent lawful) all other rights or remedies with respect to the replacement or payment of a mutilated, destroyed, lost or stolen Note or securities.

Notwithstanding the foregoing provisions of these conditions, no Note shall be exchanged for another Note or be registered or transferred or issued or delivered by or on behalf of the Paying and Transfer Agent pursuant to this Section 12 at the request of a holder or owner of the Note, except upon payment to such Paying and Transfer Agent by or on behalf of such holder or owner of a charge sufficient to reimburse the Paying and Transfer Agent for any tax, fee, or other governmental charge required to be paid with respect to the transaction.

The Paying and Transfer Agent may treat and consider the person in whose name the Note shall be registered upon the registration records as herein provided as the holder and absolute owner thereof, whether the Note shall be overdue or not, for the purpose of receiving payment of the principal thereof, premium, if any, and interest thereon and for all other purposes whatsoever; provided, however, payment of, or on account of, the principal of, premium, if any, and interest on the Note shall be made only to, or upon the order of, such registered owner, and such payment so made shall be valid and effective to satisfy and discharge the liability

upon the Note to the extent of the sum or sums so paid, and the Paying and Transfer Agent shall not be affected by any notice to the contrary.

If the date for payment of the principal of or interest on the Note shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the City, are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the normal day of payment.

SECTION 13. The Note shall be prepared and executed as soon as may be practicable after the adoption of this resolution and shall be delivered thereafter to the Purchaser.

SECTION 14. If (a) the City shall pay or cause to be paid to the holder of the Note the principal of, and interest to become due thereon at the times and in the manner stipulated therein and herein, and (b) the City shall have kept, performed and observed all and singular the covenants and promises in the Note and in this resolution expressed as to be kept, performed and observed by it or on its part, then the Note shall cease to be entitled to any lien, benefit or security under this resolution and shall no longer be deemed to be outstanding hereunder.

SECTION 15. The person in whose name the Note shall be registered in the Registration Records may be deemed the absolute holder thereof for all purposes, and payment of or on account of the principal of or interest on the Note shall be made only to or upon the order of the registered holder thereof, or his legal representative, but such registration may be changed as herein provided. All such payments shall be valid and effectual to satisfy and discharge the liability upon the Note to the extent of the sum or sums so paid.

SECTION 16. (a) The City shall maintain with a qualified depository thereof a special fund hereby created in the name of the City designated as the Series 2019 Note Fund (the "Note Fund") for the payment of the principal of and interest on the Note and the payment of the Paying and Transfer Agent's fees in connection therewith. There shall be deposited into the Note Fund as and when received:

(1) the avails of any of the ad valorem taxes levied and collected pursuant to Section 5 hereof;

(2) any income received from investment of monies in the Note Fund; and

(3) any other funds available to the City which may be lawfully used for payment of the principal of and interest on the Note, and which the Governing Body, in its discretion, may direct to be deposited into the Note Fund.

(b) As long as any principal of and interest on the Note remains outstanding, the Secretary-Treasurer is hereby irrevocably authorized and directed to withdraw from the Note Fund sufficient monies to make the payments herein provided for and to transfer same to the account of the Paying and Transfer Agent in time to reach said Paying and Transfer Agent at least one (1) business day prior to the date on which said principal and interest shall become due.

SECTION 17. (a) The principal proceeds received, from time to time, from the sale of the Note shall be deposited with a qualified depository of the City in a special fund hereby created in the name of the City designated as the Series 2019 Note Project Fund from which there shall be first paid by the Secretary-Treasurer all expenses, premiums, fees and commissions incurred and deemed necessary or advantageous in connection with the authorization, sale, issuance, validation and delivery of the Note, including but not limited to, Special Counsel fees and legal expenses, Municipal Advisor fees and expenses, City counsel fees and expenses and all claims that may have been incurred to date in connection with the Project, which payments shall subsequently be approved and ratified by the Governing Body.

(b) The balance of such proceeds shall be used, to the extent permitted by law, (1) for the Project or to reimburse the City for any expenses in connection with the Project; (2) to pay engineering, fiscal, trustee, printing, accounting, construction manager, feasibility consultant, legal expenses and development expenses incurred in connection with the Project or to reimburse the City for any expenses in connection with the Project, and the issuance of the Note; (3) to pay the premium or premiums on any insurance or any form of guarantee obtained from any source to assure the prompt payment of principal and interest on the Note when due; and (4) to pay costs related to any suits and proceedings in connection with the Project, including any costs of settlement thereof.

SECTION 18. Interest on the Note should be treated as includable in gross income of the holders thereof for federal income tax purposes. Pursuant to the Act, interest on the Note is exempt from State income taxes.

SECTION 19. Each member of the Governing Body, the Mayor and the Secretary-Treasurer are hereby authorized to execute such documents, instruments and papers, and do such acts and things as may be necessary or advisable in connection with the authorization, sale, preparation, validation, execution, issuance and delivery of the Note.

SECTION 20. The decisions and determinations made by the Mayor, the Secretary-Treasurer, the Municipal Advisor and Special Counsel relating to the Note, and the actions taken by them in connection with the preparation and publication of the Notice and the preparation and distribution of the Notice and the Proposal are hereby approved and ratified by the Governing Body.

SECTION 21. Except as otherwise expressly provided herein, nothing in this resolution, express or implied, is intended or shall be construed to confer upon any person or firm or corporation other than the City, the holder of the Note issued under the provisions of this resolution, the Governing Body and the Paying and Transfer Agent, any right, remedy, or claim, legal or equitable, under and by reason of this resolution or any of the provisions hereof. This resolution and all of its provisions are intended to be and shall be for the sole and exclusive benefit of the City, the Governing Body and the holder from time to time of the Note issued under the provisions of this resolution.

SECTION 22. All covenants, stipulations, obligations and agreements of the City contained in this resolution, shall be binding upon the City, and, except as otherwise provided in this resolution, all rights, powers and privileges conferred and duties and liabilities imposed upon

CITY COUNCIL MINUTES
June 18, 2019

the City by the provisions of this resolution, shall be exercised or performed by the City. No stipulation, obligation or agreement herein contained or any other document necessary to conclude the sale and issuance of the Note shall be deemed to be a stipulation, obligation or agreement of any officer, agent or employee of the City, including the Governing Body, in his or her individual capacity, and no such officer, agent or employee shall be personally liable on the Note or be subject to personal liability or accountability by reason of the sale and issuance thereof.

SECTION 23. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

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

Council Member Gene A. Taylor voted:
Council Member Joseph W. Mickens, Sr. voted:
Council Member Charlie Box voted:
Council Member Fredrick Jackson voted:
Council Member Stephen Jones voted
Council Member Bill Gavin voted:

The motion having received the affirmative vote of all of the members of the Governing Body present, being a quorum of said Governing Body, the Mayor declared the motion carried and the resolution adopted this 18th day of June, 2019.

Robert E. Smith, Sr., Mayor

ATTEST:

By _____
Deliah Vaughn, Secretary-Treasurer,
Chief Financial Officer and City Clerk

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EXHIBIT A

PROOF OF PUBLICATION OF NOTICE OF NOTE SALE

CITY COUNCIL MINUTES
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EXHIBIT B
NOTICE OF NOTE SALE AND
FORM OF PROPOSAL FOR PURCHASE

NOTICE OF NOTE SALE

NOT TO EXCEED

\$5,000,000

**CITY OF COLUMBUS, MISSISSIPPI
TAXABLE GENERAL OBLIGATION NOTE,
SERIES 2019**

NOTICE IS HEREBY GIVEN that the Mayor and City Council (the "Governing Body") of the City of Columbus, Mississippi (the "City") will receive sealed bids in the Office of the City Clerk in the City Hall of the City located at 523 Main Street, Columbus, Mississippi 39701 until the hour of 4:00 p.m. on June 18, 2019, for subsequent presentation to the Mayor and City Council in its regular meeting place, for the purchase at not less than par of Not to Exceed \$5,000,000 City of Columbus, Mississippi Taxable General Obligation Note, Series 2019 (the "Note"), at which time said bids will be publicly opened by the City Clerk and read for the purchase of the Note.

The Note will be delivered in the denomination of not to exceed \$5,000,000, will be numbered R-1 and will be issued in registered form.

The Note shall be dated the date of its delivery, will mature on July 1, 2026 and will bear interest from the date of each advance of principal on the Note, at the rate of interest specified in the proposal submitted by the successful bidder in accordance with this Notice of Note Sale, subject to the limitation that the Note shall not bear a greater overall maximum interest rate to maturity than eleven percent (11%) per annum as allowed by Section 75-17-101, Mississippi Code of 1972, as amended. Interest on the Note will be computed on the basis of a 360-day year of twelve (12) thirty (30) day months.

At the option of the City, all or a portion of the principal amount of the Note may be advanced periodically, from time to time; provided, however, that the total aggregate principal amount of all advances shall not exceed \$5,000,000 and each advance must be in an amount of at least \$100,000; provided, further, that the final advance may be in an amount less than \$100,000. The last advance on the Note shall be no later than December 31, 2020 unless otherwise agreed to by the City and the successful bidder.

The successful bidder must agree to make a notation of the date and amount of each advance on the grid to be attached to the Note. Failure of the successful bidder to make such a notation on the Note shall not affect the obligation of the City to repay such principal advance pursuant to the terms and provisions of the Note.

Within ten (10) days of the final advance on the Note, the City shall provide the successful bidder with an amortization schedule for the Note providing for the payment by the City of approximately equal installments of interest, payable on July 1 of each year commencing on July 1, 2021, at the rate of interest specified in the proposal submitted by the successful bidder in accordance with this Notice of Note Sale. Interest will be payable by check or draft of the City, acting as paying and transfer agent for the Note (the "Paying and Transfer Agent") made payable to the registered owner of the Note named in, and mailed to the address appearing on the registration books kept and maintained by the Paying and Transfer Agent. Principal of the

CITY COUNCIL MINUTES
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Note will be due in full at final maturity on July 1, 2026 at the principal corporate trust office of the Paying and Transfer Agent.

The Note will be subject to redemption prior to maturity, at the option of the City, in whole or in part, on any date, at the principal amount thereof together with accrued interest to the date fixed for redemption and without premium. Notice of each such redemption shall be mailed, postage prepaid, not less than five (5) business days prior to the redemption date, to the registered owner of the Note to be redeemed at the address appearing on the registration books of the City maintained by the Paying and Transfer Agent.

The Note will be issued pursuant to the provisions of Section 21-35-19, Mississippi Code of 1972, as amended and supplemented from time to time (the "Act"). The Note is being issued to provide financing for the costs incurred or to be incurred by the City as a direct result of a tornado and resulting flooding that struck the City on February 23, 2019, including, but not limited to, costs incurred for (a) debris removal necessitated by damaged and destroyed residential, commercial and other structures and uprooted, blown down and broken trees and other vegetative debris which are creating public hazards to the citizens of the City, including the reimbursement of overtime costs incurred by the City, (b) damage caused to streets, culverts, roadways, sidewalks, bridges and street signs, (c) damage caused to public buildings, parks and recreational facilities, including, but not limited to, the City's Amphitheater, Sim Scott Park and the Columbus Riverwalk, and (d) paying certain costs incident to the sale and issuance of the Note.

The Note shall be a general obligation of the City, and the full faith, credit and resources of the City are hereby irrevocably pledged for the payment of the principal of and interest on the Note. For the purposes of effectuating and providing for the payment of the principal of and interest on the Note, as the same shall respectively mature and accrue, there shall be levied a direct, continuing special tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Note; provided, however, that such tax levy for any year shall be abated *pro tanto* to the extent the City on or prior to September 1 of that year has transferred money to the Note Fund established for the Note, or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Note due during the ensuing fiscal year of the City. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to rate or amount. The avails of said tax shall be irrevocably pledged for the payment of the principal of and interest on the Note as the same shall mature and accrue.

The Note is to be sold at par and is to be awarded to the bidder complying with the terms hereof and offering to purchase the Note at the lowest rate of interest to the City. The Note shall bear only one rate of interest as specified in the proposal which it will bear from the date of each advance of principal on the Note, to its stated maturity date of July 1, 2026 or earlier redemption. The rate of interest on the Note shall not exceed eleven percent (11%) per annum. Bidders must acknowledge in their respective proposals that, contemporaneously with or prior to delivery of

CITY COUNCIL MINUTES
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the Note, the City shall receive from the successful bidder a document in form and substance satisfactory to the City to the effect that:

- (i) the successful bidder is purchasing the Note for its own account for the purpose of investment and not with a view towards distribution or resale;
- (ii) the bidder has knowledge and experience in financial matters and it is capable of evaluating the merits and risks of purchasing the Note;
- (iii) the bidder has read and fully understands the resolutions under which the Note is issued;
- (iv) the bidder has had an opportunity to obtain and has received from the City all of the information, documents and materials which it regards as necessary to evaluate the merits and risks of its purchase of the Note;
- (v) the bidder recognizes that Butler Snow LLP ("Special Counsel") is not responsible for any information contained in or omitted from materials regarding the City and the Note and acknowledges that it does not look to Special Counsel to obtain such information on its behalf; and
- (vi) while it has no present intention to resell or otherwise dispose of all or any part of the Note purchased by it, the bidder assumes responsibility for disclosing all material information in compliance with all applicable federal and state security laws in the event of its resale of the Note.

All proposals must be enclosed in a sealed envelope and should be addressed to the Governing Body, at their offices located at City Hall, 523 Main Street, Columbus, Mississippi 39701, attention: Deliah Vaughn - Chief Financial Officer/Secretary Treasurer and City Clerk, City of Columbus, and worded on the outside, in substance, "Proposal for City of Columbus, Mississippi Taxable General Obligation Note, Series 2019". **ALL PROPOSALS MUST BE UNCONDITIONAL.**

The Governing Body reserves the right to reject any or all proposals as well as the right to waive any irregularity or informality in any proposal. All proposals shall be submitted on a Proposal for Purchase which may be obtained from Deliah Vaughn, Chief Financial Officer/Secretary Treasurer and City Clerk, City of Columbus, 523 Main Street, Columbus, Mississippi 39701, telephone: (662)329-5120, or from the City's municipal advisor, Government Consultants, Inc., 116 Village Blvd, Madison, Mississippi 39110, telephone: (601)982 0005, attention: Steve Pittman.

INTEREST ON THE NOTE SHOULD BE TREATED AS INCLUDABLE IN GROSS INCOME OF THE HOLDER THEREOF FOR FEDERAL INCOME TAX PURPOSES. In the opinion of Special Counsel, under and pursuant to the Act, the Note and interest thereon are exempt from all income taxes imposed by the State of Mississippi.

The Note is **NOT** being issued as a "qualified tax exempt obligation" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended and supplemented from time to time.

CITY COUNCIL MINUTES

June 18, 2019

The final approving opinion of Special Counsel, relating to the validity and the State of Mississippi tax exemption of the Note, together with a non-litigation certificate of the City dated the date of delivery of the Note, and a transcript of the proceedings relating to the Note will be delivered to the successful bidder without charge.

The successful bidder will be given at least seven (7) business days advance notice of the proposed date of delivery of the Note when that date has been tentatively determined. The Note will be delivered in Columbus, Mississippi or such other place as the Governing Body shall designate and payment therefor shall be made in federal or other immediately available funds.

The successful bidder shall have the right, at its option, to cancel its agreement to purchase the Note if the Note to be delivered by the City in accordance with the preceding paragraph is not tendered for delivery within sixty (60) days from the date of sale thereof. The City shall have the right, at its option, to cancel its agreement to sell the Note if within five (5) days after the tender of the Note for delivery the successful bidder shall not have accepted delivery of and paid for the Note.

Further information may be obtained from Deliah Vaughn, Chief Financial Officer/Secretary Treasurer and City Clerk, City of Columbus, 523 Main Street, Columbus, Mississippi 39701, telephone: (662)329-5120, or from the City's municipal advisor, Government Consultants, Inc., 116 Village Blvd, Madison, Mississippi 39110, telephone: (601)982 0005, attention: Steve Pittman.

DATED: May 31, 2019

CITY OF COLUMBUS, MISSISSIPPI

By /s/ Deliah Vaughn

Chief Financial Officer/Secretary Treasurer
and City Clerk

CITY COUNCIL MINUTES
June 18, 2019

EXHIBIT C
PROPOSALS FOR PURCHASE

PROPOSAL FOR PURCHASE
NOT TO EXCEED
\$5,000,000
CITY OF COLUMBUS, MISSISSIPPI
TAXABLE GENERAL OBLIGATION NOTE,
SERIES 2019

June 18, 2019

Mayor and City Council
City of Columbus
523 Main Street
Columbus, Mississippi 39701

Ladies and Gentlemen:

For Not to Exceed Five Million Dollars (\$5,000,000) principal amount Taxable General Obligation Note, Series 2019 (the "Note") of the City of Columbus, Mississippi (the "City"), dated as of its delivery, and bearing interest from the date of each advance of principal on the Note, at the rate specified below, we will pay you the aggregate par value thereof. The principal of the Note will be payable at maturity on July 1, 2026, as set forth in the Notice of Note Sale relating to the Note dated May 31, 2019 (the "Notice of Note Sale").

The Note shall bear interest at the rate of 4.48 percent per annum, payable annually, commencing on July 1, 2021 through and including July 1, 2026. This proposal is subject to all the terms and conditions of the Notice of Note Sale which notice by this reference thereto is hereby made a part hereof. We hereby acknowledge that we will fully comply with the terms and requirements of the Notice of Note Sale.

This proposal is for immediate acceptance.

Bidder Renasant Bank

By Hayes Rector
[Print Name]

Hayes Rector
[Signature]

Title Vice-President

Address P. O. Box 191
Columbus, MS. 39703

Telephone Number 662-244-4900

CITY COUNCIL MINUTES
June 18, 2019

(Note: No addition to or alteration in this proposal is to be made, and any erasure may cause a rejection of this proposal. Proposals must be filed with the Mayor and City Council of the City of Columbus, Mississippi in the Office of the City Clerk in the City Hall located at 523 Main Street, Columbus, Mississippi 39701, attention: Deliah Vaughn, Chief Financial Officer/Secretary Treasurer and City Clerk, sealed and worded on the outside, in substance, "Proposal for City of Columbus, Mississippi Taxable General Obligation Note, Series 2019", before 4:00 o'clock p.m., Mississippi time, on June 18, 2019.

ACCEPTANCE

The above proposal accepted by the Mayor and City Council of the City of Columbus, Mississippi, this the 18th day of June, 2019.

CITY OF COLUMBUS, MISSISSIPPI

By _____
Mayor

Attest:

Chief Financial Officer/Secretary Treasurer
and City Clerk

PROPOSAL FOR PURCHASE

NOT TO EXCEED

\$5,000,000

CITY OF COLUMBUS, MISSISSIPPI
TAXABLE GENERAL OBLIGATION NOTE,
SERIES 2019

June 18, 2019

Mayor and City Council
City of Columbus
523 Main Street
Columbus, Mississippi 39701

Ladies and Gentlemen:

For Not to Exceed Five Million Dollars (\$5,000,000) principal amount Taxable General Obligation Note, Series 2019 (the "Note") of the City of Columbus, Mississippi (the "City"), dated as of its delivery, and bearing interest from the date of each advance of principal on the Note, at the rate specified below, we will pay you the aggregate par value thereof. The principal of the Note will be payable at maturity on July 1, 2026, as set forth in the Notice of Note Sale relating to the Note dated May 31, 2019 (the "Notice of Note Sale").

The Note shall bear interest at the rate of 3.340000% percent per annum, payable annually, commencing on July 1, 2021 through and including July 1, 2026. This proposal is subject to all the terms and conditions of the Notice of Note Sale which notice by this reference thereto is hereby made a part hereof. We hereby acknowledge that we will fully comply with the terms and requirements of the Notice of Note Sale.

This proposal is for immediate acceptance.

Bidder Trustmark National Bank

By J. Trent Marchman
[Print Name]

J. Trent Marchman
[Signature]

Title Vice President

Address 248 East Capitol Street, 2nd Floor
Jackson, MS 39201

Telephone Number 601.208.6161

CITY COUNCIL MINUTES
June 18, 2019

(Note: No addition to or alteration in this proposal is to be made, and any erasure may cause a rejection of this proposal. Proposals must be filed with the Mayor and City Council of the City of Columbus, Mississippi in the Office of the City Clerk in the City Hall located at 523 Main Street, Columbus, Mississippi 39701, attention: Deliah Vaughn, Chief Financial Officer/Secretary Treasurer and City Clerk, sealed and worded on the outside, in substance, "Proposal for City of Columbus, Mississippi Taxable General Obligation Note, Series 2019", before 4:00 o'clock p.m., Mississippi time, on June 18, 2019.

ACCEPTANCE

The above proposal accepted by the Mayor and City Council of the City of Columbus, Mississippi, this the 18th day of June, 2019.

CITY OF COLUMBUS, MISSISSIPPI

By _____

Mayor

Attest:

Chief Financial Officer/Secretary Treasurer
and City Clerk

47740656.v1

C. Discuss/Approve Request to Remove Properties from BEP Program

George Irby, Interim Planner and Director of Community Development, came before the Mayor and Council and requested approval to remove properties from the Blight Elimination Program because the current owners are no longer interested in the program. The properties are listed below:

- 1907 Bell Avenue
- 503 – 11th Street South
- 1019 – 5th Avenue North

Council Member Jones made a motion to remove the properties listed below from the Blight Elimination Program because the current owner are no longer interested in the program. Council Member Gavin seconded the motion.

- 1907 Bell Avenue
- 503 – 11th Street South
- 1019 – 5th Avenue North

All Council Members voted in favor of the motion.

The motion carried.

D. Discuss/Approve Condemnation of Properties and Addition of Properties to BEP Program.

George Irby then requested approval to condemn dilapidated properties that are a violation of the Property Management Code and add them to the 2017 Blight Elimination Program. The properties are listed below:

- 911 Shady Street
- 923 – 9th Street South
- 612 – 15th Street South

Council Member Jones made a motion to condemn dilapidated properties that are a violation of the Property Management Code and add them to the 2017 Blight Elimination Program. The properties are listed below:

- 911 Shady Street
- 923 – 9th Street South
- 612 – 15th Street South

Council Member Gavin Seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

E. Discuss/Approve recommendations from the June 10, 2019 Planning Commission Meeting.

Permitted Use Request P/U 19-08

Vibrant Church
500 Holly Hills Road

The Planning Commission recommends approval of request for allow a Child Care Enterprise

Council Member Taylor moved that the facts and findings of the Planning Commission be adopted as the facts and findings of the Mayor and City Council, and that the recommendation of the Planning Commission to allow a Child Care Enterprise be approved as a Permitted Use. Council Member Mickens seconded the motion. The Mayor asked if anyone in the audience objected to the permitted use application. No one answered. There followed discussion, consideration, and review by the Council of the issues and facts presented by this request and the action taken by the City of Columbus Planning Commission.

All Council Members voted in favor of the motion.

The motion carried.

Permitted Use Request P/U 19-09

On Behalf of Cassandra Watford
1920 – 14th Avenue North

The Planning Commission recommends approval of request for allow a Portable Concession, with time limit of one (1) year.

Council Member Jones moved that the facts and findings of the Planning Commission be adopted as the facts and findings of the Mayor and City Council, and that the recommendation of the Planning Commission to allow a Portable Concession, with time limit of one (1) year be approved as a Permitted Use. Council Member Taylor seconded the motion. The Mayor asked if anyone in the audience objected to the permitted use application. No one answered. There followed discussion, consideration, and review by the Council of the issues and facts presented by this request and the action taken by the City of Columbus Planning Commission.

All Council Members voted in favor of the motion.

The motion carried.

F. Discuss/Approve Derelict Property Docket.

DORIAN WYLLIE
2316 College Street
Case Number 19-0115 Vegetation

The General Counsel called cause number **19-0115**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Jones made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

CHAD A. AND CARLENE R. YOST
1425 – 2nd Avenue North
Case Number 19-0120 Vegetation

The General Counsel called cause number **19-0120**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Jones made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

June 18, 2019

413 PROPERTIES LLC
1708 – 6th Avenue North
Case Number 19-0118 Vegetation

The General Counsel called cause number **19-0118**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Jones made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

SYLVIA AND HILDA FOX
College Street
Case Number 19-0103 Vegetation

The General Counsel called cause number **19-0103**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Jones made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

CITY COUNCIL MINUTES

June 18, 2019

JOHN T. THOMPSON

4th Avenue North

Case Number 19-0154 Vegetation

The General Counsel called cause number **19-0154**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property has been **remediated** by the owner, and it is his recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Jones made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

DENNIS R. TEDFORD

2021 College Street

Case Number 19-0130 Vegetation

The General Counsel called cause number **19-0130**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Taylor made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Jones seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

June 18, 2019

CROSS REGIONAL FUNDING LP
133 Maple Street
Case Number 19-0135 Vegetation

The General Counsel called cause number **19-013**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Taylor made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Jones seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

ALEXIS EARL BLUNT
219 – 20th Street North
Case Number 19-0140 Vegetation

The General Counsel called cause number **19-0140**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Taylor made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Jones seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

HATCHER INVES. PROPERTIES LLC
1521 – 4th Avenue North
Case Number 19-0128 Vegetation

The General Counsel called cause number **19-0128**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Taylor made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Jones seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

RVFM 7 LLC
1725 – 18th Street North
Case Number 19-0084 Vegetation

The General Counsel called cause number **19-0084**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Taylor made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Jones seconded the motion.

All Council Members voted in favor of the motion.

CITY COUNCIL MINUTES

June 18, 2019

The motion carried.

ED THOMAS

1920 Short Main

Case Number 19-0101 Vegetation

The General Counsel called cause number **19-0101**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Taylor made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Jones seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

KATHY HANSON

5th Avenue North

Case Number 19-0171 Vegetation

The General Counsel called cause number **19-0171**. No one appeared. Code Enforcement Officer Tomarris Jones stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Taylor made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Jones seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

THE FOLLOWING ITEMS WERE MOVED FROM THE CONSENT AGENDA TO THE POLICY AGENDA FOR DISCUSSION:

- F. Approve request for one (1) Fire and Rescue Engineer to attend the "Patriot South Planning Meeting" to be held in Gulfport, MS, and approve payment for travel and meal expenses. Expenses will be reimbursed by the Office of Homeland Security.**

Chief Andrews remarked that this trip is reimbursable by the Office of Homeland Security. Council member Jones made a motion to approve the request for Fire and Rescue Engineer, Chris Carter, to attend the "Patriot South Planning Meeting" to be held in Gulfport, MS, and approve payment of \$150.00 for travel and reimbursement for meal expenses. Council Member Taylor seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

- G. Approve request for one (1) Fire and Rescue Engineer to attend "Mass Casualty Training event" to be held in Jackson, MS, and approve payment for travel and meal expenses.**

Chief Andrews remarked that participation in this event is necessary if we Want To continue receiving grants. Council Member Taylor made a motion to approve the request for one (1) Fire and Rescue Engineer to attend "Mass Casualty Training event" to be held in Jackson, MS, and approve payment of \$150.00 for travel and reimbursement for meal expenses. Council Member Jones seconded the motion.

All Council Members voted in favor of the motion.

The motion carried.

- H. Approve request for payment of Peer Assessor Team Leader to travel to Atlanta, GA for re-accreditation purposes. Approve payment of mileage, hotel and per diem.**

Chief Andrews was questioned about this request and responded that it is necessary to remain accredited. This trip was originally planned in California, but we knew we could not participate due to cost. Therefore, we requested a closer site. Council Member Taylor made a motion to approve the request to pay for Peer Assessor Team Leader to travel to Atlanta, GA for re-accreditation purposes and approve payment of \$109.04 for mileage, \$812.00 for lodging, and \$480.00 for per diem. Council member Jones seconded the motion.

CITY COUNCIL MINUTES

June 18, 2019

All Council members voted in favor of the motion, with the exception of Council Member Gavin, who opposed.

The motion carried 5/1.

- I. **Approve request for Mayor Smith, Fire Chief Andrews, Assistant Fire Chief Hughes, Accreditation Manager Lewis and Chief of Training Chandler to travel to Atlanta, GA for re-accreditation purposes and approve payment of \$3,450.00 for registration, \$4,060.00 for lodging, \$200.00 for travel and \$1,650.00 for meals.**

Chief Andrews was questioned about the number of personnel attending the Peer Assessment and responded by saying each Fire and Rescue personnel must meet with different Peer Assessors based on his area of expertise. Following a lengthy discussion of the matter, Council Member Jones made a motion to table this matter until the next Council Meeting. Council Member Mickens seconded the motion.

SUBSTITUTE MOTION:

Council Member Taylor made a motion to approve the request for Mayor Smith and Fire and Rescue personnel to travel to Atlanta, GA for re-Accreditation purposes and approve payment of cost for registration, lodging, Travel and meals. Council Member Jackson seconded the motion.

Council Members Taylor, Box, and Jackson voted in favor of the motion. Council Members Mickens, Jones and Gavin opposed the motion causing a 3 – 3 (Tie vote).

Mayor Smith voted in favor of the motion.

The motion carried.

IX. EXECUTIVE SESSION:

There were no Executive Session matters to come before the Mayor and Council.

CITY COUNCIL MINUTES

June 18, 2019

ADJOURNMENT:

The Mayor then asked if there was any other business to come before the Mayor and City Council. There being none, Council Member Jones moved that the meeting be adjourned. Upon second by Council Member Gavin and unanimous vote, the Mayor announced that the meeting was ADJOURNED.

Approved by: _____
Robert E. Smith, Sr., Mayor

Deliah T. Vaughn
CFO/Secretary-Treasurer

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