THE CITY OF CLEVELAND
BOLIVAR COUNTY
STATE OF MISSISSIPPI

MINUTES OF REGULAR MEETING HELD ON
TUESDAY, DECEMBER 6TH, 2016

This regular meeting of the Mayor and Board of Aldermen of The City of Cleveland, Mississippi, was duly and legally begun and held in the Board Meeting Room in the Mayor's Office in the City Hall at 6:30 o'clock p.m. on Tuesday, December 6th, 2016.

Present were: Billy Nowell, Mayor, Theodore "Ted" Campbell, Danny Abraham, Gary Gainspoletti, Robert Sanders, Maurice Smith and J. Kirkham Povall, Aldermen; Jamie Jacks, City Attorney; Dominique Green, City Clerk; Charles A. Bingham, Chief of Police; John Trotter, Assistant Chief of Police; Brett Moorman, Community Development Director; Billy Trotter, Building Inspector; Ray Bell, Public Works Director; Clint Johnson, Airport Director; Lisa Miller, Railroad Museum Director; Stephen Glorioso, Parks and Recreation Director. Absent were J. Paul Janoush, Alderman and Greg Jackson, Fire Inspector. The meeting was duly opened, and, upon due proclamation first made, the following proceedings were held, to-wit:

ORDERED this December 6, 2016.

ORDER TO RESCIND TIF FINANCING PLAN AND REINSTATE HISTORIC TAX ABATEMENT PROGRAM FOR THE CHAWLA POINTE, LLC LYRIC HOTEL AND SPA PROJECT

Attorney Todd Jeffries on behalf of Chawla Pointe LLC requested the rescission of the TIF financing previously approved for the Lyric Hotel and Spa project, and therefore reinstate the project within the historic tax abatement program instead. Upon Motion by Alderman Gainspoletti, second by Alderman Abraham, and unanimously adopted with the exception of Alderman Povall who recused, it is ordered to rescind the TIFfinancing plan and therefore approve the reinstatement of the project within the historic tax abatement program.

ORDERED this December 6, 2016.

ORDER TO APPROVE MDA SALES TAX REBATE PROGRAM APPLICATION

Upon Motion by Alderman Smith, second by Alderman Campbell, and unanimously adopted, it is ordered to approve the application of the sales tax rebate program through the Mississippi Development Authority for the Lyric Hotel and Spa Project. See Resolution attached hereto as Exhibit "D".

ORDERED this December 6, 2016.

ORDER TO APPROVE THE REQUEST OF THE CLEVELAND EXCHANGE CLUB TO DISPLAY AMERICAN FLAGS IN THE DOWNTOWN AREA

Bob Williford of the Cleveland Exchange Club requested permission to mount American flags in the downtown area during specified times of the year, to include but not limited to, Memorial Day, the 4th of July and Veterans Day for a period of a week or less each occurrence. After discussion, upon Motion by Alderman Sanders, second by Alderman Gainspoletti, and unanimously adopted, it is ordered to approve the request of the Cleveland Exchange Club.

ORDERED this December 6, 2016.

Deron Lindsay and Eugene Biller of Cable One addressed concerns related to recent technical issues experienced by some citizens.

Ms. Griffin of 1112 Lincoln Street requested the installation of speed bumps within the 1100 block of Lincoln Street.

ORDER TO APPROVE TRAFFIC CALMING POLICY

After discussion, upon Motion by Alderman Sanders, second by Alderman Abraham, and unanimously adopted, it is ordered to approve of a traffic calming policy as detailed per "Exhibit B".

ORDERED this December 6, 2016.

ORDER TO ADJUDICATE REAL PROPERTY AS DESCRIBED HEREIN TO BE A MENACE TO THE PUBLIC HEALTH AND SAFETY OF THIS COMMUNITY

WHEREAS, heretofore the Director of Community Development and Assistant Director of Community Development reported to this Board the uncleanliness of the premises hereinafter described and belonging to the owner or owners as hereinafter set forth, and this Board set hearings to be held upon said uncleanliness at 6:30 o'clock p.m. on December 6th, 2016, and provided for notices thereof unto said owners; and,

WHEREAS, notice or notices have been duly served thereupon in the manner and time provided by Section 21-19-11 of the Mississippi Code of 1972 as amended, in response to which said owners have wholly defaulted and neither abated said uncleanliness nor appeared at this hearing at the appointed time and place, except as hereinafter set forth; and

WHEREAS, evidence has been presented to this Board at this hearing sufficient to prove that the conditions of said parcel or parcels of land are a menace to the public health and safety of this community; therefore, it is now,

ORDERED, ADJUDICATED, AND FOUND, upon motion made by Alderman Smith, second by Alderman Sanders, and unanimously adopted, that said premises hereinafter set forth, and as designated on the current tax rolls of this City, in the conditions reported as aforesaid, and at the time of this hearing, are each a menace to the public health and safety of this community, and that this City, if each of said owners does not do so himself, proceed to have the land cleaned by cutting weeds, removing rubbish, dilapidated fences, dilapidated buildings, and other debris, and draining any standing water therefrom, subject to the adjudication and assessment of the costs thereof, all as provided by said Section 21-19-11, provided the owners shall have time to bring the property into compliance with city requirements as requested and noted with each entry, all of said properties being as follows:

11/2/2016 IWORQ Systems Inc

Cleveland MISSISSIPPI

DEPARTMENT OF COMMUNITY DEVELOPMENT
P.O. Box 1439 • 215 N. Bayou Rd.
Cleveland, MS 38732
Phone: 662-843-4601 • Fax: 662-846-5701

NOTICE OF ENTRY OF PROPERTY FOR CLEANING UNDER MISSISSIPPI CODE ANNOTATED §21-19-11

Date: November 2, 2016

To: Joe Balducci Jr.
602 Sixth Avenue
Cleveland, MS 38732

Re: Public Nuisance Hearing pursuant to Mississippi Code Annotated §21-19-11
Site: 602 Sixth Avenue

The Board of Aldermen of the City of Cleveland has authorized this notice to be sent to you regarding 602 Sixth Avenue. This property is alleged to be in need of cleaning pursuant to Mississippi Code Annotated §21-19-11. This statute allows a municipality to clean any property in its city limits which is found to be a menace to the public health, safety and welfare of the community. If the property is found to be such a nuisance, the city may enter the property and clean the property by removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

You have an opportunity to appear before the Mayor and Board of Aldermen to contest this allegation regarding the subject property. A hearing will be held on 12/06/2016 at 6:30 p.m. in the Board Room at City Hall.

Adjudication at the hearing that the parcel is in need of cleaning will authorize the City to use its employees to enter the property to perform any necessary cleaning including, but not limited to, removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

An adjudication at the hearing that the parcel is in need of cleaning will also authorize the municipality to re-enter the property or parcel of land for a period of one (1) year after the hearing without any additional hearings as long as notice is posted on the property or parcel of land and at the city hall or another place in the city which commonly posts such notices at least 7 days before the property or parcel is re-entered for cleaning.

Billy Justice

Code Official

11/2/2016 IWORQ Systems Inc.

Cleveland MISSISSIPPI Original Home of DELTA

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NOTICE OF ENTRY OF PROPERTY FOR CLEANING UNDER MISSISSIPPI CODE ANNOTATED §21-19-11

Date: November 2, 2016

To: Sunco Holdings LLC
1554 W. Peace Street
Canton, MS 39046

Re: Public Nuisance Hearing pursuant to Mississippi Code Annotated §21-19-11
Site: 214 N. Davis Avenue

The Board of Aldermen of the City of Cleveland has authorized this notice to be sent to you regarding 214 N. Davis Avenue. This property is alleged to be in need of cleaning pursuant to Mississippi Code Annotated §21-19-11. This statute allows a municipality to clean any property in its city limits which is found to be a menace to the public health, safety and welfare of the community. If the property is found to be such a nuisance, the city may enter the property and clean the property by removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

You have an opportunity to appear before the Mayor and Board of Aldermen to contest this allegation regarding the subject property. A hearing will be held on 12/06/2016 at 6:30 p.m. in the Board Room at City Hall.

Adjudication at the hearing that the parcel is in need of cleaning will authorize the City to use its employees to enter the property to perform any necessary cleaning including, but not limited to, removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

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Billy Sistler
Code Official

11/2/2016 IWORQ Systems Inc.

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NOTICE OF ENTRY OF PROPERTY FOR CLEANING UNDER MISSISSIPPI CODE ANNOTATED §21-19-11

Date: November 2, 2016

To: S L & Raksha Sethi
1554 W. Peace Street
Canton, MS 39046

Re: Public Nuisance Hearing pursuant to Mississippi Code Annotated §21-19-11
Site: 211 N. Andrews Avenue

The Board of Aldermen of the City of Cleveland has authorized this notice to be sent to you regarding 211 N. Andrews Avenue. This property is alleged to be in need of cleaning pursuant to Mississippi Code Annotated §21-19-11. This statute allows a municipality to clean any property in its city limits which is found to be a menace to the public health, safety and welfare of the community. If the property is found to be such a nuisance, the city may enter the property and clean the property by removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

You have an opportunity to appear before the Mayor and Board of Aldermen to contest this allegation regarding the subject property. A hearing will be held on 12/06/2016 at 6:30 p.m. in the Board Room at City Hall.

Adjudication at the hearing that the parcel is in need of cleaning will authorize the City to use its employees to enter the property to perform any necessary cleaning including, but not limited to, removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

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Billy Sistler
Code Official

11/2/2016 IWORQ Systems Inc.

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NOTICE OF ENTRY OF PROPERTY FOR CLEANING UNDER MISSISSIPPI CODE ANNOTATED §21-19-11

Date: November 2, 2016

To: S L & Raksha Sethi
1554 W. Peace Street
Canton, MS 39046

Re: Public Nuisance Hearing pursuant to Mississippi Code Annotated §21-19-11
Site: 209 N. Andrews Avenue

The Board of Aldermen of the City of Cleveland has authorized this notice to be sent to you regarding 209 N. Andrews Avenue. This property is alleged to be in need of cleaning pursuant to Mississippi Code Annotated §21-19-11. This statute allows a municipality to clean any property in its city limits which is found to be a menace to the public health, safety and welfare of the community. If the property is found to be such a nuisance, the city may enter the property and clean the property by removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

You have an opportunity to appear before the Mayor and Board of Aldermen to contest this allegation regarding the subject property. A hearing will be held on 12/06/2016 at 6:30 p.m. in the Board Room at City Hall.

Adjudication at the hearing that the parcel is in need of cleaning will authorize the City to use its employees to enter the property to perform any necessary cleaning including, but not limited to, removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

An adjudication at the hearing that the parcel is in need of cleaning will also authorize the municipality to re-enter the property or parcel of land for a period of one (1) year after the hearing without any additional hearings as long as notice is posted on the property or parcel of land and at the city hall or another place in the city which commonly posts such notices at least 7 days before the property or parcel is re-entered for cleaning.

Billy Sistler
Code Official

11/2/2016 IWORQ Systems Inc.

Cleveland MISSISSIPPI A Different Kind of DELTA

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NOTICE OF ENTRY OF PROPERTY FOR CLEANING UNDER MISSISSIPPI CODE ANNOTATED §21-19-11

Date: November 2, 2016

To: Annette Coleman
P O Box 391
Cleveland, MS 38732

Re: Public Nuisance Hearing pursuant to Mississippi Code Annotated §21-19-11
Site: 630 Aloe Avenue

The Board of Aldermen of the City of Cleveland has authorized this notice to be sent to you regarding 630 Aloe Avenue. This property is alleged to be in need of cleaning pursuant to Mississippi Code Annotated §21-19-11. This statute allows a municipality to clean any property in its city limits which is found to be a menace to the public health, safety and welfare of the community. If the property is found to be such a nuisance, the city may enter the property and clean the property by removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

You have an opportunity to appear before the Mayor and Board of Aldermen to contest this allegation regarding the subject property. A hearing will be held on 12/06/2016 at 6:30 p.m. in the Board Room at City Hall.

Adjudication at the hearing that the parcel is in need of cleaning will authorize the City to use its employees to enter the property to perform any necessary cleaning including, but not limited to, removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

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Billy Trotter
Code Official

ORDERED this December 6, 2016.

After discussion, upon Motion by Alderman Smith, second by Alderman Sanders and unanimously adopted, it is ordered that the property set for hearing tonight located at 907 S. Chrisman be granted an additional 30 days to cure the nuisance.

11/2/2016 IWORQ Systems Inc.

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NOTICE OF ENTRY OF PROPERTY FOR CLEANING UNDER MISSISSIPPI CODE ANNOTATED §21-19-11

Date: November 2, 2016

To: Leon Foster
c/o Beverly Foster 66740 Cresent Dr. Apt. B
Desert Hotspring, CA 92240

Re: Public Nuisance Hearing pursuant to Mississippi Code Annotated §21-19-11
Site: 907 S. Chrisman Avenue

The Board of Aldermen of the City of Cleveland has authorized this notice to be sent to you regarding 907 S. Chrisman Avenue. This property is alleged to be in need of cleaning pursuant to Mississippi Code Annotated §21-19-11. This statute allows a municipality to clean any property in its city limits which is found to be a menace to the public health, safety and welfare of the community. If the property is found to be such a nuisance, the city may enter the property and clean the property by removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

You have an opportunity to appear before the Mayor and Board of Aldermen to contest this allegation regarding the subject property. A hearing will be held on 12/06/2016 at 6:30 p.m. in the Board Room at City Hall.

Adjudication at the hearing that the parcel is in need of cleaning will authorize the City to use its employees to enter the property to perform any necessary cleaning including, but not limited to, removing any dilapidated buildings, rubbish, cutting weeds and grass, removing fences, outside toilets, and personal property.

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Billy Trotter
Code Official

ORDERED this December 6, 2016.

ORDER TO APPROVE TO DEMOLISH THE PROPERTY LOCATED AT 510 NORTH BAYOU

After discussion, upon Motion by Alderman Gainspoletti, second by Alderman Sanders and unanimously adopted, it is ordered that the property located at 510 North Bayou be demolished at the recommendation per the City Building Official. The property was initially adjudicated at the July 12th regular board meeting.

ORDERED this December 6, 2016.

ORDER TO APPROVE THE OWNER OF 510 NORTH BAYOU TO DEMOLISH THE PROPERTY

After discussion, upon Motion by Alderman Campbell, second by Alderman Povall and unanimously adopted, it is ordered to approved the owner of the property located at 510 North Bayou to demolish the property pending the owner obtains the required permitting and fulfills all requirements necessary for the demolition within thirty days.

ORDERED this December 6, 2016.

ON-CALL ENGINEERING UPDATE

Josh McPherson of Eley-Barkley Engineering provided an update of engineering projects.

ORDER TO APPROVE ADVERTISEMENT FOR ENERGY SERVICE PERFORMANCE CONTRACT

After discussion, upon Motion by Alderman Gainspoletti, second by Alderman Smith and unanimously adopted, it is ordered to approve the advertisement of the Energy Service Performance contract to allow for the conversion to LED lighting fixtures downtown.

ORDERED this December 6, 2016.

ORDER TO ACCEPT LOWEST AND BEST BID FOR THE WASTEWATER TREATMENT PLANT PROJECT

After discussion, upon Motion by Alderman Smith, second by Alderman Gainspoletti, and unanimously adopted, it is ordered to award the Wastewater Treatment Plant project to Hemphill Construction which provided the lowest and best bid totaling $5,531,100.90.

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CITY OF CLEVELAND, MS
2016 WWTP PROJECT
BID TABULATION
BID DATE: DECEMBER 2, 2016 BID PLACE: CITY HALL, 100 NORTH STREET, CLEVELAND, MS 38732

				Hemphill Construction		Greenbriar DSLP		T. L. Wallace Construction		Max Foote Construction		J & P Construction Co.		Delta Constructors		L & A Contracting Co.	
ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE	ITEM AMOUNT	UNIT PRICE	ITEM AMOUNT	UNIT PRICE	ITEM AMOUNT	UNIT PRICE	ITEM AMOUNT	UNIT PRICE	ITEM AMOUNT	UNIT PRICE	ITEM AMOUNT	UNIT PRICE	ITEM AMOUNT
1	Site Clearing	LS	1.00	491,000.00	$491,000.00	20,000.00	$20,000.00	17,705.00	$17,705.00	1,000.00	$1,000.00	15,000.00	$15,000.00	661,210.00	$661,210.00	354,000.00	$354,000.00
2	Site Grading	LS	1.00	190,000.00	$190,000.00	20,000.00	$20,000.00	75,100.00	$75,100.00	1,000.00	$1,000.00	250,000.00	$250,000.00	176,400.00	$176,400.00	136,000.00	$136,000.00
3	Existing Effluent Discharge Structure Modifications	LS	1.00	70,000.00	$70,000.00	70,000.00	$70,000.00	81,580.00	$81,580.00	46,000.00	$46,000.00	70,000.00	$70,000.00	100,217.00	$100,217.00	87,662.00	$87,662.00
4	36" Gravity Sewer Pipe	LF	239.00	108.00	$25,812.00	170.00	$40,630.00	167.00	$39,913.00	118.00	$28,202.00	160.00	$38,240.00	165.00	$39,435.00	168.38	$40,242.82
5	72" Sewer Manholes (8'-10' Deep)	EA	3.00	7,700.00	$23,100.00	10,400.00	$31,200.00	6,568.00	$19,704.00	4,700.00	$14,100.00	7,000.00	$21,000.00	7,500.00	$22,500.00	6,693.52	$20,080.86
6	2" PVC Watter Pipe	LF	385.00	11.60	$4,466.00	10.00	$3,850.00	5.00	$1,925.00	6.00	$2,310.00	10.00	$3,850.00	14.40	$5,544.00	21.07	$8,111.95
7	2" Gate Valves	EA	2.00	945.00	$1,890.00	500.00	$1,000.00	880.00	$1,760.00	600.00	$1,200.00	400.00	$800.00	1,200.00	$2,400.00	972.10	$1,944.20
8	Backflow Preventer Assembly	LF	1.00	2,800.00	$2,800.00	4,000.00	$4,000.00	3,150.00	$3,150.00	1,100.00	$1,100.00	4,000.00	$4,000.00	3,500.00	$3,500.00	3,931.00	$3,931.00
9	Water Hydrant Assembly	EA	1.00	480.00	$480.00	200.00	$200.00	660.00	$660.00	550.00	$550.00	500.00	$500.00	603.00	$603.00	1,625.60	$1,625.60
10	Flush Hydrant Assembly	EA	2.00	918.00	$1,836.00	1,200.00	$2,400.00	1,190.00	$2,380.00	1,100.00	$2,200.00	1,500.00	$3,000.00	1,100.00	$2,200.00	5,181.55	$10,363.10
11	Effluent Pumping Station Complete	LS	1.00	640,000.00	$640,000.00	770,000.00	$770,000.00	847,000.00	$847,000.00	1,056,061.20	$1,056,061.20	700,000.00	$700,000.00	811,200.00	$811,200.00	811,986.00	$811,986.00
12	24" Effluent Force Main Pipe (C905)	LF	30,752.10	44.00	$1,353,092.40	48.00	$1,476,100.80	44.00	$1,353,092.40	48.00	$1,476,100.80	58.00	$1,783,621.80	52.60	$1,617,560.46	56.74	$1,744,874.15
13	Contractor Frnsd. Bed'g, Haunching, Backfill Mat'l, Class III, LVM	CY	2,000.00	9.00	$18,000.00	8.00	$16,000.00	9.50	$19,000.00	8.00	$16,000.00	10.00	$20,000.00	15.00	$30,000.00	24.76	$49,520.00
14	24" Directional Drilled Force Main Pipe (Nom. I.D. PE Pipe)	LF	726.90	461.00	$335,100.90	510.00	$370,719.00	434.00	$315,474.60	510.00	$370,719.00	600.00	$436,140.00	485.00	$352,546.50	206.80	$150,322.92
15	24" HDPE Inside Casing Pipe	LF	256.00	160.00	$40,960.00	200.00	$51,200.00	167.00	$42,752.00	200.00	$51,200.00	230.00	$58,880.00	180.00	$46,080.00	140.00	$35,840.00
16	36" Bored and Jacked Steel Casing Pipe	LF	248.00	445.00	$110,360.00	450.00	$111,600.00	420.00	$104,160.00	450.00	$111,600.00	520.00	$128,960.00	480.00	$119,040.00	503.80	$124,942.40
17	24" Ductile Iron Fittings	LBS	15,757.00	6.70	$105,571.90	10.00	$157,570.00	8.00	$126,056.00	10.00	$157,570.00	12.00	$189,084.00	6.50	$102,420.50	10.00	$157,570.00
18	24" Ductile Iron Joint Restraints	EA	88.00	720.00	$63,360.00	845.00	$74,360.00	800.00	$70,400.00	845.00	$74,360.00	960.00	$84,480.00	700.00	$61,600.00	1,807.25	$159,038.00
19	Type "A" Air Release Valves	EA	3.00	7,400.00	$22,200.00	6,800.00	$20,400.00	9,330.00	$27,990.00	6,800.00	$20,400.00	5,000.00	$15,000.00	7,500.00	$22,500.00	2,711.12	$8,133.36
20	Type "B" Air Release Valves	EA	3.00	4,750.00	$14,250.00	5,700.00	$17,100.00	6,085.00	$18,255.00	5,700.00	$17,100.00	5,000.00	$15,000.00	5,000.00	$15,000.00	2,585.12	$7,755.35
21	24" Force Main Discharge Headwall	LS	1.00	12,000.00	$12,000.00	5,200.00	$5,200.00	4,900.00	$4,900.00	5,200.00	$5,200.00	6,000.00	$6,000.00	15,500.00	$15,500.00	7,412.00	$7,412.00
22	4" Effluent Force Main Piping (C-900)	LF	4,228.00	7.80	$32,978.40	7.00	$29,596.00	5.00	$21,140.00	4.00	$16,912.00	9.00	$38,052.00	12.00	$50,736.00	10.63	$44,943.64
23	4" Ductile Iron Fittings	LBS	215.00	8.10	$1,741.50	9.00	$1,935.00	7.00	$1,505.00	10.00	$2,150.00	6.00	$1,290.00	8.00	$1,720.00	44.39	$9,543.85
24	4" Force Main Discharge Headwall	LS	1.00	6,000.00	$6,000.00	3,400.00	$3,400.00	2,100.00	$2,100.00	1,000.00	$1,000.00	3,000.00	$3,000.00	7,700.00	$7,700.00	4,412.00	$4,412.00
25	Rip Rap (300 Lbs)	TON	175.00	120.00	$21,000.00	75.00	$13,125.00	78.00	$13,650.00	75.00	$13,125.00	80.00	$14,000.00	85.00	$14,875.00	105.40	$18,445.00
26	Asphalt Pavement Repairs	TON	72.90	230.00	$16,767.00	100.00	$7,290.00	265.00	$19,318.50	100.00	$7,290.00	150.00	$10,935.00	180.00	$13,122.00	718.00	$52,342.20
27	Concrete Pavement Repairs	SY	86.80	86.00	$7,464.80	50.00	$4,340.00	115.00	$9,982.00	50.00	$4,340.00	60.00	$5,208.00	180.00	$15,624.00	432.85	$37,571.38
28	Clay Gravel (For Roadway Repairs)	TON	155.00	40.00	$6,200.00	22.00	$3,410.00	35.00	$5,425.00	22.00	$3,410.00	40.00	$6,200.00	40.00	$6,200.00	143.00	$22,165.00
29	Erosion and Sedimentation Controls	LS	1.00	8,000.00	$8,000.00	18,000.00	$18,000.00	6,875.00	$6,875.00	18,000.00	$18,000.00	25,000.00	$25,000.00	10,500.00	$10,500.00	266,750.00	$266,750.00
30	Fertilizing, Seeding and Mulching	AC	3.00	1,700.00	$5,100.00	1,350.00	$4,050.00	1,500.00	$4,500.00	1,350.00	$4,050.00	1,500.00	$4,500.00	2,100.00	$6,300.00	2,750.00	$8,250.00
31	Chemical Storage Building, Complete	LS	1.00	391,670.00	$391,670.00	405,000.00	$405,000.00	318,000.00	$318,000.00	1,062,000.00	$1,062,000.00	240,000.00	$240,000.00	518,000.00	$518,000.00	622,668.00	$622,668.00
32	Disinfection System, Complete	LS	1.00	880,000.00	$880,000.00	1,100,000.00	$1,100,000.00	1,442,925.00	$1,442,925.00	555,000.00	$555,000.00	1,393,000.00	$1,393,000.00	1,100,000.00	$1,100,000.00	1,377,281.00	$1,377,281.00
33	Post Aeration System, Complete	LS	1.00	203,000.00	$203,000.00	220,000.00	$220,000.00	151,000.00	$151,000.00	404,000.00	$404,000.00	180,000.00	$180,000.00	254,000.00	$254,000.00	260,000.00	$260,000.00
34	All Electrical Work	LS	1.00	118,400.00	$118,400.00	135,000.00	$135,000.00	131,125.00	$131,125.00	112,300.00	$112,300.00	129,000.00	$129,000.00	162,000.00	$162,000.00	123,590.00	$123,590.00
35	Additional Cable #2/0, VFD-Type	LF	200.00	21.00	$4,200.00	22.00	$4,400.00	15.00	$3,000.00	18.00	$3,600.00	20.00	$4,000.00	26.00	$5,200.00	19.80	$3,960.00
36	Additional 1 Inch PVC Conduit, Buried, Concrete-Encased	LF	100.00	34.00	$3,400.00	36.00	$3,600.00	18.00	$1,800.00	30.00	$3,000.00	35.00	$3,500.00	43.00	$4,300.00	33.00	$3,300.00
37	Additional Lighting Pole (For Exterior HID Lighting)	EA	1.00	2,900.00	$2,900.00	3,000.00	$3,000.00	2,915.00	$2,915.00	2,500.00	$2,500.00	3,000.00	$3,000.00	3,600.00	$3,600.00	2,750.00	$2,750.00
38	Additional Site Lighting (SL-1 Type)	EA	1.00	4,600.00	$4,600.00	4,800.00	$4,800.00	2,915.00	$2,915.00	4,000.00	$4,000.00	4,500.00	$4,500.00	5,700.00	$5,700.00	4,400.00	$4,400.00
39	All Electrical Utility Work	LS	1.00	1,400.00	$1,400.00	2,500.00	$2,500.00	4,080.00	$4,080.00	1,250.00	$1,250.00	1,500.00	$1,500.00	1,800.00	$1,800.00	1,375.00	$1,375.00
40	All Instrumentation and Controls Work	LS	1.00	290,000.00	$290,000.00	362,000.00	$362,000.00	320,120.00	$320,120.00	275,100.00	$275,100.00	300,000.00	$300,000.00	362,000.00	$362,000.00	304,583.00	$304,583.00
	TOTAL BID:				$5,531,100.90		$5,558,975.80		$5,615,332.50		$5,947,000.00		$6,210,240.80		$6,750,833.46		$7,089,685.79
												*Bidder Miscalculated Total by + $1,000				*Bidder Miscalculated Total by - $1,022.40	

PREPARED BY:

ROBERT B. ELEY, P.E.
PROJECT ENGINEER

ROBERT B. ELEY REGISTERED PROFESSIONAL ENGINEER AND LAND SURVEYOR PE-8479 PLS-2137 STATE OF MISSISSIPPI

12-5-16

ORDERED this December 6, 2016.

ORDER TO ACCEPT LOWEST AND BEST BID FOR 2017 ADA IMPROVEMENT PROJECT

After discussion, upon Motion by Alderman Abraham, second by Alderman Campbell, and unanimously adopted, it is ordered to award the 2017 ADA Improvement Project to Roy Collins Construction which provided the lowest and best bid totaling $46,120.00.

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CITY OF CLEVELAND
CLEVELAND, MISSISSIPPI
2017 ADA TRANSITION PLAN
BID TAB
BID DATE: DECEMBER 2, 2016

				JOE REED & COMPANY INC.		ROY COLLINS CONSTRUCTION		TIMBO'S CONSTRUCTION	
ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE	ITEM AMOUNT	UNIT PRICE	ITEM AMOUNT	UNIT PRICE	ITEM AMOUNT
1	INSTALL ADA ACCESSIBLE CURB CUT	EA	16.00	$3,000.00	$48,000.00	$2,800.00	$44,800.00	$3,000.00	$48,000.00
2	ADDITONAL REMOVAL/PLACEMENT OF CONCRETE SIDEWALK	SF	120.00	$15.60	$1,872.00	$11.00	$1,320.00	$12.00	$1,440.00
				TOTAL BID	$49,872.00		$46,120.00		$49,440.00

Robert B. Eley, P.E.
Project Engineer

ROBERT B. ELEY REGISTERED PROFESSIONAL ENGINEER AND LAND SURVEYOR PE-8479 PLS-2137 STATE OF MISSISSIPPI
12-5-16

ORDERED this December 6, 2016.

ORDER TO DECLARE EMERGENCY REPAIR OF THE AGUZZI PUMP STATION

After discussion, upon Motion by Alderman Povall, second by Alderman Abraham, and unanimously adopted, it is ordered to declare the repair of the Aguzzi Pump Station an emergency due to potential public health concerns as a result of sewer issues to therefore allow Eley Barkley engineering to obtain two contractor quotes without needing to advertise.

ORDERED this December 6, 2016.

ORDER TO ACCEPT LOWEST AND BEST BID FOR AMZIE MOORE DUGOUT PROJECT AND REALLOCATE PRIOR YEAR BOND PROCEEDS TO COMPLETE THE PROJECT

After discussion, upon Motion by Alderman Campbell, second by Alderman Smith, and unanimously adopted, it is ordered to award the Amzie Moore Dugout Project to Timbo's Construction which provided the lowest and best bid totaling $62,242.61 and therefore reallocate prior year bond proceeds initially allocated to other projects to complete such project.

CITY OF CLEVELAND
CLEVELAND, MISSISSIPPI
AMZIE MOORE DUGOUT
BID TAB
BID DATE: DECEMBER 2, 2016

				TIMBO'S CONSTRUCTION		ROY COLLINS CONSTRUCTION		DC SERVICES	
ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE	ITEM AMOUNT	UNIT PRICE	ITEM AMOUNT	UNIT PRICE	ITEM AMOUNT
1	REMOVE AND REPLACE DUGOUTS	LS	1.00	$62,242.61	$62,242.61	$65,880.00	$65,880.00	$63,500.00	$63,500.00
				TOTAL BID	$62,242.61		$65,880.00		$63,500.00

Robert B. Eley, P.E.
Project Engineer

ROBERT B. ELEY REGISTERED PROFESSIONAL ENGINEER AND LAND SURVEYOR PE-8479 PLS-2137 STATE OF MISSISSIPPI
12-5-16

ORDERED this December 6, 2016.

ORDER TO REALLOCATE BOND PROCEEDS TOWARDS THE COMPLETION OF PHASE 1 OF THE FAYETTE DAVIS DRAINAGE IMPROVEMENT PROJECT

After discussion, upon Motion by Alderman Smith, second by Alderman Sanders, and unanimously adopted, it is ordered to reallocate the 2014 bond proceeds initially allocated to other projects to allow for an increase in the budget to $440,000 for phase 1 of the Fayette Davis Drainage project to allow for piping of the ditch from the DSU golf course to Fayette Davis Avenue.

ORDERED this December 6, 2016.

ORDER TO REJECT BIDS OBTAINED FOR FIRE STATION SITE PACKAGE AND REBID PROJECT

After discussion, upon Motion by Alderman Gainspoletti, second by Alderman Sanders, and unanimously adopted, it is ordered to reject bids obtained for the Fire Station Site package and rebid the site package per the recommendation of Eley Barkley to allow for the revision of the general bidder conditions detailed within the bid packet to request information about previous experience, company officers and financial information from the most recent 12 months.

ORDERED this December 6, 2016.

ORDER TO APPROVE CONSENT AGENDA ITEMS

After discussion, upon Motion by Alderman Sanders, second by Alderman Gainspoletti, and unanimously adopted, it is ordered that the consent agenda with supporting documentation attached hereto as "Exhibit A" be approved as follows.

1. Approval of Consent Agenda
    a. Approval of Minutes – October 24th and November 1st meetings
    b. Approval of Claims Docket
    c. Request to Send Notices for properties in violation under MCA 21-19-11
    d. Request to tow nuisance vehicles
    e. Permission to accept six month bids for Public Works Department supplies
    f. Permission to advertise for Legal Advertising bid
    g. Permission to rebid six month bids for Public Works Department for sections 3.7 and 3.12 only

ORDERED this December 6, 2016.

ORDER TO ABANDON AN ALLEY LOCATED ON NORTH CHRISMAN AVENUE TO ALLOW FOR ITS CLOSURE BY MR. ED COLEMAN

Upon motion by Alderman Sanders, seconded by Alderman Abraham, and unanimously adopted, it is ordered to abandon an alley located adjacent to Larry's Shoe Shop on North Chrisman Avenue to allow for its closure by Mr. Ed Coleman pending title confirmation by the City Attorney.

ORDERED this December 6, 2016.

ORDER TO ADOPT FYE 2017 PUBLIC IMPROVEMENT BOND RESOLUTION

After discussion, upon Motion by Alderman Povall, second by Alderman Gainspoletti and unanimously adopted, it is ordered to adopt the FYE 2017 Public Improvement Bond Resolution as detailed per "Exhibit C".

ORDERED this December 6, 2016.

ORDER TO ADOPT REDISTRICTING ORDINANCE

After discussion, upon Motion by Alderman Abraham, second by Alderman Smith and unanimously adopted, it is ordered to adopt a Redistricting ordinance due to the recent annexation.

AN ORDINANCE RE-APPORTIONING THE CITY OF CLEVELAND INTO SIX (6) ELECTION WARDS AND DEFINING THE BOUNDARIES OF THE SAME

WHEREAS, the Mayor and Board of Aldermen for the City of Cleveland, Mississippi executed the redistricting process following the release of the census 2010 population data, and ultimately adopted AN ORDINANCE RE-APPORTIONING THE CITY OF CLEVELAND INTO SIX (6) ELECTION WARDS AND DEFINING THE BOUNDARIES OF THE SAME; and,

WHEREAS, since the adoption of said Ordinance the City of Cleveland, Mississippi has enlarged and expanded its boundaries and thereby added geographic territory to the corporate limits; and,

WHEREAS, the territory added to the City of Cleveland through annexation must be assigned to an election ward in order to afford the opportunity of the residents therein, if any, the opportunity to participate in municipal elections.

NOW THEREFORE BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Cleveland, Bolivar County Mississippi, as follows:

SECTION 1: The Mayor and Board of Aldermen for the City of Cleveland hereby find the *Post Annexation Redistricting Plan* to fairly and equitably divide the City into six (6) election districts, and a copy of said redistricting plan is attached hereto and marked as EXHIBIT A.

SECTION 2: The *Post Annexation Redistricting Plan* differs from the redistricting plan effectuated by the 2010 redistricting only to the extent that the annexed territory is appended to Ward 1.

SECTION 3: That the City of Cleveland, in the Second Judicial District of Bolivar County, Mississippi be and it is hereby re-apportioned and divided into six (6) wards, with each such ward being set out on the map attached hereto and marked as EXHIBIT A. The perimeter metes and bounds description of the six (6) wards, as re-apportioned, are declared to be as follows:

Ward 1

Beginning at the point of intersection of the centerline of Carpenter Street and the centerline of Bayou Avenue; thence run Northwesterly along the centerline of said Bayou Avenue to its point of intersection with the present Northern corporate limits of the city of Cleveland, Mississippi; thence run Easterly following along said present corporate limits as enlarged by the Chancery Court of Bolivar County, Mississippi, Second Judicial District, in Cause No. 2016-0124, in a clockwise direction to its

point of intersection with the centerline of Cross Street; thence leaving said present corporate limits run Westerly along the centerline of said Cross Street to its intersection with the centerline of South Martin Luther King Jr. Drive; thence run Northerly along the centerline of said South Martin Luther King Jr. Drive to its intersection with the centerline of Beach Street; thence run Westerly and Northerly along the centerline of said Beach Street to its intersection with the centerline of South Street; thence run West along the centerline of South Street to its intersection with the centerline U.S. Highway 61; thence run North along the centerline of U.S. Highway 61 to its intersection with the centerline of 3rd Street; thence run West along the centerline of 3rd Street to its intersection with the centerline of North Sharpe Avenue; thence run North along the centerline of North Sharpe Avenue to its intersection with the centerline of Carpenter Street; thence run West along the centerline of Carpenter Street to its intersection with the centerline of Bayou Avenue, said point being the point of beginning.

Ward 2
Beginning at the point of intersection of the centerline of U.S. Highway 61 and the centerline of South Street; thence run North along the centerline of U.S. Highway 61 to its intersection with the centerline of 3rd Street; thence run West along the centerline of 3rd Street to its intersection with the centerline of North Sharpe Avenue; thence run North along the centerline of North Sharpe Avenue to its intersection with the centerline of Carpenter Street; thence run West along the centerline of Carpenter Street to its intersection with the centerline of Bayou Avenue; thence run Southerly along the centerline of Bayou Avenue to its intersection with the centerline of Mississippi Highway 8, said Highway also being known as Sunflower Road; thence run West along the centerline of said Highway 8 to its intersection with the centerline of North Leflore Avenue; thence run South along the centerline of North Leflore Avenue to its intersection with the centerline of South Court Street; thence run East along the centerline of South Court Street to its intersection with the centerline of Jones Bayou; thence run Southerly along the centerline of Jones Bayou to its intersection with a Westerly extension of the centerline of Cross Street; thence run East to and along the centerline of Cross Street to its intersection with the centerline of Chrisman Avenue; thence run South along the centerline of Chrisman Avenue to its intersection with the centerline of White Street; thence run East along the centerline of White Street to its intersection with the centerline of U.S. Highway 61; thence run Southerly along the centerline of said U.S. Highway 61 to its point of intersection with the present Southern corporate limits of the city of Cleveland, Mississippi; thence run Easterly following along said present corporate limits in a counter clockwise direction to its point of intersection with the centerline of Cross Street; thence leaving said present corporate limits run Westerly along the centerline of said Cross Street to its intersection with the centerline of South Martin Luther King Jr. Drive; thence run Northerly along the centerline of said South Martin Luther King Jr. Drive to its intersection with the centerline of Beach Street; thence run Westerly and Northerly along the centerline of said Beach Street to its intersection with the centerline of South Street; thence run Westerly along the centerline of said South Street to its point of intersection with the centerline U.S. Highway 61, said point being the point of beginning.

Ward 3
Beginning at the point of intersection of the centerline of Mississippi Highway 8, said Highway also being known as Sunflower Road, and the centerline of Bayou Avenue; thence run Northwesterly along the centerline of said Bayou Avenue to its point of intersection with the present Northern corporate limits of the city of Cleveland, Mississippi; thence run Westerly following along said present corporate limits in a counter clockwise direction to a point of intersection with the centerline of Sunflower Road; thence leaving the present municipal limits run East along the centerline of Sunflower Road to its intersection with the centerline of Bishop Road; thence continue East along the centerline of Sunflower Road to a point lying 500 feet more or less West of the intersection of the centerline of said Sunflower Road and the centerline of Canal Avenue, said point lying at the western margin of a single family residential neighborhood; thence run South to and along the Western margin of said neighborhood to a point on the north margin of the northerly access road of the EB Hill Family Apartments; thence run East to the centerline of Canal Avenue; thence run Southerly along Canal Avenue to its intersection with the centerline of Maple Street; thence run Easterly along the centerline of said Maple Street to its intersection with the centerline of 5th Avenue; thence run Northerly along the centerline of said 5th Avenue to its intersection with the centerline of Mississippi Highway 8; thence run Easterly along the centerline of said Mississippi Highway 8 to its point of intersection with the centerline of Bayou Avenue, said point being the point of beginning.

Ward 4
Beginning at the point of intersection of the centerline of Mississippi Highway 8, said Highway also being known as Sunflower Road, and the centerline of North Leflore Avenue; thence run south along the centerline of North Leflore Avenue to its intersection with the centerline of South Court Street; thence run East along the centerline of South Court Street to its intersection with the centerline of Jones Bayou; thence run Southerly along the centerline of Jones Bayou to its intersection with the centerline of Yale Street; thence run Westerly along the centerline of Yale Street to its intersection with the centerline of South Victoria Avenue; thence run Northerly along the centerline of said South Victoria Avenue to its intersection with the centerline of Avery Street; thence run Westerly along the centerline of said Avery Street to its intersection with the centerline of South 2nd Avenue; thence run Northerly along the centerline of said South 2nd Avenue to its intersection with the centerline of Deering Street; thence run Westerly along the centerline of said Deering Street to its intersection with the centerline of South 5th Avenue; thence run Northerly along the centerline of said South 5th Avenue to its intersection with the centerline of Farmer Street; thence run Westerly and Northwesterly along the centerline of said Farmer Street to its intersection with the centerline of College Street; thence run Westerly along the centerline of said College Street to its intersection with the easterly entrance to Bear Pen Park; thence run West to a point on the present Western corporate limits of the City of Cleveland, Mississippi; thence run Northerly along said present limits in a clockwise direction to its point of intersection with the centerline of Sunflower Road; thence run East along the centerline of Sunflower Road to its intersection with the centerline of Bishop Road; thence continue East along the centerline of Sunflower Road to a point lying 500 feet more or less West of the intersection of the centerline of said Sunflower Road and the centerline of Canal Avenue, said point lying at the western margin of a single family residential neighborhood; thence run South to and along the Western margin of said neighborhood to a point on the north margin of the northerly access road of the EB Hill Family Apartments; thence run East to the centerline of Canal Avenue; thence run Southerly along Canal Avenue to its intersection with the centerline of Maple Street; thence run Easterly along the centerline of said Maple Street to its intersection with the centerline of 5th Avenue; thence run Northerly along the centerline of said 5th Avenue to its intersection with the centerline of Mississippi Highway 8; thence run Easterly along the centerline of said Mississippi Highway 8 to its point of intersection with the centerline of North Leflore Avenue, said point being the point of beginning.

Ward 5
Beginning at the point of intersection of the centerline of Canal Avenue and the centerline of College Street; thence run Westerly along the centerline of said College Street to its intersection with the easterly entrance to Bear Pen Park; thence run West to a point on the present Western corporate limits of the City of Cleveland, Mississippi; thence run Southerly following along said present corporate limits in a counter clockwise direction to its point of intersection with the centerline of the main track of the Columbus and Greenville Railroad; thence leaving said present corporate limits run Northerly along the centerline of said Railroad to its intersection with an Easterly extension of the centerline of Yale Street; thence run Westerly to and along the centerline of Yale Street to its intersection with the centerline of South Victoria Avenue; thence run Northerly along the centerline of said South Victoria Avenue to its intersection with the centerline of Avery Street; thence run Westerly along the centerline of said Avery Street to its intersection with the centerline of South 2nd Avenue; thence run Northerly along the centerline of said South 2nd Avenue to its intersection with the centerline of Deering Street; thence run Westerly along the centerline of said Deering Street to its intersection with the centerline of South 5th Avenue; thence run Northerly along the centerline of said South 5th Avenue to its intersection with the centerline of Farmer Street; thence run Westerly and Northwesterly along the centerline of said Farmer Street to its intersection with the centerline of College Street; thence run Westerly along the centerline of said College Street to its point of intersection with the centerline of Canal Avenue, said point being the point of beginning.

Ward 6
Beginning at the point of intersection of the centerline of Aloe Avenue and the centerline of Cross Street; thence run Easterly along the centerline of said Cross Street to its intersection with the centerline of Chrisman Avenue; thence run Southerly along the centerline of said Chrisman Avenue to its intersection with the centerline of White Street; thence run Easterly along the centerline of said White Street to its intersection with the centerline of U.S. Highway 61; thence run Southerly along the centerline of said U.S. Highway 61 to its point of intersection with the present Southern corporate limits of the city of Cleveland, Mississippi; thence run Westerly following along said present corporate limits in a clockwise direction to its point of intersection with the centerline of the main track of the Columbus and Greenville Railroad; thence leaving said present corporate limits run Northerly along the centerline of said Railroad to its intersection with an Easterly extension of the centerline of Yale Street; thence run Westerly to and along the centerline of Yale Street to its intersection with the centerline of Jones Bayou; thence run Northerly along the centerline of Jones Bayou to its intersection with Westerly extension of the centerline of Cross Street; thence run Easterly to and along the centerline of said Cross Street to its point of intersection with Aloe Avenue, said point being the point of beginning.

SECTION 4: That in the event of a conflict between the map included as EXHIBIT A and the legal descriptions contained hereinabove, the map shall control.

SECTION 5: That these election district boundaries shall be utilized beginning with the regular municipal election in the year 2017, and in all municipal elections thereafter.

SECTION 6: Any special election which may be required prior to the regular municipal election in the year 2017 to fill any vacancy in the offices held by members of the Board of Aldermen serving at this time shall be held and conducted in accordance with the wards existing prior to the adoption of this Ordinance.

SECTION 7: That all ordinances or parts of ordinances of the City of Cleveland, Mississippi in conflict with this Ordinance be and the same are hereby repealed to the extent of such conflict.

SECTION 8: That the custodian of the municipal voter registration records for the City of Cleveland shall cause such voter registration records to be adjusted in such a manner as to cause said records to conform to the newly established wards as ordained herein.

SECTION 9: That this Ordinance shall take effect and be in force as provided by law.

Upon consideration of the foregoing a motion to adopt the Ordinance was made by Alderman Abraham and seconded by Alderman Smith and the Motion to adopt the foregoing Ordinance, which had previously been reduced to writing, having been put to a roll call vote with the results as follows:

Alderman Robert Sanders	AYE
Alderman Danny Abraham	AYE
Alderman Maurice Smith	AYE
Alderman Ted Campbell	AYE
Alderman Gary Gainspoletti	AYE
Alderman Kirk Povall	AYE
Alderman Paul Jumonh	Absent

The motion on the Ordinance having received the affirmative vote of the majority of the members of the Board of Aldermen the Mayor declared the motion carried and the Ordinance adopted on this the 6th day of December, 2016.

/s Billy Nowell
Billy Nowell, Mayor

ATTEST:
/s Dominique Green
City Clerk

ORDERED this December 6, 2016.

ORDER TO ADOPT BEAUTIFICATION COMMISSION ORDINANCE

After discussion, upon Motion by Alderman Gainspoletti, second by Alderman Campbell and unanimously adopted, it is ordered to adopt an ordinance creating a City Beautification Commission with members of the commission being appointed from each ward by the Board of Aldermen.

ORDERED this December 6, 2016.

ORDER TO APPROVE RECOMMENDATION TO REAPPOINT PLANNING COMMISSIONERS

After discussion, upon Motion by Alderman Sanders, second by Alderman Abraham, and unanimously adopted, it is ordered to approve recommendation to reappoint planning commissioners Ajax Morris, John Cox and Brenett Haynes to an additional three-year term expiring December 31, 2019.

ORDERED this December 6, 2016.

ORDER TO APPROVE RECOMMENDATION TO REAPPOINT CONTRACTOR LICENSING BOARD MEMBERS

After discussion, upon Motion by Alderman Gainspoletti, second by Alderman Smith, and unanimously adopted, it is ordered to approve recommendation to reappoint Contractor Licensing Board members Jason Harris, Steven Kovac and James Frazier to an additional three-year term expiring December 31, 2019.

ORDERED this December 6, 2016.

ORDER TO APPROVE RECOMMENDATION TO REAPPOINT HERITAGE COMMISSIONERS

After discussion, upon Motion by Alderman Abraham, second by Alderman Smith, and unanimously adopted, it is ordered to approve recommendation to reappoint Heritage Commissioners Cetin Oguz, Emily Jones and Lynn Shurden to an additional three-year term expiring December 31, 2019.

ORDERED this December 6, 2016.

ORDER TO ACCEPT LOWEST AND BEST BID FOR ANNUAL CODE ENFORCEMENT

After discussion, upon Motion by Alderman Abraham, second by Alderman Campbell, and unanimously adopted, it is ordered to award the annual code enforcement to Joe Reed & Company, Inc. which provided the lowest and best bid totaling $1.85 per square foot. Joe Reed & Company, Inc. was the sole bidder.

DEPARTMENT OF COMMUNITY DEVELOPMENT
ANNUAL BIDS FOR SERVICE
January 1, 2017 through December 31, 2017

PUBLIC NUISANCE DEMOLITION

Bidder	**Price Per Square Foot**
Joe Reed & Company, Inc.	$1.85

ORDERED this December 6, 2016.

ORDER TO REPEAL ADJUDICATION OF PROPERTY 403 CROSS PREVIOUSLY ADJUDICATED

After discussion, upon Motion by Alderman Sanders, second by Alderman Smith, and unanimously adopted, it is ordered to repeal the adjudication of property located at 403 Cross Street, which was previously adjudicated at the November 1st, 2016 regular board meeting.

ORDERED this December 6, 2016.

ORDER TO LIFT GOLF CART ORDINANCE FOR JUNIOR AUXILIARY CHILDREN'S BENEFIT BALL

After discussion, upon Motion by Alderman Abraham, second by Alderman Gainspoletti, and unanimously adopted, it is ordered to waive the golf cart ordinance to facilitate transportation from neighboring parking areas of the Junior Auxiliary Children's Benefit Ball on February 24th, 2017.

ORDERED this December 6, 2016.

ORDER TO ADVERTISE FOR MULTI-MODAL PROJECT BIDS

After discussion, upon Motion by Alderman Gainspoletti, second by Alderman Abraham, and unanimously adopted, it is ordered to approve the advertisement requesting bids for the municipal airport Multi-Modal project.

ORDERED this December 6, 2016.

ORDER TO APPROVE TRANSFER OF $1,000 TO CLEVELAND DEVELOPMENT FOUNDATION FOR PARKS AND RECREATION SCHOLARSHIPS

After discussion, upon Motion by Alderman Gainspoletti, second by Alderman Campbell, and unanimously adopted, it is ordered to approve the transfer of $1,000 to the Cleveland Development Foundation for the purpose of providing Parks and Recreation scholarships for youth sports participation.

ORDERED this December 6, 2016.

ORDER TO APPROVE BUDGET AMENDMENTS

After discussion, upon Motion by Alderman Gainspoletti, seconded by Alderman Campbell, and unanimously adopted, it is ordered to approve the budget amendments as presented.

City of Cleveland
FYE 2016 Budget Amendments
for Expenditures
December 6th, 2016

		Capital Outlay	
Fund/Department/Account	**Original or Amended Budget**	**Increase (Decrease)**	**Budget As Now Amended**
General Fund (001-320-920)			
Street Department			
Equipment and Machinery	0.00	56,718.48	56,718.48
Street Sweeper Lease Payment			
Public Improvement Bond Fund (305-678-912)			
Capital Projects			
Amzie Moore Dugouts	18,000.00	(18,000.00)	0.00
Remove duplicate budgeted amount			
Totals	18,000.00	38,718.48	56,718.48

ORDERED this December 6, 2016.

ORDER TO APPROVE CITY CLERK, DEPUTY CITY CLERK AND STAFF ACCOUNTANT ATTENDANCE AT IIMC ELECTION TRAINING

After discussion, upon motion by Alderman Campbell, second by Alderman Sanders, and unanimously adopted, it is ordered to approve the travel and associated costs to send the City Clerk, Deputy City Clerk and Staff Accountant to the International Institute of Municipal Clerks (IIMC) Election Training to be held on December 15th, 2016 in Jackson, MS.

ORDERED this December 6, 2016.

ORDER TO APPROVE CLEVELAND I-69 CORRIDOR RESOLUTION

After discussion, upon motion by Alderman Povall, second by Alderman Abraham, and unanimously adopted, it is ordered to approve a resolution expressing the City's support of continued progress on the I-69 Mississippi River Bridge Crossing and Alignment Project SIU 11.

RESOLUTION

A RESOLUTION SUPPORTING THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION IN THE FILING OF AN APPLICATION FOR USDOT FASTLANE TRANSPORTATION INFRASTRUCTURE FUNDS FOR CONSTRUCTION OF I-69 MISSISSIPPI RIVER BRIDGE CROSSING AND ALIGNMENT PROJECT SIU 11

WHEREAS, The I-69 Mississippi River Bridge Crossing and Alignment Project is a multi-state highway freight project that will add capacity on the Interstate System to improve mobility; and

WHEREAS, The I-69 Mississippi River Bridge Crossing and Alignment Project SIU 11 will provide a safe, efficient, and cost effective interstate / freeway transportation facility; and

WHEREAS, SIU 11 will promote economic development within the Mississippi Delta, a rural, economically depressed region with high poverty rates, high unemployment rates, poor health, and related issues; and

WHEREAS, The Mississippi Department of Transportation may utilize any available funds to initiate real estate acquisition along the I-69 alignment on those segments of I-69 in SIU 11 which are not located within the existing U.S. Highway 61 four-lane alignment, as their initial order of priority for I-69 real estate acquisition; and

WHEREAS, We support the U.S. Congress, the Mississippi Department of Transportation and the Arkansas Department of Transportation to include four-lane access arteries to U.S. Highways 82, 61, 65 and 278, and MS Highway 448; and

WHEREAS, We support a four-lane access artery connecting the U.S. Highway 82 Population Corridor with the I-69 Mississippi River Bridge Crossing; and

WHEREAS, The potential of a rail crossing should be examined for the I-69 Mississippi River Bridge Crossing; and

BE IT RESOLVED, by the Cleveland Board of Aldermen that the City of Cleveland does hereby pledge support for the Mississippi Department of Transportation and the Arkansas Department of Transportation to bring a multi-state effort forward in support of continued progress on the I-69 Mississippi River Bridge Crossing and Alignment Project SIU 11.

Billy Nowell
Billy Nowell, Mayor
Cleveland, Mississippi

Dominique Green
Dominique Green, City Clerk

ORDERED this December 6, 2016.

ORDER TO APPROVE ISOLVED TIMEFORCE TIME AND ATTENDANCE SOLUTIONS AGREEMENT

After discussion, upon motion by Alderman Abraham, second by Alderman Campbell, and unanimously adopted, it is ordered to approve the agreement with iSolved TimeForce to begin utilizing their time and attendance solutions for the tracking of time for city employees, pending changes to the agreement as requested by the City Attorney.

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iSolved

TIME AND ATTENDANCE SOLUTIONS
SUBSCRIPTION AND EQUIPMENT ORDER

This Order constitutes a non-cancellable purchase commitment and will become a binding agreement ("Agreement") when signed by duly authorized representatives of Infinisource and Subscriber. The Term of this Agreement and your Fees payment obligation shall begin on the Service Start Date, and the Agreement shall consist of this Order, any Payment Authorizations signed by Subscriber, and the Terms & Conditions as provided at http://www.infinisource.com/terms-of-use. All capitalized terms not otherwise defined in this Subscription and Equipment Order are defined in the Terms & Conditions.

Subscriber Legal Name: City of Cleveland
Effective Date: ~~12/1/16~~ 12/1/2016
Service Start Date: ~~1/1/17~~ 12/20/2016

Minimum Employees: 0
Subscriber orders the following Services and Equipment:

Description of Service and Equipment			One-Time	Recurring	Qty	Price Each	Total Amount
iSolved TimeForce				✓	150	$2.70	$405.00
iSolved Timeforce Setup and Training			✓		1	$695.00	$695.00
							$0.00
							$0.00
Clock Model	Communication	Punch Entry Method					$0.00
ESA Hardware	Monthly			✓	3	$20.00	$60.00

Fees: Subscriber agrees to pay the following fees upon receipt of invoice:
Set-up and first month's fees: $1,360.00
Eleven monthly payments of: $468.00

Subscriber's obligation to pay Fees shall not be reduced because Subscriber fails to use the Service or Equipment in the quantities agreed to above.

By signing below, the parties agree to the foregoing and the Terms and Conditions at http://www.infinisource.com/terms-of-use. This Agreement is effective as of the Effective Date.

Infinisource, Inc.	Subscriber: City of Cleveland (MS)
By: _____	By: Dominique Green
Print Name: _____	Print Name: Dominique Green
Title: _____	Title: City Clerk
Address: 324 South State, 5th Floor Salt Lake City, UT 84111	Address: PO Box 1439 Cleveland, MS 38732
Phone: 800-733-8839	Phone: 662-846-1471
Email: _____	Email: dominique.green@cityofclevelandms.com
	DATE: 12-20-2016

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ORDERED this December 6, 2016.

ORDER TO APPROVE PAYMENT FOR POLICE DEPARTMENT VEHICLES

After discussion, upon motion by Alderman Gainspoletti, second by Alderman Abraham, and unanimously adopted, it is ordered to approve the payment for the acquisition of three Chevrolet Tahoes for the police department totaling $97,905.

ORDERED this December 6, 2016.

ORDER TO APPROVE FARM BUREAU AS A SUPPLEMENTAL INSURANCE PROVIDER

After discussion, upon motion by Alderman Smith, second by Alderman Gainspoletti, and unanimously adopted, it is ordered to approve Farm Bureau Insurance as a supplemental insurance provider for city employees.

ORDERED this December 6, 2016.

ORDER TO REVISE LONGEVITY POLICY EFFECTIVE JANUARY 1ST, 2017

After discussion, upon motion by Alderman Smith, second by Alderman Gainspoletti, and unanimously adopted, it is ordered to revise the longevity policy effective January 1st, 2017 therefore causing the City to adjust the longevity percentages for all employees annually on October 1st going forward, instead of adjusting the longevity percentage for each employee on their employment anniversary date.

ORDERED this December 6, 2016.

ORDER TO APPROVE ELECTION COMMISSIONERS ATTENDANCE AT MISSISSIPPI SECRETARY OF STATE ELECTION TRAINING

After discussion, upon motion by Alderman Povall, second by Alderman Sanders, and unanimously adopted, it is ordered to approve the travel and associated costs to send the Election Commissioners to the Mississippi Secretary of State Election Training.

ORDERED this December 6, 2016.

ORDER TO APPROVE EMPLOYEE ACTION RECOMMENDATIONS

After discussion, upon motion by Alderman Povall, second by Alderman Smith, and unanimously adopted, it is ordered to approve the employee action recommendations as presented.

Cleveland

Employee Action Recommendations
Tuesday, December 06, 2016

Employee Name	Type of Action	Requested Effective Date	Department		Job Title		Pay Rate	
			Currently	Requested	Currently	Requested	Currently	Requested
Timothy Howze	New Hire	12/14/2016		Police Dept.		Patrolman 3rd Class		$1216.14/bi-weekly
Fred Townsend, Jr.	New Hire	12/14/2016		Police Dept.		Patrolman 3rd Class		$1216.14/bi-weekly
Dillon Norwood	New Hire	12/14/2016		Police Dept.		Patrolman 3rd Class		$1216.14/bi-weekly

Notice: This document may contain confidential personnel information regarding job performance by City employees. Accordingly, it should not be released as a public record by an City official or employee without formal request according to Board approved policy and procedures without the redaction of such exempt information.

ORDERED this December 6, 2016.

ORDER TO APPROVE HOLIDAY PROCLAMATION AUTHORIZING HOLIDAY CLOSURES

After discussion, upon motion by Alderman Gainspoletti, second by Alderman Smith, and unanimously adopted, it is ordered to approve the Governor Bryant's Holiday Proclamation authorizing holiday closures in observance of the Christmas and New Year's holidays.

STATE OF MISSISSIPPI
Office of the Governor

PROCLAMATION

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

WHEREAS, pursuant to Miss. Code Ann. Section 25-1-97, holidays which fall on Saturday or Sunday may be observed on the following Monday; and

WHEREAS, during the Thanksgiving holiday and Christmas and New Year's season, many state employees will spend time with their families in Mississippi and in other states;

NOW, THEREFORE, I, Phil Bryant, Governor of the State of Mississippi, pursuant to the authority vested in me under the Constitution of the State of Mississippi and applicable statutes of the State of Mississippi, do hereby authorize the closing of all offices of the State of Mississippi on Thursday, November 24, 2016, in observance of THANKSGIVING DAY; on Sunday, December 25, 2016, in observance of CHRISTMAS DAY; and on Sunday, January 1, 2017, in observance of NEW YEAR'S DAY.

IN ADDITION, I hereby authorize the executive officers of all state agencies, in their discretion after considering the interests of the people of the State of Mississippi and the staffing needs of their respective agencies, to close all offices of the State of Mississippi on Friday, November 25, 2016, in further observance of the Thanksgiving holiday; on Monday, December 26, 2016, in further observance of Christmas and on Monday, January 2, 2017, in further observance of New Year's Day; and to staff their respective agencies as needed during the Thanksgiving holiday and Christmas and New Year's season.

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

DONE in the City of Jackson, on the 21st day of October in the year of our Lord, two thousand and sixteen, and of the Independence of the United States of America, the two hundred and forty-first.

Phil Bryant

PHIL BRYANT
GOVERNOR

BY THE GOVERNOR

C. Delbert Hosemann, Jr.

C. DELBERT HOSEMANN, JR.
SECRETARY OF STATE

ORDERED this December 6, 2016.

ORDER TO CHANGE THE JANUARY 3RD, 2017 REGULAR BOARD MEETING DATE TO JANUARY 10TH, 2017

After discussion, upon motion by Alderman Smith, second by Alderman Gainspoletti, and unanimously adopted, it is ordered to change the January regular board meeting scheduled for January 3rd, 2017 to January 10th, 2017 at 6:30 PM.

ORDERED this December 6, 2016.

ORDER TO REVISE HOLIDAY COMPENSATORY POLICY

After discussion, upon motion by Alderman Gainspoletti, second by Alderman Campbell, and unanimously adopted, it is ordered to revise the Holiday Compensatory policy therefore allowing employees, with the exception of emergency personnel, to be compensated overtime pay at a rate of time and a half for hours worked on city approved holidays. Emergency personnel will be compensated at a rate of time and half in compensatory hours in lieu of overtime pay.

ORDERED this December 6, 2016.

ORDER TO RECOGNIZE JANOUSH FAMILY FOR DONATION OF CHRISTMAS DECORATIONS

After discussion, upon motion by Alderman Povall, second by Alderman Abraham, and unanimously adopted, it is ordered to recognize the Janoush Family for the donation of Christmas decorations to the City.

ORDERED this December 6, 2016.

ORDER FOR EXECUTIVE SESSION

After discussion, upon Motion by Alderman Povall, second by Alderman Abraham, and unanimously adopted, it is ordered that the Board go into closed session to consider going into executive session to discuss an interpleader action related to the HOME Project grant funds, Faurecia lease negotiation, Police Department personnel issue, Municipal Court personnel issue, City Hall personnel issue update, purchase of property and right of way authority for Aguzzi pump station project.

ORDERED this December 6, 2016.

After discussion, upon Motion by Alderman Povall, second by Alderman Gainspoletti, and unanimously adopted, it is ordered that the Board go into executive session to discuss an interpleader action related to the HOME Project grant funds, Faurecia lease negotiation, Police Department personnel issue, Municipal Court personnel issue, City Hall personnel issue update, purchase of property and right of way authority for Aguzzi pump station project.

ORDERED this December 6, 2016.

EXECUTIVE SESSION

After discussion, upon Motion by Alderman Povall, second by Alderman Smith and unanimously adopted, it is ordered to approve the City Attorney to file an interpleader action in Chancery Court related to the HOME Project grant funds owed to general contractor RL Brand. Furthermore, it is ordered to attach a listing of items needing repair on the homes in conjunction with the interpleader action and therefore request relief from the court to allow for the hire of a third party contractor to repair the homes.

ORDERED this December 6, 2016.

Upon Motion by Alderman Abraham, second by Alderman Sanders, and unanimously adopted, it is ordered to approve the revision of the Faurecia lease to provide that Faurecia agrees to adjust the lease payments in the event the costs incurred by HVAC improvement project exceeds the estimated cost of $1.8 million but less than $2.2 million to therefore cover the difference between the estimated and actual costs of the project.

ORDERED this December 6, 2016.

Upon Motion by Alderman Gainspoletti, second by Alderman Smith, and unanimously adopted, it is ordered to authorize the City Attorney to speak with the property owner of two parking lots located adjacent to downtown regarding the City's interest in purchasing the properties as well as the authority to retain an appraisal for the properties.

ORDERED this December 6, 2016.

Upon Motion by Alderman Gainspoletti, second by Alderman Sanders, and unanimously adopted, it is ordered to grant the City Attorney the authority to negotiate with land owners impacted by the Aguzzi Pump Station project for right of way easements with an amount not to exceed $500 per land owner.

ORDERED this December 6, 2016.

Upon Motion by Alderman Povall, second by Alderman Sanders, and unanimously adopted, it is ordered to approve the return of Officer Walls to desk duty without a firearm until he undergoes a second fitness for duty examination by a licensed clinical psychologist, with said examination being paid for by the City, and is declared as fit to return to active duty per a written report. Furthermore, it is ordered to approve the remittance of a lump sum settlement for compensation Officer Walls missed while on administrative leave without pay, contingent upon the employee's agreement to dismiss his EEOC claim.

ORDERED this December 6, 2016.

Upon motion by Alderman Povall, seconded by Alderman Abraham, and unanimously adopted, it is ordered that the Board come out of executive session and re-enter open session.

ORDERED this December 6, 2016.

ORDER TO TERMINATE PUBLIC DEFENDER

Alderman Povall motioned, with a second by Alderman Gainspoletti to terminate Attorney Daniel Morris as public defender effective December 31st, 2016 due to failure to appear in court as required per written notice to Attorney Morris sent in August 2016.

ORDERED this December 6, 2016.

ORDER TO AMEND MOTION TO TERMINATE PUBLIC DEFENDER

Upon Motion by Alderman Smith, second by Alderman Sanders, and unanimously adopted, it is ordered to amend the prior motion to terminate public defender Attorney Daniel Morris to include that such termination should occur in the event he is absent at any upcoming court dates within the next twelve months as a result of his failure to appear in court as required per written notice to Attorney Morris sent in August 2016.

ORDERED this December 6, 2016.

ORDER TO APPROVE PROMOTION OF JUDGES

Upon Motion by Alderman Smith, second by Alderman Sanders, and unanimously adopted, it is ordered to approve the promotion of John Cox to senior judge and Tom Janoush from Judge Pro-Tempore to full time judge on an interim basis.

ORDERED this December 6, 2016.

ORDER TO ADJOURN

With there being no further business to come before the Board at this session of this regular meeting, upon motion duly made by Alderman Abraham, second by Alderman Sanders, and unanimously adopted, it is ordered that the Regular Board Meeting of December 6, 2016 thereof be adjourned.

ORDERED this December 6, 2016.

Billy Nowell
BILLY NOWELL, Mayor

Attest:

Dominique Green
DOMINIQUE GREEN, City Clerk

Minutes approved this 10 day of January, 2017.

Billy Nowell
BILLY NOWELL, Mayor

Attest:

Dominique Green
DOMINIQUE GREEN, City Clerk

EXHIBIT A

Upon presentation and examination of the minutes of the October 24th special call meeting and November 1st regular meeting it is ordered that the minutes of said meetings are approved as a part of the consent agenda.

BE IT RESOLVED AND ORDERED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLEVELAND, MISSISSIPPI that the transfers and claims detailed on the Municipal Claims Docket of said City for the month immediately preceding the month of this meeting, aggregating $619,688.79 and all hereby approved for payment to the fund and claimant in the amount and from the particular fund as set forth in each of said transfers and claims on said docket, and said amount is hereby appropriated for the immediate payment of each and all of said transfers and claims from the respective funds as shown on said docket to be payable as aforesaid. RESOLVED AND ORDERED as a part of the consent agenda.

ORDERED, ADJUDICATED, AND FOUND, and unanimously adopted as a part of the consent agenda, that said premises hereinafter set forth, and as designated on the current tax rolls of this City, in the conditions reported as aforesaid, and at the time of this hearing, are each a menace to the public health and safety of this community, and that this City shall send notices as provided by said Section 21-19-11 as follows:

Request to Send Notice for MCA 21-19-11 Properties

6-Dec-16

Site Address	Parcel #	Legal	Owner Name	Owner Address	Owner City	Complaint
805 Eighth Avenue	33-20-695-00-05400	Lot 54 Sunnyside Subdivision	Rami Asmar	805 Eighth Avenue	Cleveland, MS 38732	Public Nuisance
405 E. Sunflower Road	33-16-900-00-13100	Lot in SW 1/4 of SE 1/4 on North Line of Hwy 8 Less Pt to Hwy S16 T22 R5 Cleveland Not Platted	Catherine M. Ashley	P. O. Box 129	Cleveland, MS 38732	Dilapidated structure
602 S. Leflore Avenue	33-21-415-00-03900	Lot 39 & South 24 of Lot 40 Nance 2nd Addition	Jerry J. Dycus	602 S. Leflore Avenue	Cleveland, MS 38732	Public Nuisance
634 N. Bayou Avenue	33-17-085-00-04700	S 1/2 of Lot 47 Carpenter & Walker 3rd Subdivision	Barbara Jean Ray Blaylock	634 N. Bayou Avenue	Cleveland, MS 38732	Dilapidated shed
200 & 202 Grover Street	33-21-750-00-02100	Lot 21 Wade Addition	A & V Real Estate	P. O. Box 4296	Cleveland, MS 38732	Public Nuisance
1024 S. Chrisman Avenue	33-21-490-00-01801	Pt of E 1/2 of Lot 18 Nowell & Ross 1st Addition	Mary Carter	828 N. Parkway Drive	Cleveland, MS 38732	Overgrowth

Total Records: 6

11/2

Unanimously adopted as part of the consent agenda, it is ordered to approve the request to tow nuisance vehicles as follows.

Car Tows

December 6, 2016

Case Date	Site Address	Complaint	Description
11/29/2016	128 Roosevelt Street	Vehicle blocking sweeping operations	White Chevrolet Van Tag no: BRS 908
11/29/2016	128 Roosevelt Street	Vehicle blocking sweeping operations	Red Dodge Durango
11/29/2016	806 Church Avenue	Vehicle blocking sweeping operations	White 4 dr Mercury Grand Marquis

Total Records: 3

Unanimously adopted as part of the consent agenda, it is ordered to accept the Public Works Department six month bids for supplies effective January 1, 2017 to June 30, 2017.

1.0 WATER, SEWER, & STORM DRAINAGE SUPPLIES

1.1 DUCTILE IRON PIPE

ITEM	DESCRIPTION	Southern Pipe	Coburn Supply		
1.1.1	4" Mechanical Joint per foot	$ 20.00	$ 30.58		
1.1.2	6" Mechanical Joint per foot	$ 26.00	$ 29.50		
1.1.3	8" Mechanical Joint per foot	$ 35.00	$ 41.81		
1.1.4	10" Mechanical Joint per foot	$ 47.00	$ 56.45		
1.1.5	12" Mechanical Joint per foot	$ 60.00	$ 69.90		
1.1.6	4" Slip Joint per foot	$ 16.00	$ 21.45		
1.1.7	6" Slip Joint per foot	$ 13.40	$ 14.50		
1.1.8	8" Slip Joint per foot	$ 16.00	$ 19.40		
1.1.9	10" Slip Joint per foot	$ 21.00	$ 26.00		
1.1.10	12" Slip Joint per foot	$ 26.00	$ 31.90		

1.2 C900 PVC WATER PIPE, Class 200, DR14

ITEM	DESCRIPTION	Southern Pipe	Coburn Supply		
1.2.1	4" C900 Pipe	$ 2.40	$ 2.67		
1.2.2	6" C900 Pipe	$ 4.32	$ 5.00		
1.2.3	8" C900 Pipe	$ 7.71	$ 8.60		

1.3 PRESSURE RATED PVC WATER PIPE, Class 200, SDR 21

ITEM	DESCRIPTION	Southern Pipe	Coburn Supply		
1.3.1	2" PVC Water Pipe	$ 0.39	$ 0.47		
1.3.2	3" PVC Water Pipe	$ 0.89	$ 0.95		

1.4 PVC SOLID WALL SEWER PIPE, SDR 26

ITEM	DESCRIPTION	Southern Pipe	Coburn Supply		
1.4.1	8" PVC Sewer Pipe	$ 3.69	$ 4.25		
1.4.2	10" PVC Sewer Pipe	$ 6.04	$ 6.69		
1.4.3	12" PVC Sewer Pipe	$ 8.87	$ 9.53		
1.4.4	15" PVC Sewer Pipe	$ 13.69	$ 14.40		
1.4.6	18" PVC Sewer Pipe	$ 18.89	$ 30.25		

1.5 PVC TRUSS PIPE

ITEM	DESCRIPTION	Southern Pipe			
1.5.1	8" PVC TrussPipe	$ 7.48			
1.5.2	10" PVC TrussPipe	$ 10.90			
1.5.3	12" PVC TrussPipe	$ 11.40			
1.5.4	15" PVC TrussPipe	$ 16.50			

1.6 CORRUGATED STEEL CULVERT, 14 Gauge

ITEM	DESCRIPTION	Southern Pipe	G & O Supply	Coburn Supply	
1.6.1	12" CMP	$ 14.00	$ 15.16	$ 15.16	
1.6.2	15" CMP	$ 17.00	$ 18.95	$ 18.95	
1.6.3	18" CMP	$ 20.00	$ 22.74	$ 22.74	
1.6.4	24" CMP	$ 27.00	$ 30.33	$ 30.33	
1.6.5	30" CMP	$ 34.00	$ 37.91	$ 37.91	
1.6.6	36" CMP	$ 40.50	$ 45.49	$ 45.49	
1.6.7	42" CMP	$ 50.00	$ 56.73	$ 56.73	
1.6.8	48" CMP	$ 57.00	$ 63.68	$ 63.68	
1.6.9	60" CMP	$ 83.00	$ 93.13	$ 93.13	
1.6.10	72" CMP	$ 104.00	$ 116.68	$ 116.68	

1.7 CORRUGATED POLYPROPYLENE STORM DRAINAGE PIPE, (HP Storm)

ITEM	DESCRIPTION	Southern Pipe	G & O Supply	Coburn Supply	
1.7.1	12" HP Storm Pipe	$ 6.99	$ 6.99	$ 6.99	
1.7.2	15" HP Storm Pipe	$ 8.73	$ 8.73	$ 8.73	
1.7.3	18" HP Storm Pipe	$ 11.51	$ 11.51	$ 11.51	
1.7.4	24" HP Storm Pipe	$ 19.41	$ 19.41	$ 19.41	
1.7.5	30" HP Storm Pipe	$ 30.22	$ 30.22	$ 30.22	
1.7.6	36" HP Storm Pipe	$ 33.10	$ 33.10	$ 33.10	
1.7.7	48" HP Storm Pipe	$ 55.71	$ 55.71	$ 55.71	
1.7.8	60" HP Storm Pipe	$ 87.33	$ 87.33	$ 87.33	

1.8 REINFORCED CONCRETE PIPE, Class III

ITEM	DESCRIPTION	Southern Pipe	Coburn Supply		
1.8.1	12" RCP, Class III	$ 13.00	$ 12.91		
1.8.2	15" RCP, Class III	$ 13.50	$ 13.25		
1.8.3	18" RCP, Class III	$ 14.75	$ 14.75		
1.8.4	24" RCP, Class III	$ 24.00	$ 23.95		
1.8.5	30" RCP, Class III	$ 33.75	$ 33.66		
1.8.6	36" RCP, Class III	$ 49.00	$ 46.63		
1.8.7	42" RCP, Class III	$ 61.00	$ 56.76		
1.8.8	48" RCP, Class III	$ 79.00	$ 73.25		
1.8.9	60" RCP, Class III	$ 118.00	$ 110.80		
1.8.10	72" RCP, Class III	$ 155.00	$ 160.00		
1.8.11	84" RCP, Class III	$ 224.00	$ 293.75		
1.8.12	96" RCP, Class III	$ 398.00	$ 430.00		
1.8.13	22" x 13" Concrete Arch Pipe, Class III	$ 24.50	$ 29.00		
1.8.14	29" x 18" Concrete Arch Pipe, Class III	$ 30.00	$ 35.95		
1.8.15	36" x 23" Concrete Arch Pipe, Class III	$ 36.00	$ 43.15		
1.8.16	44" x 27" Concrete Arch Pipe, Class III	$ 48.50	$ 59.75		
1.8.17	51" x 31" Concrete Arch Pipe, Class III	$ 62.50	$ 78.25		

CITY OF CLEVELAND, MS
PUBLIC WORKS SUPPLIES
SIX MONTH BID TABULATIONS
BID DATE: NOVEMBER 17, 2016

1.8.18	58" x 36" Concrete Arch Pipe, Class III	$ 84.00	$ 98.50		
1.8.19	65" x 40" Concrete Arch Pipe, Class III	$ 100.00	$ 121.00		
1.8.20	73" x 45" Concrete Arch Pipe, Class III	$ 127.00	$ 149.50		
1.8.21	88" x 54" Concrete Arch Pipe, Class III	$ 159.00	$ 210.00		

1.9 PRE-CAST CONCRETE MANHOLE					
ITEM	DESCRIPTION	Southern Pipe	Coburn Supply		
1.9.1	Upper Manhole Cone Section	$ 450.00	$ 465.00		
1.9.2	12" Straight Concrete Section	$ 110.00	$ 130.00		
1.9.3	24" Straight Concrete Section	$ 200.00	$ 268.00		
1.9.4	36" Straight Concrete Section	$ 330.00	$ 395.00		
1.9.5	48" Straight Concrete Section	$ 460.00	$ 530.00		

1.10 MANHOLE RISERS					
ITEM	DESCRIPTION	Southern Pipe	Coburn Supply		
1.10.1	2" x 30"	$ -			
1.10.2	4" x 30"	$ 50.00	$ 60.00		
1.10.3	6" x 30"	$ 75.00	$ 80.00		

1.11 MANHOLE RING & COVER ASSEMBLY					
ITEM	DESCRIPTION	Southern Pipe	Coburn Supply		
1.11.1	Manhole Ring & Cover	$ 248.00	$ 258.00		

2.0 STREET SUPPLIES					
2.1 SIGN POST					
ITEM	DESCRIPTION	Custom Pro.			

CITY OF CLEVELAND, MS
PUBLIC WORKS SUPPLIES
SIX MONTH BID TABULATIONS
BID DATE: NOVEMBER 17, 2016

2.1.1	10' Green U-Channel Sign Post	11.73			
2.1.2	10' Galvanized U-Channel Sign Post	15.37			
2.1.3	12' Green U-Channel Sign Post	14.08			
2.1.4	12' Galvanized U-Channel Sign Post	18.45			

2.2 LOOSE MATERIAL					
ITEM	DESCRIPTION	Joe Reed	Apac		
2.2.1	Select Fill, Class B-9, LVM	$ 6.25	$ -		
2.2.2	Clay Gravel, Class 4, Group B, LVM	$ 19.75	$ 19.75		
2.2.3	Concrete Gravel, No. 57	$ 28.00	$ 28.50		
2.2.4	Pea Gravel, 3/8"	$ 29.25	$ 29.00		
2.2.5	Pea Gravel, 5/8"	$ 29.25	$ 29.00		
2.2.6	Concrete Sand	$ 17.00	$ 19.50		
2.2.7	Mason's Sand	$ 27.30	$ 28.30		
2.2.8	Crushed Limestone, No. 57	$ 38.75	$ 38.50		
2.2.9	Crushed Limestone, No. 7	$ 38.75	$ 38.50		
2.2.10	Crushed Limestone, Size 610	$ 37.00	$ 36.50		
2.2.11	Limestone Rip Rap, 200 lb	$ 55.00	$ -		

2.3 ASPHALT PRODUCTS					
ITEM	DESCRIPTION	Apac			
2.3.1	Hot Mix Asphalt Surface Coarse, HT, MT, or ST	$ 79.50			
2.3.2	Cold Plant Mix Asphalt	$ 119.50			

*FOB Cleveland

2.4 TRAFFIC PAINT					
ITEM	DESCRIPTION	Sherwin	Ennis		
2.4.1	Alkyd-Regular Dry (15-30 min.)	$ -	$ 12.38		
2.4.2	Chlorinated Rubber Base (dries 5-15 min)	$ 11.00	$ 11.38		
2.4.3	Water Base	$ 21.00	$ 9.38		
2.4.4	Alkyd Type I	$ -	$ 12.13		

2.5 INLETS, CATCH BASINS, & GRATES					
ITEM	DESCRIPTION	Southern Pipe			
2.5.1	MDOT Type "A" Modified Curb Inlet, 18"x24", Complete Assembly	$ 869.00			

2.5.2	MDOT Type "A" Modified Curb Inlet Apron	$ 385.00			
2.5.3	MDOT Type "A" Modified Curb Inlet 18"x24" Grate	$ 150.00			
2.5.4	Light Duty Area Inlet, 24"x24" Complete Assembly	$ 144.00			
2.5.5	Heavy Duty Area Inlet, 24"x24" Complete Assembly	$ 385.00			
2.5.6	Heavy Duty Area Inlet, 36"x36" Complete Assembly	$ 690.00			

3.0 CONTRACT INSTALLATION & PERFORMANCE

3.1 CONTRACT TRENCHING & PIPE LAYING

ITEM	DESCRIPTION	Shannon Eng	Kovac	Avis Const.	
3.1.1	2"-3" Water Line, 0.0'- 3.0' Depth	$ 5.00	$ 5.00	$ 5.90	
3.1.2	2"-3" Water Line, 3.0' - 6.0' Depth	$ 6.00	$ 7.00	$ 7.20	
3.1.3	4"-6" Water Line, 0.0' -3.0' Depth	$ 6.00	$ 7.00	$ 6.90	
3.1.4	4"-6" Water Line, 3.0' -6.0' Depth	$ 6.50	$ 9.00	$ 7.20	
3.1.5	8"-12" Water Line, 0.0' -3.0' Depth	$ 7.50	$ 14.00	$ 6.50	
3.1.6	8"-12" Water Line, 3.0' -6.0' Depth	$ 9.00	$ 16.00	$ 8.00	
3.1.7	8"-18"PVC Sewer Pipe, 0.0'-6.0' Depth	$ 12.50	$ 16.00	$ 12.00	
3.1.8	8"-18"PVC Sewer Pipe, 6.0'-8.0' Depth	$ 14.00	$ 20.00	$ 16.00	
3.1.9	8"-18"PVC Sewer Pipe, 8.0'-10.0' Depth	$ 16.00	$ 22.00	$ 20.00	
3.1.10	8"-15"PVC Truss Pipe, 0.0'-6.0' Depth	$ 14.00	$ 16.00	$ 14.00	
3.1.11	12"-18" CMP Drainage Pipe, 0.0'-6.0' Depth	$ 14.50	$ 16.00	$ 16.00	
3.1.12	24"-36" CMP Drainage Pipe, 0.0'-6.0' Depth	$ 28.00	$ 30.00	$ 29.50	
3.1.13	42"-48" CMP Drainage Pipe, 0.0'-6.0' Depth	$ 35.00	$ 38.00	$ 37.50	
3.1.14	60"-72" CMP Drainage Pipe, 0.0'-6.0' Depth	$ 65.00	$ 70.00	$ 69.50	
3.1.15	12"-18" HP Storm Drainage Pipe, 0.0'-6.0' Depth	$ 12.50	$ 14.00	$ 15.00	
3.1.16	24"-36" HP Storm Drainage Pipe, 0.0'-6.0' Depth	$ 24.00	$ 28.00	$ 29.50	
3.1.17	48"-60" HP Storm Drainage Pipe, 0.0'-6.0' Depth	$ 50.00	$ -	$ 55.00	
3.1.18	12"-18" (or equivalent arch pipe) RCP Drainage Pipe, 0.0'-6.0' Depth	$ 18.00	$ 16.00	$ 19.50	
3.1.19	24"-36" (or equivalent arch pipe) RCP Drainage Pipe, 0.0'-6.0' Depth	$ 27.50	$ 30.00	$ 32.00	
3.1.20	42"-48" (or equivalent arch pipe) RCP Drainage Pipe, 0.0'-6.0' Depth	$ 37.50	$ 38.00	$ 55.00	
3.1.21	60"-72" (or equivalent arch pipe) RCP Drainage Pipe, 0.0'-8.0' Depth	$ 125.00	$ -	$ 130.00	
3.1.22	84"-96" (or equivalent arch pipe) RCP Drainage Pipe, 0.0'-10.0' Depth	$ 360.00	$ -	$ 320.00	

3.2 CONTRACT WATER LINE TIE-INS, HOT TAPS, AND SERVICE LINES

ITEM	DESCRIPTION	Shannon Eng	Kovac	Avis Const.	

3.2.1	2"-3" Water Line Tie-In, All Pipe Materials	$ -	$ 500.00	$ 600.00	
3.2.2	4"-6" Water Line Tie-In, All Pipe Materials	$ -	$ -	$ 800.00	
3.2.3	8"-12" Water Line Tie-In, All Pipe Materials	$ -	$ -	$ 1,000.00	
3.2.1	4"-6",Water Line Hot Tap, All Pipe Materials	$ 2,400.00	$ -	$ 850.00	
3.2.2	8"-12",Water Line Hot Tap, All Pipe Materials	$ 3,000.00	$ -	$ 8,000.00	
3.2.3	3/4"-1", Water Service Line Tie-In, All Pipe Materials & Sizes	$ 400.00	$ 350.00	$ 600.00	

3.3 CONTRACT INSTALLATION OF INLETS, CATCH BASINS, & JUNCTION BOXES

ITEM	DESCRIPTION	Shannon Eng	Kovac	Avis Const.
3.3.1	2'x2' Inlet, 0.0'-3.0' Depth	$ 1,400.00	$ 1,500.00	$ 1,400.00
3.3.2	Additional 1.0' - 2'x2' Inlet Depth	$ 275.00	$ 150.00	$ 300.00
3.3.3	3'x3' Inlet, 0.0'-3.0' Depth	$ 2,400.00	$ 2,000.00	$ 1,950.00
3.3.4	Additional 1.0' - 3'x3' Inlet Depth	$ 325.50	$ 200.00	$ 450.00
3.3.5	4'x4' Inlet, 0.0'-3.0' Depth	$ 2,600.00	$ 2,750.00	$ 2,725.00
3.3.6	Additional 1.0' - 4'x4' Inlet Depth	$ 400.00	$ 250.00	$ 550.00
3.3.7	Poured 2'x2'Junction Box Cover	$ 140.00	$ 500.00	$ 300.00
3.3.8	Poured 3'x3'Junction Box Cover	$ 190.00	$ 650.00	$ 300.00
3.3.9	Poured 4'x4'Junction Box Cover	$ 250.00	$ 750.00	$ 300.00

3.4 CONTRACT SANITARY SEWER POINT REPAIRS

ITEM	DESCRIPTION	Shannon Eng	Kovac	Avis Const.
3.4.1	Point repair 8" mainline, 0' - 6' depth	$ 1,350.00	$ 1,600.00	$ 1,445.00
3.4.2	Point repair 8" mainline, 6' - 10' depth	$ 1,650.00	$ 1,800.00	$ 1,725.00
3.4.3	Point repair 8" mainline, 10' - 15' depth	$ 4,700.00	$ -	$ 4,750.00
3.4.4	Point repair 10" mainline, 0' - 6' depth	$ 1,900.00	$ 2,200.00	$ 1,975.00
3.4.5	Point repair 10" mainline, 6' - 10' depth	$ 2,500.00	$ 2,600.00	$ 2,600.00
3.4.6	Point repair 10" mainline, 10' -15' depth	$ 5,600.00	$ -	$ 5,100.00
3.4.7	Point repair 12" mainline, 0' - 6' depth	$ 2,300.00	$ 2,800.00	$ 2,100.00
3.4.8	Point repair 12" mainline, 6' - 10' depth	$ 2,700.00	$ 3,200.00	$ 2,700.00
3.4.9	Point repair 12" mainline, 10' -15' depth	$ 5,950.00	$ -	$ 6,000.00
3.4.10	Point repair 15" mainline, 0' - 6' depth	$ 3,000.00	$ 3,000.00	$ 2,300.00
3.4.11	Point repair 15" mainline, 6' - 10' depth	$ 3,900.00	$ 3,500.00	$ 2,900.00
3.4.12	Point repair 15" mainline, 10' -15' depth	$ 6,300.00	$ -	$ 6,500.00
3.4.13	Service line reconnection on mainline repair	$ 600.00	$ 700.00	$ 500.00

3.5 CONTRACT STORM DRAINAGE POINT REPAIRS

ITEM	DESCRIPTION	Shannon Eng	Avis Const.		
3.5.1	Point repair 12" , 0' - 3' depth	$ 1,200.00	$ 1,500.00		
3.5.2	Point repair 12" , 3' - 6' depth	$ 1,800.00	$ 1,500.00		
3.5.3	Point repair 12" , 6' - 10' depth	$ 2,100.00	$ 2,500.00		
3.5.4	Point repair 15" , 0' - 3' depth	$ 400.00	$ 1,500.00		
3.5.5	Point repair 15" , 3' - 6' depth	$ 1,900.00	$ 2,500.00		
3.5.6	Point repair 15" , 6' - 10' depth	$ 2,400.00	$ 4,500.00		
3.5.7	Point repair 18" , 0' - 3' depth	$ 1,600.00	$ 1,800.00		
3.5.8	Point repair 18" , 3' - 6' depth	$ 2,300.00	$ 3,000.00		
3.5.9	Point repair 18" , 6' - 10' depth	$ 2,700.00	$ 4,000.00		
3.5.10	Point repair 24" , 0' - 3' depth	$ 1,900.00	$ 2,000.00		
3.5.11	Point repair 24" , 3' - 6' depth	$ 2,800.00	$ 2,500.00		
3.5.12	Point repair 24" , 6' - 10' depth	$ 3,100.00	$ 5,000.00		
3.5.13	Point repair 30" , 0' - 3' depth	$ 2,400.00	$ 2,500.00		
3.5.14	Point repair 30" , 3' - 6' depth	$ 3,200.00	$ 4,500.00		
3.5.15	Point repair 30" , 6' - 10' depth	$ 3,800.00	$ 6,000.00		
3.5.16	Point repair 36" , 0' - 3' depth	$ 2,800.00	$ 2,500.00		
3.5.17	Point repair 36" , 3' - 6' depth	$ 3,400.00	$ 4,500.00		
3.5.18	Point repair 36" , 6' - 10' depth	$ 4,000.00	$ 6,000.00		
3.5.19	Point repair 42" , 3' - 6' depth	$ 3,200.00	$ 4,000.00		
3.5.20	Point repair 42" , 6' - 10' depth	$ 4,300.00	$ 6,000.00		
3.5.21	Point repair 48" , 3' - 6' depth	$ 3,500.00	$ 4,000.00		
3.5.22	Point repair 48" , 6' - 10' depth	$ 4,700.00	$ 6,000.00		

3.6 CONTRACT CURB & GUTTER, CONCRETE PAVEMENT, & SIDEWALK

ITEM	DESCRIPTION	Joe Reed	Roy Collins	Shannon Eng	
3.6.1	Concrete Curb & Gutter, Removal/Replacement	$ 52.53	$ 51.00	$ -	
3.6.2	6" Reinforced Concrete Pavement, Removal/Replacement	$ 87.00	$ 62.00	$ -	
3.6.3	6" Reinforced Concrete Pavement, New Construction	$ 67.00	$ 62.00	$ -	
3.6.4	4" Reinforced Concrete Pavement, Removal/Replacement	$ 80.00	$ 11.00	$ -	
3.6.5	4" Reinforced Concrete Pavement, New Construction	$ 64.00	$ 10.50	$ -	
3.6.6	Crushed Limestone Base, Size 610	$ 60.00	$ 58.00	$ -	

3.6.7	Select Fill, Class B-9, LVM	$ 25.00	$ 25.00	$ -	
3.6.8	Saw Cutting	$ 12.90	$ 12.00	$ 14.00	

3.7 CONTRACT CLEANING / SEALING JOINTS & CRACKS					
ITEM	DESCRIPTION				
3.7.1	Cleaning / Sealing Existing Concrete Joints & Cracks	No Bid			

3.8 CONTRACT MILLING OF EXITING ASPHALT STREETS					
ITEM	DESCRIPTION	Apac			
3.8.1	Mill Jobs up to 10,000 square yards	$ 8.30			
3.8.2	Mill Jobs 10,0001 square yards and over	$ 7.55			

3.9 CONTRACT ASPHALT PAVEMENT PATCH & REPAIR					
ITEM	DESCRIPTION	Apac			
3.9.1	Asphalt Pavement Base Repair, Complete in place	$ 185.00			

3.10 CONTRACT GEOTEXTILE UNDERSEAL INSTALLATION					
ITEM	DESCRIPTION	Apac			
3.10.1	Non-Woven Overlay Fabric (MPV400 or approved equal), In Place	$ 8.05			
3.10.2	Fiberglass Reinforced Composite Fabric (PGM-G4 or approved equal), In Place	$ 9.05			

3.11 CONTRACT HOT MIX ASPHALT PAVEMENT CONSTRUCTION (LAID IN PLACE)					
ITEM	DESCRIPTION	Apac			
3.11.1	Hot Mix Asphalt Overlay, In place	$ 125.00			

3.12 CONTRACT SLURRY SEAL CONSTRUCTION					
ITEM	DESCRIPTION				
3.12.1	Pavement Slurry Seal 5,000-15,000 square yards, Complete in place	No Bid			
3.12.2	Pavement Slurry Seal 15,001-50,000 square yards, Complete in place	No Bid			
3.12.3	Pavement Slurry Seal 50,001-100,000 square yards, Complete in place	No Bid			
3.12.4	Pavement Slurry Seal 100,001-150,000 square yards, Complete in place	No Bid			
3.12.5	Pavement Slurry Seal 150,001 square yards and over, Complete in place	No Bid			

4.0 EQUIPMENT RENTAL					
4.1 HYDRAULIC EXCAVATOR					
ITEM	DESCRIPTION	Joe Reed			
4.1.1	John Deere Series 210 LC or Equal with Operator (State Available Models)	$ 105.00			
4.1.2	John Deere Series 350 LC or Equal with Operator (State Available Models)	$ 300.00			

4.2 DUMP TRUCKS					
ITEM	DESCRIPTION	Joe Reed			
4.2.1	16 yard Truck with Operator	$ 85.00			
4.2.2	25 yard Truck with Operator	$ 95.00			

4.3 DOZER					
ITEM	DESCRIPTION	Joe Reed			
4.3.1	John Deere 450G or Equal with Operator (State Available Models)	$ 95.00			
4.3.2	Caterpillar D6 or Equal with Operator (State Available Models)	$ 150.00			

4.4 MOTOR GRADER					
ITEM	DESCRIPTION	Joe Reed			
4.4.1	John Deere 670 or Equal with Operator (State Available Models)	$ 120.00			

4.5 RUBBER TIRED BACKHOE					
ITEM	DESCRIPTION	Joe Reed	Shannon Eng		
4.5.1	John Deere 310 or Equal with Operator (State Available Models)	$ 65.00	$ 65.00		

4.6 FRONT END LOADER					
ITEM	DESCRIPTION	Joe Reed	Shannon Eng		
4.6.1	John Deere 444 or Equal with Operator (State Available Models)	$ 90.00	$ 80.00		

4.7 VIBRATORY ROLLER					
ITEM	DESCRIPTION	Joe Reed			

4.7.1	Volvo 66A or Equal with Operator (State Available Models)	$ 65.00			

4.8 CRANE TRUCK					
ITEM	DESCRIPTION	Hill's Welding			
4.8.1	National 1195 with 32 ton capacity or Equal with Operator (State Available Models)	$ 125.00			
	*National 1105 28 Ton Capacity	4 Hour Min			

4.9 SKID STEER					
ITEM	DESCRIPTION	Joe Reed			
4.9.1	Bobcat T650 or Equal with Operator (State Available Models)	$ 75.00			

EXHIBIT B

Traffic Calming Policy

City of Cleveland, Mississippi

The City of Cleveland has adopted a Traffic Calming Policy as described herein to address resident concerns regarding speeding and cut-through traffic in residential neighborhoods and the potential safety concerns associated with such traffic while still respecting and promoting the Cleveland Comprehensive Plan. Any variations from this policy require approval of the Board of Aldermen.

To be considered for traffic calming measures, the street must first be classified as a "Local Street" as defined in the Cleveland Comprehensive Plan as:

> *The local street system comprises all facilities not included in one of the higher systems and provides access to abutting land and access to the higher order streets in the transportation system. These are typical neighborhood streets.*

City staff can assist in determining the road classification and will make the final determination if the street meets the applicable criteria.

In addition to classification, the street must meet one or more of the following criteria:

- Speed: The street must meet speeding thresholds that indicate that 85% of users are exceeding the appropriately established speed limit by 7 miles per hour or more.
- Volume: When considering a problem of cut-through traffic, a minimum threshold of 1000 vehicles per day must be exceeded for a street to be eligible for traffic calming. Maximum volume thresholds may also exist for specific traffic calming measures.
- Other: City staff will evaluate traffic problems that could not be categorized as speed or volume related on a case-by-case basis to determine if traffic calming measures are warranted.

City Staff will conduct the appropriate studies to determine the speed and volume on each road as described in Step 2 of the Evaluation Process on the following pages.

Funding and Priority Ranking

Traffic Calming requests will be prioritized by the City of Cleveland Public Works Department on a first-come first-served basis based on the date of the receipt of the Traffic Study Request Form as described in Step 1 below. Funding will be based on available funds, need, and prioritization, unless the Board of Aldermen determines that conditions on a particular street, as demonstrated by speed or accident statistics, require greater priority. There is no guarantee that public funding will be available. Approved projects may be privately funded.

The City reserves the right to install traffic calming devices without a resident petition, as circumstances require. Further, nothing in this policy shall be read to require the City to install traffic calming devices at any specific location, or according to any specific timeline, other than those locations and timelines as may be determined by the Board of Aldermen.

Evaluation of Traffic Concerns
In order to fairly and appropriately address each resident's concern while best allocating resources, the City will follow an ordered response as described below:

Step 1: Report the Problem

A concerned resident must first report the problem to the City of Cleveland Public Works Department using the Request for Traffic Study form provided by the City. This form is available on the City of Cleveland website (www.cityofclevelandms.com/public-works). A copy of the form may be requested by telephone at (662) 843-5365 or by email at communitycorner@cityofclevelandms.com. The form may also be picked up at Public Works, 1098 Old Highway 61 North, Cleveland, MS. All completed forms must be returned directly to the Public Works Department.

Step 2: Data Collection

City Staff will collect traffic volume and speed data for the street and make field observations of any traffic patterns.

Step 3: Traffic Calming Study and Recommendation

City staff will use the data collected to complete a traffic calming study. This study may also include interviews with street residents, evaluation of accident histories along the street and any other means of gathering information needed to form a recommendation. Recommendations will be made in tiered response from Stage 1 to Stage 2 as described below:

Stage 1 (Possible methods used):

1. **Radar Speed Deployment** – A temporary device will be installed to educate motorists regarding the fact that they may be significantly exceeding the speed limit.

2. **Traffic Enforcement Actions** – Cleveland Police Department will provide an increased presence with the intent of modifying behavior.

3. **Traffic Signing and Pavement Markers** – Additional signing or striping may be installed.

4. **Curb Extensions, Chokers** – Various methods are used to narrow the roadway by extending raised curbs into the street.

5. **Traffic Circles** – A raised circular island in the middle of a residential neighborhood intersection.

Step 4: Follow-up Data Collection – Evaluate Results

If one or more of the Stage 1 Traffic Calming measures is implemented, City staff will wait approximately 6-8 weeks and conduct another speed and/or volume data collection. The data will then be analyzed to determine if the Traffic Calming measure was successful. If the measure was successful, and the criteria thresholds are not exceeded, then the traffic calming process will end at this point.

If the location continues to exceed the thresholds for speed and/or volume on a residential street, City staff will move on to analyze the possible Stage 2 Traffic Calming methods as described in Step 5 below.

Step 5: Neighborhood Involvement Prior to Stage 2 Device Installation

If follow-up data indicates that previous efforts to calm traffic have been unsuccessful, Stage 2 Traffic Calming Devices will be considered. Neighborhood involvement will be a large part of the evaluation process before any Stage 2 Traffic Calming Devices are installed.

Stage 2 (Possible methods used):

1. **Median Entry Islands or Barriers** – Traffic islands used to create narrower roadway passages at entry and exit points or along the center of a roadway to prevent left turns.

2. **Speed Humps** – Raised pavement devices of either asphalt, concrete, or other material that measure approximately 12 feet in length and 3 inches in height and nearly the full road width.

3. **One Way Chokers, Half-Closures, or Semi-Diverters** – Barriers to traffic in one direction that permit traffic in the opposite direction to proceed.

4. **Forced Turn Islands, Barriers, Channelization** – Traffic islands or curbs specifically designed to prevent traffic from making specific movements at an intersection.

5. **Diagonal Diverters** – Barriers are placed diagonally across an intersection to force drivers to make a particular turn but prevent other movements (such as proceeding straight through the intersection).

6. **Neighborhood Greenways** – Low-traffic, low-speed neighborhood roads where pedestrians and cyclists are given priority and a variety of traffic calming measures including traffic stripe and signage, diverters, partial street closures and other means are deployed to encourage pedestrian and cyclist use and discourage automobile use.

This list is not intended to include every possible traffic control measure available for implementation but to provide guidelines and information on lesser known means.

The following minimum criteria shall govern installation of Stage 2 Traffic Calming Devices in the City of Cleveland:

- Stage 2 Traffic Calming Devices will be considered only after other less intrusive Stage 1 Traffic Calming measures have been rejected as infeasible or ineffective.

- Stage 2 Traffic Calming Devices will be available only on streets that have a posted speed limit no greater than 30 mph as determined in accordance with State Law, and no more than one traffic lane in each direction.

- Stage 2 Traffic Calming Devices will not be installed on any street designated as a truck route or a transit route.

- Stage 2 Traffic Calming Devices will not be installed on any street as to which there is, in the judgement of the City staff, inadequate vertical and horizontal alignment and sight distances to allow for safe installation.

- Stage 2 Traffic Calming Devices will not be installed on any street that is a primary access route for emergency vehicles and would cause, in the judgement of the City's emergency response providers, unacceptable delay in response time to emergencies.

Additional criteria will govern the installation of Speed Humps:

- Speed Humps will not be installed on a portion of any street with a grade in excess of eight percent (8%).

- Speed Humps will be available only on residential streets carrying fewer than 1,500 vehicles per day.

Stage 2 Traffic Calming Devices will only be installed if 80% of the owners of residences (one vote per ownership) in the affected area sign the petition provided by the Public Works Department in favor of Stage 2 Traffic Calming Devices.

Submission of Petition
If the follow-up data collected in Step 4 indicates that additional Traffic Calming measures may be beneficial, the Public Works Department will contact the person who submitted the required form in **Step 1**. That resident would be eligible to become the sponsor of a neighborhood petition to determine the level of support and acceptance for any proposed Stage 2 Traffic Calming Devices. The sponsor may be any owner or resident residing on the street requesting Stage 2 Traffic Calming Devices.

The sponsor of the petition shall contact every resident in the affected area. The affected area will be determined by the Public Works Department and will include the residences immediately adjacent to the street except for areas where dead end streets force additional residents to use the street petitioning for the installation of Stage 2 Traffic Calming Devices. If a resident is against the Stage 2 Traffic Calming Devices, "opposed" will be noted on the petition signature space. If the sponsor is unable to contact a resident, "no contact" will be noted on the petition signature space with the days and times that contact was attempted. The sponsor must make at least two (2) attempts on separate days to contact a resident.

The sponsor must use a petition form provided by the City staff which clearly indicates the proposed location of the Stage 2 Traffic Calming Device and the additional signs or stripe associated with that device.

Verification and Processing of Petition
Upon receipt of a complete petition (on a form provided by City staff) containing the requisite number of signatures, the petition will be reviewed and verified by the Public Works Department. The verified petition, along with documentation of traffic study information, will be considered by Public Works and Engineering staff for planning appropriate traffic calming devices. Priority and need will be determined by City staff once per fiscal year. The Public Works and Engineering staff will present the recommendation and prioritization to the Board of Aldermen during the budget process for approval and authorization. The decision of the Board of Aldermen shall be final.

Funding and Priority Ranking
Traffic Calming requests will be prioritized by the City of Cleveland Public Works Department. Funding will be based on available funds, need, and prioritization, unless the Board of Aldermen determines that conditions on a particular street, as demonstrated by speed or accident statistics, require greater priority. There is no guarantee that public funding will be available. Approved projects may be privately funded.

The City reserves the right to install traffic calming devices without a resident petition, as circumstances require. Further, nothing in this policy shall be read to require the City to install traffic calming devices at any specific location, or according to any specific timeline, other than those locations and timelines as may be determined by the City's Board of Aldermen.

Removal of Stage 2 Traffic Calming Devices
Stage 2 Traffic Calming Devices installed upon resident petition pursuant to this policy may be removed by the City upon a determination that the removal is required for public safety reasons or a determination is made that the criteria for Stage 2 Traffic Calming Devices is no longer met because of changes in the area.

Funding of Removal
Removal of Stage 2 Traffic Calming Devices or other traffic calming devices initiated by the Board of Aldermen, the Cleveland Public Works Department or any other city department shall be funded through the City of Cleveland's General Fund.

Traffic Study Request Form

Public Works Personnel
Date Received: _____
Received By: _____

This Traffic Study Request Form is available for citizens of Cleveland who have concerns regarding speed, cut-through traffic or other safety issues in their neighborhood. Once received by the Public Works Department, your request will be evaluated according to the Traffic Calming Policy adopted by the Board of Aldermen. Traffic Calming requests are handled on a first-come first-served basis based on the date this form is received by the Public Works Department. Please provide the requested information and submit to the Public Works Department.

Contact Information:

Name: _____

Daytime Phone #: _____

Email Address: _____

Street in Question: _____

Type of Concern:

Speed _____

Volume _____

Other _____

Additional Comments/Description:

_____

_____

_____

_____

This form may only be submitted to the Public Works Department.

Please return this form using one of the methods listed below:

Mail: Cleveland Public Works Department, P. O. Box 1439, Cleveland, MS 38732

Hand-delivery: Cleveland Public Works, 1098 Old Highway 61 North

Fax: (662) 846-2671

_____

Signature of person submitting request

SPEED BUMP PETITION

Public Works Department
City of Cleveland, MS

Location of Request: _____ Petition Sponsor: _____

Sponsor's Address: _____ Phone No. _____

We, the undersigned hereby petition for the installation of speed humps on _____ between _____ and _____ according to the policies and procedures established by the Public Works Department, Board of Aldermen, and the Manual on Uniform Traffic Control Devices.

Note: The street mentioned above will only be considered for speed hump installation only if the signatures below are verified and meet the requirements of the City of Cleveland's Traffic Calming Policy. An example of speed hump installation is shown below.

Speed Bump signs are required 100 feet before each speed hump location in each direction. This picture is an example only. A specific layout will be prepared for each actual petition based on the local conditions of the requested area.

Name (Please Print)	Signature	Address (Required)	Contact Number (Required)	Indicate (X)		I understand some devices may be installed in front of my residence (Please Initial)
				Owner	Resident	

Petition (Continued)

Name (Please Print)	Signature	Address (Required)	Contact Number (Required)	Indicate (X)		I understand some devices may be installed in front of my residence (Please Initial)
				Owner	Resident	

EXHIBIT C

RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES 2017, OF THE CITY OF CLEVELAND, MISSISSIPPI, IN THE PRINCIPAL AMOUNT OF TWO MILLION DOLLARS ($2,000,000) TO RAISE MONEY FOR THE PURPOSE OF ERECTING MUNICIPAL BUILDINGS AND COURTROOMS, AND PURCHASING BUILDINGS AND LAND THEREFOR, AND FOR REPAIRING, IMPROVING, ADORNING AND EQUIPPING THE SAME; CONSTRUCTING, IMPROVING AND PAVING STREETS, SIDEWALKS AND PARKWAYS, AND PURCHASING LAND THEREFOR; CONSTRUCTING BRIDGES AND CULVERTS; REPAIRING, IMPROVING AND EXTENDING THE SANITARY, STORM, DRAINAGE AND SEWERAGE SYSTEMS OF THE MUNICIPALITY; IMPROVING AND EQUIPPING PARKS AND PUBLIC PLAYGROUNDS AND CONSTRUCTING, REPAIRING AND EQUIPPING RECREATIONAL FACILITIES, INCLUDING WITHOUT LIMITATION A SWIMMING POOL OR POOLS AND RELATED FACILITIES; PURCHASING FIRE-FIGHTING EQUIPMENT AND APPARATUS, AND PROVIDING HOUSING FOR SAME, AND PURCHASING LAND THEREFOR; PURCHASING MACHINERY AND HEAVY EQUIPMENT WHICH WILL HAVE AN EXPECTED USEFUL LIFE IN EXCESS OF TEN (10) YEARS FOR THE USE OF THE PUBLIC WORKS DEPARTMENT, BUT SPECIFICALLY NOT INCLUDING ANY MOTOR VEHICLES WEIGHING LESS THAN TWELVE THOUSAND (12,000) POUNDS; PRESCRIBING THE FORM AND INCIDENTS OF SAID BONDS; PROVIDING FOR THE LEVY OF TAXES FOR THE PAYMENT THEREOF; PROVIDING FOR THE SALE OF SAID BONDS; MAKING PROVISION FOR MAINTAINING THE TAX-EXEMPT STATUS OF THE BONDS; APPROVING AND AUTHORIZING THE DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT; AUTHORIZING THE EXECUTION AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING TO THE SALE OF $2,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES 2017, OF THE CITY OF CLEVELAND, MISSISSIPPI; AUTHORIZING THE EXECUTION OF A CONTINUING DISCLOSURE CERTIFICATE PERTAINING TO SAID BONDS; ACKNOWLEDGING AND AUTHORIZING THE EXECUTION OF POST ISSUANCE COMPLIANCE PROCEDURES; AND FOR RELATED PURPOSES.

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

1. (a) Definitions. In addition to any words and terms elsewhere defined herein, the following words and terms will have the following meanings, unless some other meaning is plainly intended:

"Act" shall mean Sections 21-33-301 through 21-33-329, Mississippi Code of 1972, as amended.

"Authorized Purpose" shall mean erecting municipal buildings and courtrooms, and purchasing buildings and land therefor, and for repairing, improving, adorning and equipping the same; constructing, improving and paving streets, sidewalks and parkways, and purchasing land therefor; constructing bridges and culverts; repairing, improving and extending the sanitary, storm, drainage and sewerage systems of the municipality; improving and equipping parks and public playgrounds and constructing, repairing and equipping recreational facilities, including without limitation a swimming pool or pools and related facilities; purchasing fire-fighting equipment and apparatus, and providing housing for same, and purchasing land therefor; purchasing machinery and heavy equipment which will have an expected useful life in excess of ten (10) years for the use of the public works department, but specifically not including any motor vehicles weighing less than twelve thousand (12,000) pounds.

"Bond" or "Bonds" shall mean the General Obligation Public Improvement Bonds, Series 2017, of the Municipality authorized and directed to be issued in this Bond Resolution.

"Bond Counsel" shall mean Jones Walker LLP, Jackson, Mississippi, or any other nationally recognized attorneys on the subject of municipal bonds.

"Bond Fund" shall mean the fund of the Municipality provided for in Section 12 hereof.

"Bond Resolution" shall mean this resolution.

"Bondholder" or "Holder" shall mean the Registered Owner or Owners of any Bond issued pursuant to this Bond Resolution.

"Business Day" shall mean a day of the year on which banks located in the city in which the principal office of the Paying Agent is located are not required or authorized to remain closed.

"Clerk" shall mean the City Clerk of the Municipality.

"Code" shall mean the Internal Revenue Code of 1986, as amended, supplemented or superseded.

"Continuing Disclosure Certificate" shall mean the Continuing Disclosure Certificate to be executed by the Municipality and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

"DTC" shall mean The Depository Trust Company, New York, New York.

"Event of Default" shall mean an event of default as described in Section 17 of this Bond Resolution.

"Governing Body" shall mean the Mayor and Board of Aldermen of the Municipality.

"Improvement Fund" shall mean the Improvement Fund of the Municipality provided for in Section 13 hereof.

"Mayor" shall mean the Mayor of the Municipality.

"Municipality" shall mean the City of Cleveland, Mississippi.

"Notice" shall mean the Notice of Bond Sale set out in Section 22 hereof.

"Paying Agent" shall mean any bank, trust company or other institution designated, whether herein or hereafter, by the Governing Body to make payments of the principal of and interest on the Bonds, to serve as registrar and transfer agent for the registration of owners of the Bonds and for the performance of other duties as may be herein or hereafter specified by the Governing Body.

"Person" shall mean an individual, partnership, corporation, trust or unincorporated organization or government or any agency or political subdivision thereof.

"Procedures" shall mean the Post Issuance Compliance Procedures in substantially the form attached hereto as **Attachment A.**

"Purchaser" shall mean the successful bidder for the Bonds, to be hereafter designated by the Governing Body.

"Record Date" shall mean, as to interest payments, the fifteenth (15th) day of the month preceding the dates set for payment of interest on the Bonds and, as to payments of principal, the fifteenth (15th) day of the month preceding the date on which such principal will be due and payable, whether at maturity or upon redemption prior to maturity.

"Record Date Registered Owner" shall mean the Registered Owner as of the Record Date.

"Registered Owner" shall mean the Person whose name will appear in the registration records of the Municipality maintained by the Paying Agent.

"Representation Letter" shall mean the blanket representation letter to DTC pertaining to book-entry obligations of the Municipality.

"Responsible Party" shall mean the party specified in each section of the Procedures as being responsible for compliance.

"Subsection 148(f)" shall mean Subsection 148(f) of the Code.

"Subsection 148(f) Regulations" shall mean any regulations promulgated from time to time pursuant to Subsection 148(f).

(b) Number and Gender; Interpretation. Words of the masculine gender will be deemed and construed to include correlative words of the feminine and neuter genders. Unless the context will otherwise indicate, words and terms herein defined will be equally applicable to the plural as well as the singular form of any of such words and terms.

2. Heretofore, on November 1, 2016, the Governing Body adopted a resolution entitled "RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLEVELAND, MISSISSIPPI, TO ISSUE GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF SAID MUNICIPALITY IN THE MAXIMUM PRINCIPAL AMOUNT OF TWO MILLION DOLLARS ($2,000,000) TO RAISE MONEY FOR THE PURPOSE OF ERECTING MUNICIPAL BUILDINGS AND COURTROOMS, AND PURCHASING BUILDINGS AND LAND THEREFOR, AND FOR REPAIRING, IMPROVING, ADORNING AND EQUIPPING THE SAME; CONSTRUCTING, IMPROVING AND PAVING STREETS, SIDEWALKS AND PARKWAYS, AND PURCHASING LAND THEREFOR; CONSTRUCTING BRIDGES AND CULVERTS; REPAIRING, IMPROVING AND EXTENDING THE SANITARY, STORM, DRAINAGE AND SEWERAGE SYSTEMS OF THE MUNICIPALITY; IMPROVING AND EQUIPPING PARKS AND PUBLIC PLAYGROUNDS AND CONSTRUCTING, REPAIRING AND EQUIPPING RECREATIONAL FACILITIES, INCLUDING WITHOUT LIMITATION A SWIMMING POOL OR POOLS AND RELATED FACILITIES; PURCHASING FIRE-FIGHTING EQUIPMENT AND APPARATUS, AND PROVIDING HOUSING FOR SAME, AND PURCHASING LAND THEREFOR; PURCHASING MACHINERY AND HEAVY EQUIPMENT WHICH WILL HAVE AN EXPECTED USEFUL LIFE IN EXCESS OF TEN (10) YEARS FOR THE USE OF THE PUBLIC WORKS DEPARTMENT, BUT SPECIFICALLY NOT INCLUDING ANY MOTOR VEHICLES WEIGHING LESS THAN TWELVE THOUSAND (12,000) POUNDS; AND DIRECTING PUBLICATION OF NOTICE OF SUCH INTENTION," wherein the Governing Body found, determined, and adjudicated that it is necessary that the Bonds of the Municipality be issued in the amount and for the purpose aforesaid, declared its intention to issue said Bonds, and fixed 6:30 o'clock p.m. on December 6, 2016, as the date and hour on which it proposed to direct the issuance of said Bonds, on or prior to which date and hour any protests to be made against the issuance of such Bonds were required to be filed.

3. As required by law and as directed by the aforesaid resolution, said resolution was published once a week for at least three (3) consecutive weeks in *The Cleveland Current*, a newspaper published in and of general circulation in the Municipality, and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended, the first (1st) publication having been made not less than twenty-one (21) days prior to December 6, 2016, and the last publication having been made not more than seven (7) days prior to such date, said notice having been published in said newspaper on November 8, 2016, November 15, 2016, November 22, 2016, and November 29, 2016, as evidenced by the publisher's affidavit, attached hereto as **Attachment B.**

4. On or prior to the aforesaid hour and date set for the receipt of protests, no written protest or other objection of any kind or character against the issuance of the Bonds described in the aforesaid resolution had been filed or presented by qualified electors of the Municipality, and no such protest or objection has been filed to this date.

5. The Governing Body is now authorized and empowered by the provisions of the Act to issue the Bonds without an election on the question of the issuance thereof and is authorized to issue bonds registered as to principal and interest in the form and manner hereinafter provided for by Sections 31-21-1 to 31-21-7, Mississippi Code of 1972, as amended.

6. The assessed value of all property within the Municipality, according to the last completed assessment for taxation, is One Hundred Two Million Eight Hundred Sixty Thousand Nine Hundred Four Dollars ($102,860,904); the Municipality has outstanding bonded indebtedness subject to the fifteen percent (15%) debt limit prescribed by Section 21-33-303, Mississippi Code of 1972, as amended, in the amount of Seven Million Seven Hundred Eighty Thousand Dollars ($7,780,000), and outstanding bonded and floating indebtedness subject to the twenty percent (20%) debt limit prescribed by Section 21-33-303, Mississippi Code of 1972, as amended (which amount includes the sum set forth above subject to the fifteen percent (15%) debt limit), in the amount of Seven Million Seven Hundred Eighty Thousand Dollars ($7,780,000); the issuance of the Bonds hereinafter proposed to be issued, when added to the outstanding bonded indebtedness of the Municipality, will not result in bonded indebtedness, exclusive of indebtedness not subject to the aforesaid fifteen percent (15%) debt limit, of more than fifteen percent (15%) of the assessed value of taxable property within the Municipality, and will not result in indebtedness, both bonded and floating, exclusive of indebtedness not subject to the aforesaid twenty percent (20%) debt limit, in excess of twenty percent (20%) of the assessed value of taxable property within the Municipality and will not exceed any constitutional or statutory limitation upon indebtedness which may be incurred by the Municipality.

7. The machinery and equipment will not include any motor vehicle weighing less than Twelve Thousand (12,000) pounds, and the life of the Bonds will not exceed the expected useful life of machinery and equipment financed with the proceeds of the Bonds.

8. The Code provides that noncompliance with the provisions thereof may cause interest on obligations to become taxable retroactive to the initial date of issuance, and provides that the tax-exempt status of interest on obligations such as the Bonds is contingent on a number of future actions by the Municipality. It is necessary to make certain covenants pertaining to the exemption of the interest on the Bonds from federal income taxes since such exemption may depend, in part, upon continuing compliance by the Municipality with certain requirements of the Code.

9. The Bonds are not private activity bonds as such term is defined in Section 141 of the Code and the Governing Body does not reasonably anticipate that the Municipality or any other subordinate entities thereof will issue more than Ten Million Dollars ($10,000,000) of tax-exempt obligations (other than private activity bonds) in calendar year 2017. It is necessary to designate the Bonds as qualified tax-exempt obligations within the meaning of Section 265(b)(3) of the Code.

10. The Municipality is a governmental unit with general taxing powers; no obligation which is a part of the issue of the Bonds is a private activity bond; ninety-five percent (95%) or more of the net proceeds of the Bonds are to be used for local governmental activities of the Municipality, and the aggregate face amount of all tax-exempt bonds (other than private activity bonds) issued by the Municipality, and all subordinate entities of the Municipality, during calendar year 2017 is not reasonably expected to exceed Five Million Dollars ($5,000,000). Therefore, pursuant to Section 148(f)(4)(D) of the Code, no arbitrage rebate payments are expected to be required.

11. The Municipality reasonably expects that not less than eighty-five percent (85%) of the spendable proceeds of the Bonds will be used to carry out the governmental purposes of the Bonds within a three-year period beginning on the date of issuance of the Bonds.

12. It is now necessary to direct the issuance of and offer for sale General Obligation Public Improvement Bonds, Series 2017, in the principal amount of Two Million Dollars ($2,000,000) out of the authorized amount of Two Million Dollars ($2,000,000).

13. It has now become necessary to make provision for the preparation, execution, issuance and sale of the Bonds.

14. The Preliminary Official Statement pertaining to the sale of the Bonds should be approved by the Governing Body of the Municipality, and copies thereof distributed to prospective purchasers of the Bonds, in substantially the form attached hereto as **Attachment C**.

15. The Official Statement pertaining to the sale of the Bonds should be approved by the Governing Body and it is necessary and appropriate for the Governing Body to authorize the execution thereof.

16. It is necessary and appropriate for this Governing Body to approve the Continuing Disclosure Certificate attached to the Preliminary Official Statement and to authorize the execution thereof.

17. The Governing Body desires to approve and adopt the Post Issuance Compliance Procedures, in substantially the form attached hereto as **Attachment A.**

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

SECTION 1. Bond Resolution as Contract. In consideration of the purchase and acceptance of any and all of the Bonds by the Registered Owners thereof, this Bond Resolution will constitute a contract between the Municipality and the Registered Owners from time to time of the Bonds. The pledge made herein and the covenants and agreements herein set forth to be performed on behalf of the Municipality will be for the equal benefit, protection and security of the Registered Owners of any and all of the Bonds, all of which, regardless of the time or times of their authentication and delivery or maturity, will be of equal rank without preference, priority or distinction.

SECTION 2. Amount; Purpose. The Bonds are hereby authorized and ordered to be prepared and issued in the principal amount of Two Million Dollars ($2,000,000) to raise money for the Authorized Purpose as authorized by the Act.

SECTION 3. (a) Payments. Payments of interest on the Bonds will be made to the Record Date Registered Owner, and payments of principal will be made upon presentation and surrender thereof at the principal office of the Paying Agent to the Record Date Registered Owner in lawful money of the United States of America. Interest will be paid on the principal amount of each Bond from the date of such Bond or from the most recent interest payment date to which interest has been paid at the rate of interest per annum set forth therein.

(b) Bond Details. The Bonds will be registered as to both principal and interest; will be dated March 1, 2017; will be issued in the denomination of Five Thousand Dollars ($5,000) each, or integral multiples thereof up to the amount of a single maturity; will be numbered from one (1) upward in the order of issuance; will bear interest from the date thereof at the rate or rates specified by further order of the Governing Body, payable on March 1, 2018, and semiannually thereafter on March 1 and September 1 of each year; and will mature and become due and payable, with option of prior payment, on March 1 in the years and in the principal amounts as follows:

YEAR	AMOUNT
2018	$155,000
2019	$185,000
2020	$190,000
2021	$195,000
2022	$200,000
2023	$205,000
2024	$210,000
2025	$215,000
2026	$220,000
2027	$225,000

(c) Prior Redemption. Bonds maturing after March 1, 2022, are subject to redemption prior to their respective maturities at the election of the Municipality on and after March 1, 2022, either in whole or in part on any date, with the maturities and principal amounts thereof to be determined by the Municipality, at the principal amount thereof together with accrued interest to the date fixed for redemption. Notice of each such redemption shall be mailed, postage prepaid, not less than thirty (30) days prior to the redemption date, to all Registered Owners of the Bonds to be redeemed at their addresses as they appear on the registration books of the Municipality kept by the Paying Agent. If less than all of the outstanding Bonds of a maturity are to be redeemed, the particular Bonds to be redeemed shall be selected by the Paying Agent by lot or random selection in such manner as it shall deem fair and appropriate. The Paying Agent may provide for the selection of portions of the principal of the Bonds (in integral multiples of $5,000), and for all purposes of this Bond Resolution, all provisions pertaining to the redemption of the Bonds shall relate, in the case of any Bond

redeemed or to be redeemed only in part, to the portion of the principal of such Bond which has been or is to be redeemed.

SECTION 4. (a) Bonds Registered as Obligations; Registration and Validation Certificate. When the Bonds will have been validated and executed as herein provided, they will be registered as an obligation of the Municipality in the office of the Clerk in a book maintained for that purpose, and the Clerk will cause to be imprinted upon or accompany each of the Bonds, over his manual or facsimile signature and manual or facsimile seal, the certificate in substantially the form set out in Section 6 hereof.

(b) Execution. The Bonds will be executed by the manual or facsimile signature of the Mayor and countersigned by the manual or facsimile signature of the Clerk, with the seal of the Municipality imprinted or affixed thereto; provided, however, all signatures and seals appearing on the Bonds, other than the signature of an authorized signatory of the Paying Agent hereafter provided for, may be facsimile and will have the same force and effect as if manually signed or impressed. In case any official of the Municipality whose signature or a facsimile of whose signature will appear on the Bonds will cease to be such official before the delivery or reissuance thereof, such signature or such facsimile will nevertheless be valid and sufficient for all purposes, the same as if such official had remained in office until delivery or reissuance.

(c) Delivery; Bond Transcript; Legal Opinion. The Bonds will be delivered to the Purchaser upon payment of the purchase price therefor in accordance with the terms and conditions of their sale and award, together with a complete certified transcript of the proceedings had and done in the matter of the authorization, issuance, sale and validation of the Bonds, and the final, unqualified approving opinion of Bond Counsel.

(d) Items Filed with Paying Agent. Prior to or simultaneously with the delivery by the Paying Agent of any of the Bonds, the Municipality will file with the Paying Agent:

(1) a copy, certified by the Clerk, of the transcript of proceedings of the Governing Body in connection with the authorization, issuance, sale and validation of the Bonds; and

(2) an authorization to the Paying Agent, signed by the Mayor, to authenticate and deliver the Bonds to the Purchaser.

(e) Authentication. The Paying Agent acting through its officers, employees or agents, will authenticate the Bonds and deliver them to the Purchaser thereof upon payment of the purchase price of the Bonds to the Municipality.

(f) Bond Certificates. Certificates, blank as to denomination, rate of interest, date of maturity and CUSIP number and sufficient in quantity in the judgment of the Municipality to meet the reasonable transfer and reissuance needs on the Bonds, may be printed and delivered to the Paying Agent in generally-accepted format, and held by the Paying Agent until needed for transfer or reissuance, whereupon the Paying Agent will imprint the appropriate information as to denomination, rate of interest, date of maturity and CUSIP number prior to the

registration, authentication and delivery thereof to the transferee holder. The Paying Agent is hereby authorized upon the approval of the Governing Body to have printed from time to time as necessary additional certificates bearing the manual or facsimile seal of the Municipality and manual or facsimile signatures of the persons who were the officials of the Governing Body as of the date of original issue of the Bonds.

SECTION 5. (a) Designation of Paying Agent. A Paying Agent for the Bonds, which shall serve as paying agent, registrar and transfer agent, shall be designated by further order of the Governing Body.

(b) Paying Agent as Transfer Agent. So long as any of the Bonds will remain outstanding, the Municipality will maintain with the Paying Agent records for the registration and transfer of the Bonds. The Paying Agent is hereby appointed registrar for the Bonds, in which capacity the Paying Agent will register in such records and permit to be transferred thereon, under such reasonable regulations as may be prescribed, any Bond entitled to registration or transfer.

(c) Fees and Expenses of Paying Agent. The Municipality will pay or reimburse the Paying Agent for reasonable fees for the performance of the services normally rendered and the incurring of normal expenses reasonably and necessarily paid as are customarily paid to paying agents, transfer agents and bond registrars, subject to agreement between the Municipality and the Paying Agent. Fees and reimbursements for extraordinary services and expenses, so long as not occasioned by the negligence, misconduct or willful default of the Paying Agent, will be made by the Municipality on a case-by-case basis, subject, where not prevented by emergency or other exigent circumstances, to the prior written approval of the Governing Body.

(d) Change of Paying Agent. (1) A Paying Agent may at any time resign and be discharged of its duties and obligations as Paying Agent by giving at least sixty (60) days' written notice to the Municipality, and may be removed as Paying Agent at any time by resolution of the Governing Body delivered to the Paying Agent. The resolution will specify the date on which such removal will take effect and the name and address of the successor Paying Agent, and will be transmitted to the Paying Agent being removed within a reasonable time prior to the effective date thereof. Provided, however, that no resignation or removal of a Paying Agent will become effective until a successor Paying Agent has been appointed pursuant to this Bond Resolution.

(2) Upon receiving notice of the resignation of a Paying Agent, the Municipality will promptly appoint a successor Paying Agent by resolution of the Governing Body. Any appointment of a successor Paying Agent will become effective on the effective date of the resignation or removal of the predecessor Paying Agent upon acceptance of appointment by the successor Paying Agent. If no successor Paying Agent will have been so appointed and have accepted appointment within thirty (30) days after the notice of resignation, the resigning Paying Agent may petition any court of competent jurisdiction for the appointment of a successor Paying Agent, which court may thereupon, after such notice as it may deem appropriate, appoint a successor Paying Agent.

(3) In the event of a change of Paying Agents, the predecessor Paying Agent will cease to be custodian of any funds held pursuant to this Bond Resolution in connection with its role as such Paying Agent, and the successor Paying Agent will become such custodian; provided, however, that before any such delivery is required to be made, all fees, advances and expenses of the retiring or removed Paying Agent will be fully paid. Every predecessor Paying Agent will deliver to its successor Paying Agent all records of account, registration records, lists of Registered Owners and all other records, documents and instruments relating to its duties as such Paying Agent.

(4) Any successor Paying Agent appointed under the provisions hereof will be a bank, trust company or national banking association having Federal Deposit Insurance Corporation insurance of its accounts, duly authorized to exercise corporate trust powers and subject to examination by and in good standing with the federal and/or state regulatory authorities under the jurisdiction of which it falls.

(5) Every successor Paying Agent appointed hereunder will execute, acknowledge and deliver to its predecessor Paying Agent and to the Municipality an instrument in writing accepting such appointment hereunder, and thereupon such successor Paying Agent, without any further act, will become fully vested with all the rights, immunities and powers, and subject to all the duties and obligations, of its predecessor.

(6) Should any transfer, assignment or instrument in writing be required by any successor Paying Agent from the Municipality to more fully and certainly vest in such successor Paying Agent the estates, rights, powers and duties hereby vested or intended to be vested in the predecessor Paying Agent, any such transfer, assignment and written instruments will, on request, be executed, acknowledged and delivered by the Municipality.

(7) The Municipality will provide any successor Paying Agent with certified copies of all resolutions, orders and other proceedings adopted by the Governing Body relating to the Bonds.

(8) All duties and obligations imposed hereby on a Paying Agent or successor Paying Agent will terminate upon the accomplishment of all duties, obligations and responsibilities imposed by law or required to be performed by this Bond Resolution.

(e) Successor Corporation or Association as Paying Agent. Any corporation or association into which a Paying Agent may be converted or merged, or with which it may be consolidated or to which it may sell or transfer its assets as a whole or substantially as a whole, or any corporation or association resulting from any such conversion, sale, merger, consolidation or transfer to which it is a party, will be and become successor Paying Agent hereunder and vested with all the powers, discretions, immunities, privileges and all other matters as was its predecessor, without the execution or filing of any instrument or any further act, deed or conveyance on the part of either the Municipality or the successor Paying Agent, anything herein to the contrary notwithstanding, provided only that such successor Paying Agent will be satisfactory to the Municipality and eligible under the provisions of Section 5 hereof.

SECTION 6. Bond Form. The Bonds will be in substantially the following form, with such appropriate variations, omissions and insertions as are permitted or required by this Bond Resolution:

[BOND FORM]

UNITED STATES OF AMERICA

STATE OF MISSISSIPPI

BOLIVAR COUNTY

CITY OF CLEVELAND, MISSISSIPPI

GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND

SERIES 2017

NO. _____ $_____

Rate of Interest	Maturity Date	Dated Date	CUSIP
_____%	_____, 20____	_____, 20__	_____

Registered Owner:

Principal Amount: DOLLARS

The Mayor and Board of Aldermen of the City of Cleveland, Mississippi (the "Municipality"), a body politic existing under the Constitution and laws of the State of Mississippi, acknowledges itself to owe and for value received, promises to pay in lawful money of the United States of America to the Registered Owner identified above, on the maturity date stated above, upon the presentation and surrender of this bond, at the principal office of _____, Mississippi, or its successor, as paying agent (the "Paying Agent") for the General Obligation Public Improvement Bonds, Series 2017, of the Municipality (the "Bonds"), on the maturity date identified above, the principal amount identified above. Payment of the principal amount of this Bond will be made to the Registered Owner hereof whose name will appear in the registration records of the Municipality maintained by the Paying Agent, which will also serve as registrar and transfer agent for the Bonds, as of the fifteenth (15th) day of the calendar month preceding the maturity date hereof.

All capitalized terms not otherwise defined herein will have the meaning set forth in the resolution authorizing and directing the issuance of the Bonds, adopted _____ (the "Bond Resolution").

The Municipality further promises to pay interest on such principal amount from the date of this Bond or from the most recent interest payment date to which interest has been paid at the rate of interest per annum set forth above payable on _____, 20__, and semiannually thereafter on _____ and _____ of each year, until said principal sum is paid, to the Registered Owner hereof whose name will appear in the registration records of the Municipality maintained by the Paying Agent as of the fifteenth (15th) day of the calendar month preceding the applicable interest payment date.

Payments of principal of and interest on this Bond will be made by check or draft delivered directly to or mailed on the date on which interest or principal and interest will be due and payable (or, with respect to principal, such later date on which any Bond will be presented and surrendered for payment as provided herein) to such Registered Owner at his address as it appears on such registration records. The Registered Owner hereof may change such address by written notice to the Paying Agent by certified mail, return receipt requested, or such other method as may be subsequently prescribed by the Paying Agent, such notice to be received by the Paying Agent not later than the fifteenth (15th) day of the calendar month preceding the applicable principal or interest payment date.

Bonds maturing after _____, 20___, are subject to redemption prior to their respective maturities at the election of the Municipality on and after _____, 20___, either in whole or in part on any date, with the maturities and principal amounts thereof to be determined by the Municipality, at the principal amount thereof together with accrued interest to the date fixed for redemption. Notice of each such redemption shall be mailed, postage prepaid, not less than thirty (30) days prior to the redemption date, to all Registered Owners of the Bonds to be redeemed at their addresses as they appear on the registration books of the Municipality kept by the Paying Agent. If less than all of the outstanding Bonds of a maturity are to be redeemed, the particular Bonds to be redeemed shall be selected by the Paying Agent by lot or random selection in such manner as it shall deem fair and appropriate. The Paying Agent may provide for the selection of portions of the principal of the Bonds (in integral multiples of $5,000), and for all purposes of the Bond Resolution, all provisions pertaining to the redemption of the Bonds shall relate, in the case of any Bond redeemed or to be redeemed only in part, to the portion of the principal of such Bond which has been or is to be redeemed.

This Bond is one of a series of Bonds of like date of original issue, tenor and effect, except as to denomination, number, rate of interest and date of maturity, issued in the aggregate authorized principal amount of _____ ($_____) (out of an authorized amount of $2,000,000) to raise money for the purpose of erecting municipal buildings and courtrooms, and purchasing buildings and land therefor, and for repairing, improving, adorning and equipping the same; constructing, improving and paving streets, sidewalks and parkways, and purchasing land therefor; constructing bridges and culverts; repairing, improving and extending the sanitary, storm, drainage and sewerage systems of the municipality; improving and equipping parks and public playgrounds and constructing, repairing and equipping recreational facilities, including without limitation a swimming pool or pools and related facilities; purchasing fire-fighting equipment and apparatus, and providing housing for same, and purchasing land therefor; purchasing machinery and heavy equipment which will have an expected useful life in excess of ten (10) years for the use of the public works department, but specifically not including any motor vehicles weighing less than twelve thousand (12,000) pounds.

This Bond is issued under the authority of the Constitution and statutes of the State of Mississippi, including Sections 21-33-301 through 21-33-329, Mississippi Code of 1972, as amended, and by the further authority of proceedings duly had by the Mayor and Board of Aldermen of the Municipality, including the Bond Resolution.

The Bonds are registered as to both principal and interest and are to be issued or reissued in the denomination of Five Thousand Dollars ($5,000) each, or integral multiples thereof up to the amount of a single maturity.

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

The Municipality and the Paying Agent may deem and treat the Registered Owner 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 Municipality nor the Paying Agent will be affected by any notice to the contrary.

The Bonds will be general obligations of the Municipality payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct and continuing tax to be levied annually without limitation as to rate or amount upon all the taxable property within the geographical limits of the Municipality. To the extent other moneys are not available, the Municipality will levy annually a direct and continuing tax upon all taxable property within the geographical limits of the Municipality, which tax, together with any other moneys available for such purpose, will be adequate and sufficient to provide for the payment of the principal of and the interest on the Bonds as the same falls due.

This Bond will not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Bond Resolution until the certificate of registration and authentication hereon will have been signed by the Paying Agent, acting through its officers, employees or agents.

IT IS HEREBY CERTIFIED, RECITED AND REPRESENTED that all conditions, acts and things required by law to exist, to have happened and to have been performed precedent to and in the issuance of the Bonds, in order to make the same legal and binding general obligations of the Municipality, according to the terms thereof, do exist, have happened and have been performed in regular and due time, form and manner as required by law. For the performance in apt time and manner of every official act herein required, and for the prompt payment of this Bond, both principal and interest, the full faith and credit of the Municipality are hereby irrevocably pledged.

IN WITNESS WHEREOF, the Municipality has caused this Bond to be executed in its name by the manual or facsimile signature of the Mayor of the Municipality, countersigned by the manual or facsimile signature of the Clerk of the Municipality, under the manual or facsimile seal of the Municipality, which said facsimile signatures of said officials adopt as and for their own proper signatures, all as of the _____ day of _____, 20__.

City of Cleveland, Mississippi

_____
Mayor

Countersigned:

_____
City Clerk (SEAL)

There will be printed on or accompany the Bonds a registration and authentication certificate in substantially the following form:

CERTIFICATE OF REGISTRATION AND AUTHENTICATION

This Bond is one of the Bonds described in the within mentioned Bond Resolution and is one of the General Obligation Public Improvement Bonds, Series 2017, of the City of Cleveland, Mississippi.

_____
as Paying Agent

_____
Authorized Signatory

Date of Registration and Authentication: _____

There will be printed on or accompany the Bonds a registration and validation certificate and an assignment form in substantially the following form:

REGISTRATION AND VALIDATION CERTIFICATE

STATE OF MISSISSIPPI

COUNTY OF BOLIVAR

I, the undersigned City Clerk of the City of Cleveland, Mississippi, do hereby certify that the within Bond has been duly registered by me as an obligation of said Municipality pursuant to law in a book kept in my office for that purpose, and has been validated and confirmed by Validation Judgment of the Chancery Court of Bolivar County, [Second] Judicial District, Mississippi, rendered on the ____ day of _____, 20__.

(SEAL)

_____
City Clerk

ASSIGNMENT

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

_____
(Name and Address of Assignee)

_____
the within Bond and does hereby irrevocably constitute and appoint _____ as Paying Agent to transfer the said Bond on the records kept for registration thereof with full power of substitution in the premises.

Signature guaranteed:

_____
(Bank, Trust Company or Paying Agent)

_____
(Authorized Signatory)

NOTICE: Signature(s) must be guaranteed by an institution that is a participant in a Securities Transfer Association recognized signature guarantee program.

_____
NOTICE: The signature to this Assignment must correspond with the Registered Owner as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Date of Assignment:_____

Insert Social Security Number or Other Tax Identification Number of Assignee: _____

[END OF BOND FORM]

SECTION 7. Replacement of Bond Certificates. In case any Bond will become mutilated or be stolen, destroyed or lost, the Municipality will, if not then prohibited by law, cause to be authenticated and delivered a new Bond of like date, number, maturity and tenor in exchange and substitution for and upon cancellation of such mutilated Bond, or in lieu of and in substitution for such Bond stolen, destroyed or lost, upon the Registered Owner's paying the reasonable expenses and charges of the Municipality in connection therewith, and in case of a Bond stolen, destroyed or lost, his filing with the Municipality or Paying Agent evidence satisfactory to them that such Bond was stolen, destroyed or lost, and of his ownership thereof, and furnishing the Municipality or Paying Agent with such security or indemnity as may be required by law or by them to save each of them harmless from all risks, however remote.

SECTION 8. Security for Payment. For the purpose of effectuating and providing for the payment of the principal of and interest on the Bonds as the same will respectively mature and accrue, to the extent other moneys are not available, there will be and is hereby levied a direct, continuing tax upon all of the taxable property within the geographical limits of the Municipality, which tax, together with any other moneys available for such purpose, will be adequate and sufficient, after allowance will have been made for the expenses of collection and delinquencies in the payment of taxes, and taking into account any other moneys available for such purpose, to produce sums required for the payment of the principal of and the interest on the Bonds. Said tax will be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the Municipality are collected, and the rate of tax which will be so extended will 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 Bonds as the same will respectively mature and accrue. Should there be a failure in any year to comply with the requirements of this Section, such failure will not impair the right of the Registered Owners of any of the Bonds in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Bonds, both as to principal and interest.

SECTION 9. Certificate of Registration and Authentication. Only such of the Bonds as will have endorsed thereon a certificate of registration and authentication in substantially the form hereinabove set forth, duly executed by the Paying Agent, will be entitled to the rights, benefits and security of this Bond Resolution. No Bond will be valid or obligatory for any purpose unless and until such certificate of registration and authentication will have been duly executed by the Paying Agent, which executed certificate will be conclusive evidence of registration, authentication and delivery under this Bond Resolution. The Paying Agent's certificate of registration and authentication on any Bond will be deemed to have been duly executed if signed by an authorized signatory of the Paying Agent, but it will not be necessary that the same signatory sign said certificate on all of the Bonds that may be issued hereunder at any one time.

SECTION 10. (a) Initial Registration. In the event the Purchaser will fail to designate the names, addresses and social security or tax identification numbers of the Registered Owners of the Bonds within thirty (30) days of the date of sale, or at such other later date as may be designated by the Municipality, one (1) Bond registered in the name of the Purchaser may be issued in the full amount for each maturity. Ownership of the Bonds will be in the Purchaser until the initial Registered Owner has made timely payment and, upon request of the Purchaser

within a reasonable time of the initial delivery of the Bonds, the Paying Agent will re-register any such Bond upon its records in the name of the Registered Owner to be designated by the Purchaser in the event timely payment has not been made by the initial Registered Owner.

(b) Registered Owner as Owner. Except as hereinabove provided, the Person in whose name any Bond will be registered in the records of the Municipality maintained by the Paying Agent may be deemed the absolute owner thereof for all purposes, and payment of or on account of the principal of or interest on any Bond will be made only to or upon the order of the Registered Owner thereof, or his legal representative, but such registration may be changed as hereinafter provided. All such payments will be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

SECTION 11. (a) Transfers. Each Bond will be transferable only in the records of the Municipality, upon surrender thereof at the office of the Paying Agent, together with a written instrument of transfer satisfactory to the Paying Agent duly executed by the Registered Owner or his attorney duly authorized in writing. Upon the transfer of any Bond, the Municipality, acting through its Paying Agent, will issue in the name of the transferee a new Bond or Bonds of the same aggregate principal amount and maturity and rate of interest as the surrendered Bond or Bonds.

(b) Paying Agent to Transfer in Accordance with Bond Resolution. In all cases in which the privilege of transferring Bonds is exercised, the Paying Agent, acting through its officers, employees or agents, will authenticate and deliver Bonds in accordance with the provisions of this Bond Resolution.

(c) Expenses of Transfer. The Municipality or the Paying Agent may require payment by the Registered Owner of a sum sufficient to cover any tax or other governmental charge that may be imposed in connection with any transfer of Bonds. All other expenses incurred by the Municipality or the Paying Agent in connection with any transfer of Bonds will be paid by the Municipality.

SECTION 12. (a) Bond Fund. The Municipality will maintain with a qualified depository thereof a Bond Fund in its name for the payment of the principal of and interest on the Bonds, and the payment of Paying Agents' fees in connection therewith. There will be deposited into the Bond Fund as and when received:

(1) The accrued interest, if any, received upon delivery of the Bonds;

(2) The avails of any of the ad valorem taxes levied and collected pursuant to Section 8 hereof;

(3) Any income received from investment of moneys in the Bond Fund; and

(4) Any other funds available to the Municipality which may be lawfully used for payment of the principal of and interest on the Bonds, and which the Governing Body, in its discretion, may direct to be deposited into the Bond Fund.

(b) Payments by Clerk. As long as any principal of and interest on the Bonds remains outstanding, the Clerk is hereby irrevocably authorized and directed to withdraw from the Bond Fund sufficient moneys to make the payments herein provided for and to transfer same to the account of the Paying Agent in time to reach said Paying Agent prior to the date on which said interest or principal and interest shall become due, and in accordance with any statutory requirements.

(c) Bond Fund Options. Notwithstanding anything herein to the contrary, the Municipality at its option, may maintain one (1) bond fund for all general obligation bonds of the Municipality, or as many as it will deem to be appropriate.

SECTION 13. Improvement Fund. The principal proceeds, and premium, if any, received upon the sale of the Bonds will be deposited with a qualified depository of the Municipality in a special public improvement fund, hereby created, in the name of the Municipality and herein referred to as the "Improvement Fund." From the Improvement Fund there will be first paid the costs, fees and expenses incurred by the Municipality in connection with the authorization, issuance, sale, validation and delivery of the Bonds. The balance thereof will be held and disbursed for the Authorized Purpose, as authorized by the Act. Any proceeds of the Bonds remaining in the Improvement Fund after the completion of the projects to be financed within the Authorized Purpose shall be transferred to the Bond Fund.

SECTION 14. (a) Payments of Principal. Payment of principal on the Bonds will be made, upon presentation and surrender of the Bonds at the principal office of the Paying Agent, to the Record Date Registered Owner thereof whose name will appear in the registration records of the Municipality maintained by the Paying Agent as of the Record Date.

(b) Payments of Interest. Payment of each installment of interest on the Bonds will be made to the Record Date Registered Owner thereof. Interest will be payable in the aforesaid manner irrespective of any transfer or exchange of such Bond subsequent to the Record Date and prior to the due date of the interest.

(c) Method of Payment; Change of Address. Principal of and interest on the Bonds will be paid by check or draft delivered directly to or mailed on the date on which interest or principal and interest will be due and payable (or, with respect to principal, such later date on which any Bond will be presented and surrendered for payment as provided herein) or such other method as may be mutually satisfactory to the Paying Agent and Bond Holders, to the Registered Owners at the addresses appearing in the registration records of the Paying Agent. Any such address may be changed by written notice from the Registered Owner to the Paying Agent by certified mail, return receipt requested, or such other method as may be subsequently prescribed by the Paying Agent, such notice to be received by the Paying Agent not later than the fifteenth (15th) day of the calendar month preceding the applicable principal or interest payment date to be effective as of such date.

SECTION 15. Validation. The Bonds will be submitted to validation as provided by Chapter 13, Title 31, Mississippi Code of 1972, as amended, and to that end the Clerk is hereby directed to make up a transcript of all legal papers and proceedings relating to the Bonds and to

certify and forward the same to the State Bond Attorney for the institution of validation proceedings.

SECTION 16. Validation of Certain Amendments, Revisions or Supplements. It is specifically provided, notwithstanding the dates set out in this Bond Resolution for the date of the Bonds and the payment dates for principal and interest, that in the event the delivery of the Bonds is delayed by a contest of the validation of the Bonds or otherwise, and the initial Purchaser will decline to take delivery of the Bonds, then the Bonds may be reoffered for sale. In such event, all principal maturities may be adjusted so that such maturities will fall due in the same amounts and intervals as herein provided, but beginning the March 1st next following the issuance of the Bonds as provided by the subsequent resolution directing the offer for sale thereof, and continuing through the tenth (10th) annual payment. The interest payments may also be adjusted accordingly, with interest payments due semiannually, commencing on the next March 1 or September 1 (whichever occurs first) following the date of the Bonds. After the validation of the Bonds, no amendment, revision or supplement contemplated by this Section will be cause for the re-submission of the proceedings for the issuance of the Bonds, as amended, revised or supplemented, to any further validation proceedings, it being the intent of this Bond Resolution that any such amendments, revisions or supplements be covered by the initial validation proceeding.

SECTION 17. Events of Default; Remedies. An "Event of Default" as used in this Resolution shall mean any of the following: (a) failure to pay the principal of, premium, if any, or interest on any of the Bonds when such payments will become due, (b) failure to comply with any other of the covenants of the Municipality set out in this Bond Resolution and the continuation thereof for thirty (30) days after written notice specifying such failure will have been given to the Municipality by any Bondholder or (c) filing by the Municipality of a petition under federal bankruptcy laws or a petition seeking composition of indebtedness under any other applicable federal or state laws. Notwithstanding the foregoing, the Municipality's noncompliance with its obligations under Section 20 hereof and the Continuing Disclosure Certificate will not constitute an Event of Default within the meaning of this Section.

The Holders of not less than twenty-five percent (25%) of the aggregate principal amount of the outstanding Bonds may, upon an Event of Default, by suit, action, mandamus or other proceedings at law or in equity take action to enforce and compel performance by the appropriate official or officials of the Municipality of any or all of the acts or duties to be performed by the Municipality under the provisions of the Act and this Bond Resolution. The Holders of not less than fifty-one percent (51%) in aggregate principal amount of the Bonds then outstanding may appoint a trustee for the Holders of all outstanding Bonds issued under this Bond Resolution with authority to represent such Bondholders in any legal proceedings for the enforcement and protection of the rights of such Bondholders under this Bond Resolution.

Nothing in this Bond Resolution contained will, however, affect or impair the right of any Bondholder to enforce the payment of the principal of and interest on any Bond at and after the maturity thereof, or the obligation of the Municipality to pay the principal of and interest on each of the Bonds issued hereunder to the respective Bondholders thereof at the time and place and in the manner in said Bonds expressed.

SECTION 18. Preliminary Official Statement. The Governing Body hereby approves the Preliminary Official Statement pertaining to the sale of the Bonds, and the distribution of said Preliminary Official Statement is hereby authorized in substantially the form attached hereto, as **Attachment C**.

SECTION 19. Official Statement.

(a) The Governing Body hereby approves and adopts the Official Statement pertaining to the sale of the Bonds in substantially the form of the Preliminary Official Statement with such completions, changes, insertions, and modifications as shall be approved by the officers of the Municipality executing and delivering the same, the execution thereof by such officers to be conclusive evidence of such approval.

(b) The Governing Body hereby approves the execution by the Mayor and the Clerk of the Official Statement for and on behalf of this Governing Body, and the distribution of such Official Statement pertaining to the sale of the Bonds is hereby approved.

SECTION 20. Continuing Disclosure Certificate. The Governing Body hereby approves and adopts the Continuing Disclosure Certificate attached to the Preliminary Official Statement, and approves and authorizes the execution of said Continuing Disclosure Certificate by the Clerk of the Municipality for and on behalf of the Municipality in substantially the form attached to the Preliminary Official Statement, with such completions, changes, insertions, and modifications as shall be approved by the officer of the Municipality executing and delivering the same, the execution thereof to be conclusive evidence of such approval.

SECTION 21. (a) Offer for Sale as Provided in Notice. The Bonds will be offered for sale on sealed bids at a meeting of the Governing Body to be held at the place, and on the date and at the hour specified and upon the terms and conditions set out in the Notice in Section 22 hereof. On or before said date and hour, such sealed bids must be filed with the Clerk at the place specified in the Notice. The Governing Body reserves the right to reject any and all bids submitted, and if all bids are rejected, to sell the Bonds at a private sale at any time within sixty (60) days after the date advertised for the receipt of bids, at a price not less than the highest bid which will have been received at the advertised sale.

(b) Interest Rate Limit; Requirements of Act. In no event will the Bonds be issued at a rate of interest in excess of that allowed in the Notice, and the Bonds will in all other respects comply with the requirements of the Act.

SECTION 22. Notice of Bond Sale; Publication and Form. As required by Section 31-19-25, Mississippi Code of 1972, as amended, the Clerk is hereby authorized and directed to give the Notice by publishing an advertisement at least two (2) times in *The Cleveland Current*, a newspaper published in and of general circulation in Bolivar County, Mississippi, the first publication thereof to be made at least ten (10) days preceding the date fixed herein for the receipt of bids. The Notice will be in substantially the following form:

NOTICE OF BOND SALE
$2,000,000
GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES 2017
OF THE
CITY OF CLEVELAND, MISSISSIPPI

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of the City of Cleveland, Mississippi (the "Governing Body" of the "Municipality") will receive sealed bids for the purchase in its entirety, at not less than par and accrued interest to the date of delivery thereof, of an issue of Two Million Dollars ($2,000,000) General Obligation Public Improvement Bonds, Series 2017, of the Municipality (the "Bonds") on February 7, 2017, until the hour of 4:00 p.m., and such bids should be delivered to the City Clerk at her office in the City Hall of the Municipality. The City Clerk will act on behalf of the Governing Body to receive bids at the aforesaid date, time and place. Immediately following said time on said date, said bids will be publically opened and read, for consideration by the Governing Body at their regular meeting at 6:30 p.m. on said date.

THE BONDS: The Bonds will be registered as to both principal and interest; will be dated and bear interest from March 1, 2017; will be delivered in definitive form as registered bonds; will be issued in the denomination of Five Thousand Dollars ($5,000) each, or integral multiples thereof up to the amount of a single maturity; will be numbered from one (1) upward in the order of issuance; will be payable as to principal at a bank or trust company to be named by the Governing Body in the manner hereinafter provided; and will bear interest from the date thereof, payable on March 1, 2018, and semiannually thereafter on March 1 and September 1 of each year, at the rate or rates offered by the successful bidder in its bid in accordance with this Notice of Bond Sale.

MATURITIES: The Bonds will mature serially, with option of prior payment, on March 1 in each of the years and amounts as follows:

YEAR	AMOUNT
2018	$155,000
2019	$185,000
2020	$190,000
2021	$195,000
2022	$200,000
2023	$205,000
2024	$210,000
2025	$215,000
2026	$220,000
2027	$225,000

REDEMPTION: Bonds maturing after March 1, 2022, are subject to redemption prior to their respective maturities at the election of the Municipality on and after March 1, 2022, either in whole or in part on any date, with the maturities and principal amounts thereof to be determined by the Municipality, at the principal amount thereof together with accrued interest to the date fixed for redemption. Notice of each such redemption shall be mailed, postage prepaid, not less than thirty (30) days prior to the redemption date, to all Registered Owners of the Bonds to be redeemed at their addresses as they appear on the registration books of the Municipality kept by the Paying Agent. If less than all of the outstanding Bonds of a maturity are to be redeemed, the particular Bonds to be redeemed shall be selected by the Paying Agent by lot or random selection in such manner as it shall deem fair and appropriate. The Paying Agent may provide for the selection of portions of the principal of the Bonds, in integral multiples of Five Thousand Dollars ($5,000), and for all purposes of the Bond Resolution, all provisions pertaining to the redemption of the Bonds shall relate, in the case of any Bond redeemed or to be redeemed only in part, to the portion of the principal of such Bond which has been or is to be redeemed.

AUTHORITY AND SECURITY: The Bonds will be issued pursuant to the provisions of Sections 21-33-301 through 21-33-329, Mississippi Code of 1972, as amended (the "Act"), and will be general obligations of the Municipality payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct and continuing tax to be levied annually without limitation as to rate or amount upon the taxable property within the geographical limits of the Municipality. To the extent other moneys are not available, the Municipality will levy annually a direct and continuing tax upon all taxable property within the geographical limits of the Municipality, which tax, together with any other moneys available for such purpose, will be adequate and sufficient to provide for the payment of the principal of and the interest on the Bonds as the same falls due.

PURPOSE: The Bonds are being issued to provide funds for the purpose of erecting municipal buildings and courtrooms, and purchasing buildings and land therefor, and for repairing, improving, adorning and equipping the same; constructing, improving and paving streets, sidewalks and parkways, and purchasing land therefor; constructing bridges and culverts; repairing, improving and extending the sanitary, storm, drainage and sewerage systems of the municipality; improving and equipping parks and public playgrounds and constructing, repairing and equipping recreational facilities, including without limitation a swimming pool or pools and related facilities; purchasing fire-fighting equipment and apparatus, and providing housing for same, and purchasing land therefor; purchasing machinery and heavy equipment which will have an expected useful life in excess of ten (10) years for the use of the public works department, but specifically not including any motor vehicles weighing less than twelve thousand (12,000) pounds (the "Authorized Purpose").

FORM OF BIDS: Bids should be addressed to the Mayor and Board of Aldermen and should be plainly marked "Bid for General Obligation Public Improvement Bonds, Series 2017, of the City of Cleveland, Mississippi," and should be filed with the City Clerk of the Municipality on or prior to the date and hour hereinabove named. All bids should be submitted substantially in the form prepared by the Municipality. A copy of the Preliminary Official Statement and the bid form may be obtained from Brad C. Davis, Jones Walker LLP, Jackson, Mississippi, at telephone number (601) 949-4623 or by email at bdavis@joneswalker.com.

INTEREST RATE AND BID RESTRICTIONS: The Bonds will not bear a greater overall maximum interest rate to maturity than eleven percent (11%) per annum, nor will the interest rate for any one maturity exceed eleven percent (11%) per annum. No Bond will bear more than one (1) rate of interest; each Bond will bear interest from its date to its stated maturity date at the interest rate specified in the bid; all Bonds of the same maturity will bear the same rate of interest from date to maturity; and the lowest interest rate specified will not be less than seventy percent (70%) of the highest interest rate specified. Each interest rate specified in any bid must be a multiple of one-eighth of one percent (1/8 of 1%) or one-tenth of one percent (1/10 of 1%) and a zero percent (0%) rate of interest cannot be named.

GOOD FAITH DEPOSIT: Each bid must be accompanied by a cashier's check, certified check, or exchange, issued or certified by a bank located in the State of Mississippi, payable to the Mayor and Board of Aldermen of the City of Cleveland, Mississippi, in the amount of Forty Thousand Dollars ($40,000) as a guaranty that the bidder will carry out its contract and purchase the Bonds if its bid be accepted. All checks of unsuccessful bidders will be returned immediately on award of the Bonds. If the successful bidder fails to purchase the Bonds pursuant to its bid and contract, then the amount of such good faith check will be retained by the Municipality as liquidated damages for such failure. No interest will be allowed on the amount of the good faith deposit.

DTC BOOK-ENTRY-ONLY: The Bonds are being initially offered as registered in the name of Cede & Co., as Registered Owner and nominee for The Depository Trust Company, New York, New York ("DTC") under DTC's Book-Entry-Only system of registration. Purchasers of interests in the Bonds (the "Beneficial Owners") will not receive physical delivery of bond certificates and ownership by the Beneficial Owners of the Bonds will be evidenced by book-entry-only. As long as Cede & Co. is the Registered Owner of the Bonds as nominee of DTC, payments of principal and interest will be made directly to such Registered Owner which will in turn remit such payments to the DTC participants for subsequent disbursement to the Beneficial Owners.

AWARD OF BONDS: The award, if any, will be made to the bidder complying with the terms of sale and offering to purchase the Bonds at the lowest net interest cost to the Municipality, which will be determined by computing the aggregate interest on the Bonds over the life of the issue at the rate or rates of interest specified by the bidder, less premium offered, if any. It is requested that each bid be accompanied by a statement of the net interest cost (computed to six (6) decimal places), but such statement will not be considered a part of the bid. All bids will remain firm for four (4) hours after the time specified for the opening of bids, and an award of the Bonds, or rejection of bids, will be made by the Governing Body within said period of time.

RIGHT OF REJECTION, CANCELLATION: The Governing Body reserves the right to reject any or all bids submitted, as well as to waive any irregularity or informality in any bid. The successful bidder will have the right, at its option, to cancel its agreement to purchase the Bonds if the Bonds are not tendered for delivery within sixty (60) days from the date of sale thereof, and in such event the Governing Body will return to said bidder its good faith deposit. The Governing Body will have the right, at its option, to cancel its agreement to sell the Bonds if within five (5) days after the tender of the Bonds for delivery the successful bidder will not have

accepted delivery of and paid for the Bonds, and in such event the Governing Body will retain the successful bidder's good faith deposit as liquidated damages as hereinabove provided.

PAYING AGENT, TRANSFER AGENT, AND REGISTRAR: The successful bidder may designate a bank or trust company located within the State of Mississippi to serve as paying agent (the "Paying Agent") for the Bonds within forty-eight (48) hours of the date of sale of the Bonds, subject to the approval of the Governing Body. The Governing Body's approval of the Paying Agent shall be contingent on a determination as to the willingness and ability of the Paying Agent to perform the duties of registrar and transfer agent and on the satisfactory negotiation of service fees. The Paying Agent shall be subject to change by order of the Governing Body under the conditions and in the manner provided in the Bond Resolution under which the Bonds are issued. Both principal of and interest on the Bonds will be payable by check or draft mailed to Registered Owners of the Bonds as of the fifteenth (15th) day of the month preceding the maturity date for such principal or interest payment at the addresses appearing in the registration records of the Municipality maintained by the Paying Agent. The Bonds will be transferable only upon the books of the Paying Agent, and payment of principal at maturity shall be conditioned on the proper presentation and surrender of the Bonds to the Paying Agent.

DELIVERY: The successful bidder must designate within thirty (30) days of the date of sale, or at such other later date as may be designated by the Governing Body, the names and addresses of the Registered Owners of the Bonds and the denominations in which the Bonds of each maturity are to be issued. If the successful bidder fails to submit such information within the required time, one Bond may be issued for each maturity in the full amount maturing on that date registered in the name of the successful bidder. The Bonds will be delivered at a place to be designated by the purchaser and without cost to the purchaser, and payment therefor will be made in immediately available funds.

CUSIP NUMBERS: It is anticipated that CUSIP identification numbers will be printed on the Bonds unless specifically declined by the purchaser, but neither the failure to print such number on any bond nor any error with respect thereto will constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for the Bonds in accordance with the terms of the purchase contract. All expenses in relation to the printing of CUSIP numbers on the Bonds will be paid by the Municipality; the CUSIP Service Bureau charge for the assignment of said numbers will be the responsibility of and will be paid for by the purchaser.

LEGAL OPINION; CLOSING DOCUMENTS: The Bonds are offered subject to the unqualified approval of the legality thereof by Jones Walker LLP, Jackson, Mississippi, Bond Counsel. In the opinion of Jones Walker LLP, Jackson, Mississippi, interest on the Bonds is exempt from federal and Mississippi income taxes under existing laws, regulations, rulings and judicial decisions with such exceptions as will be described in the Official Statement for the Bonds. A copy of the opinion of Bond Counsel, together with the usual closing papers, including a no-litigation certificate dated the date of delivery of the Bonds, evidencing that no litigation is pending in any way affecting the legality of the Bonds or the taxes to be levied for the payment of the principal thereof and interest thereon, and a transcript of the proceedings relating to the Bonds will be delivered to the successful bidder without charge. The Municipality will pay for all legal fees and will pay for the printing and validation of the Bonds.

BONDS AS QUALIFIED TAX-EXEMPT OBLIGATIONS: The Municipality has designated the Bonds as qualified tax-exempt obligations within the meaning and for purposes of Section 265(b)(3) of the Code.

INFORMATION FROM PURCHASER: The purchaser must certify to the Municipality the initial offering price to the public (excluding bond houses, brokers and other intermediaries) of each maturity of the Bonds at which a substantial amount of Bonds of that maturity were sold, to enable the Municipality to compute the yield on the Bonds for federal arbitrage law purposes.

FURTHER INFORMATION: The Municipality has prepared a Preliminary Official Statement which it deems, for purposes of S.E.C. Rule 15(c)2-12, to be final and complete as of this date except for the omission of the offering prices, interest rates, and any other terms of the Bonds depending on such matters, and the identity of the underwriters, subject to revision, amendment and completion in a final Official Statement. By submission of its bid, the successful bidder will be deemed to have certified that it has obtained and reviewed the Preliminary Official Statement. Upon the award of the Bonds, the Municipality will publish an Official Statement in substantially the same form as the Preliminary Official Statement, subject to minor additions, deletions and revisions as required to complete the Preliminary Official Statement.

CONTINUING DISCLOSURE: In order to assist bidders in complying with S.E.C. Rule 15(c)2-12(b)(5), the Municipality will undertake, pursuant to the Bond Resolution and a Continuing Disclosure Certificate, to provide annual reports and notices of certain events. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the Official Statement. Failure of the Municipality to deliver the Continuing Disclosure Certificate at the time of issuance and delivery of the Bonds will relieve the successful bidder from its obligation to purchase the Bonds.

By order of the Mayor and Board of Aldermen of the City of Cleveland, Mississippi, on December 6, 2016.

/s/ Dominique Green
City Clerk

Publication Requirements:
January 22, 2017 and January 29, 2017

SECTION 23. Proof of Publication. The Clerk will obtain from the publisher of the aforesaid newspaper the customary publisher's affidavit proving publication of the Notice for the time and in the manner required by law, and such proof of publication will be filed in the Clerk's office and exhibited before the Governing Body at the hour and date aforesaid.

SECTION 24. Continuing Disclosure. The Municipality hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate. Notwithstanding any other provision of this Bond Resolution, failure of the Municipality to comply with the Continuing Disclosure Certificate will not be considered an Event of Default pursuant to Section 17 hereof; however, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance by court order, to cause the Municipality to comply with its obligations under this Section.

SECTION 25. Book-Entry Only System. Notwithstanding anything herein to the contrary, the Bonds will be initially issued in the form of a separate, single and fully registered Bond for each of the maturities thereof. In such case, upon initial issuance, the ownership of each such Bond will be registered in the Bond Register in the name of Cede & Co., as nominee of DTC, and except as provided in Section 26 hereof, all of the outstanding Bonds will be registered in the Bond Register in the name of Cede & Co., as nominee of DTC.

With respect to Bonds registered in the Bond Register in the name of Cede & Co., as nominee of DTC, the Municipality and the Paying Agent will have no responsibility or obligation to any participant for whom DTC is a security depository nominee ("DTC participants") or to any Person on behalf of whom such a DTC participant holds an interest in the Bonds. Without limiting the immediately preceding sentence, the Municipality and the Paying Agent will have no responsibility or obligation with respect to (a) the accuracy of the records of DTC, Cede & Co. or any DTC participant with respect to any ownership interest in the Bonds, (b) the delivery to any DTC participant or any other Person, other than a Registered Owner, as shown in the Bond Register, of any notice with respect to the Bonds, including any notice of redemption, or (c) the payment to any DTC participant or any other Person, other than a Registered Owner, as shown in the Bond Register, of any amount with respect to principal of, premium, if any, or interest on, the Bonds. Notwithstanding any other provision of this Bond Resolution to the contrary, the Municipality and the Paying Agent will be entitled to treat and consider the Person in whose name each Bond is registered in the Bond Register as the absolute owner of such Bond for the purpose of payment of principal, premium, if any, and interest with respect to such Bond, for the purpose of giving notices of redemption and other matters with respect to such Bond, for the purpose of registering transfers with respect to such Bond, and for all other purposes whatsoever. The Paying Agent, will pay all principal of, premium, if any, and interest on the Bonds only to or upon the order of the respective Registered Owners, as shown in the Bond Register as provided in this Bond Resolution, or their respective attorneys duly authorized in writing, and all such payments will be valid and effective to fully satisfy and discharge the Municipality's obligations with respect to payment of principal of, premium, if any, and interest on the Bonds to the extent of the sum or sums so paid. No person other than a Registered Owner, as shown in the Bond Register, will receive a Bond certificate evidencing the obligation of the Municipality to make payments of principal, premium, if any, and interest pursuant to this Bond Resolution. Upon delivery by DTC to the Paying Agent of written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., and

subject to the provisions in this Bond Resolution with respect to interest checks or drafts being mailed to the Registered Owner at the close of business on the Record Date, the words "Cede & Co." in this Bond Resolution will refer to such new nominees of DTC.

SECTION 26. Successor Securities Depository; Transfers Outside Book-Entry Only System. In the event that the Municipality and the Paying Agent determine that DTC is incapable of discharging its responsibilities described herein and in the Representation Letter or that it is in the best interest of the beneficial owners of the Bonds that they be able to obtain certificated Bonds, the Municipality and the Paying Agent will (a) appoint a successor securities depository, qualified to act as such under Section 17(a) of the Securities and Exchange Act of 1934, as amended, notify DTC and DTC participants of the appointment of such successor securities depository and transfer one or more separate Bond certificates to such successor securities depository or (b) notify DTC and DTC participants of the availability through DTC of Bond certificates and transfer one or more separate Bond certificates to DTC participants having Bonds credited to their DTC accounts. In such event, the Bonds will no longer be restricted to being registered in the Bond Register in the name of Cede & Co., as nominee of DTC, but may be registered in the name of the successor securities depository, or its nominee, or in whatever name or names Registered Owners transferring or exchanging Bonds will designate, in accordance with the provisions of this Bond Resolution.

SECTION 27. Payments and Notices to Cede & Co. Notwithstanding any other provision of this Bond Resolution to the contrary, so long as any of the Bonds is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to principal of, premium, if any, and interest on such Bond and all notices with respect to such Bond will be made and given, respectively, in the manner provided in the Representation Letter.

SECTION 28. Non-arbitrage Bond Covenants; Non-arbitrage and Federal Tax Certificate. (a) The Municipality covenants and certifies to and for the benefit of the owners of the Bonds that it will neither take any action nor omit to take any action nor make any investment or use of the proceeds from the issue and sale of the Bonds, including amounts treated as proceeds, if any, which will cause the Bonds to be classified as arbitrage bonds within the meaning of Section 148 of the Code, and any regulations thereunder as such may be applicable to the Bonds, at the time of such action, investment or use.

(b) (1) The Governing Body has made findings indicating that no rebate relating to the Bonds will be required to be made under the Code. However, in the event it is subsequently determined for any reason that rebates should be made on the Bonds, then the Municipality will take all actions necessary in order to comply with the requirements of paragraphs (2) and (3) of Subsection 148(f) in order that none of the Bonds will be treated as an arbitrage bond pursuant to paragraph (1) of Subsection 148(f), including payment of all amounts, if any, required to be paid to the United States of America in accordance with and within the time limits prescribed in Subsection 148(f) and the Subsection 148(f) Regulations, the making of any and all calculations, computations and filings required pursuant to Subsection 148(f) and the Subsection 148(f) Regulations, and the maintenance of all such records as may be required pursuant to Subsection 148(f) and the Subsection 148(f) Regulations.

(2) In order to effectuate the foregoing covenants, the Municipality hereby covenants and certifies that: (A) prior to delivery of the Bonds, it will have received written instructions from nationally-recognized bond counsel with respect to specific actions which will, under Subsection 148(f) and such regulations as may have been promulgated prior to delivery of the Bonds, assure compliance with such covenants; and (B) the Municipality will comply with such instructions until the Municipality will have received from nationally-recognized bond counsel written advice that continued compliance with such instructions is not necessary in order to avoid adversely affecting the tax-exempt status of the Bonds or alternative written instructions with respect to certain actions which will assure compliance with the covenants set forth above, in which event the Municipality will thereafter comply with all such alternative instructions.

(c) The Municipality will not intentionally use any portion of the proceeds (within the meaning of Subsection 148(a) of the Code and any regulations promulgated pursuant thereto) of the Bonds to acquire higher yielding investments (as defined in Subsection 148(a) of the Code and all regulations promulgated pursuant thereto) or to replace funds which were used directly or indirectly to acquire higher yielding investments, except to the extent specifically permitted pursuant to Section 148 of the Code and any regulations promulgated thereunder.

(d) The Municipality will not purchase or acquire any investment property with proceeds (within the meaning of Section 148 of the Code) of the Bonds in a manner or for a price which would cause any of the Bonds to be or become an arbitrage bond, within the meaning of Section 148 of the Code and all regulations promulgated thereunder, including, without limitation, to the extent prescribed by applicable regulations, investments (regardless of yield) which do not comply with the provisions of any regulations intended to assure that obligations are acquired at their "market price" or "fair market value."

(e) The Mayor and/or Clerk are hereby authorized to execute a "non-arbitrage and federal tax certificate" in connection with the sale and delivery of the Bonds, setting forth the reasonable expectations of the Municipality with respect to the investment and use of proceeds of the Bonds and also setting forth certain covenants, stipulations and certifications with respect to the investment and expenditures of the proceeds of the Bonds, and the Municipality will comply with all certifications, stipulations and covenants set forth in such certificate. In addition, such officials are authorized to make such elections on behalf of the Municipality as are necessary or appropriate under the Code or the Subsection 148(f) Regulations.

SECTION 29. Private Activity Bond Covenants; Tax Covenants. (a) The Municipality will take such actions as may be necessary in order to assure that the Bonds are not private activity bonds within the meaning of Section 141 of the Code.

(b) No more than ten percent (10%) of the Bond proceeds will be used, directly or indirectly, in a trade or business carried on by any person other than a governmental unit.

(c) No more than ten percent (10%) of any property with respect to which all or any part of the Bond proceeds will be used, directly or indirectly, in a trade or business carried on by any person other than a governmental unit.

(d) None of the Bond proceeds will be used for any private business use (within the meaning of Section 141 of the Code) which is not related to the governmental use (within the meaning of Section 141 of the Code) of such Bond proceeds.

(e) The amount of Bond proceeds used with respect to any private business use which is related to a governmental use of such Bond proceeds will not exceed the amount of Bond proceeds which are used for the governmental use to which such private business use relates.

(f) None of the proceeds of the Bonds will be used to make or finance loans for persons other than governmental units.

(g) In no event will the payment of the principal of or the interest on more than ten percent (10%) of the proceeds of the Bonds be (under the terms of the Bond or any underlying arrangement) directly or indirectly secured (within the meaning of Section 141 of the Code) by any interest in property used or to be used in a private business use or payments in respect to such property or to be derived from payments (whether or not to the Municipality) in respect of property or borrowed money used or to be used for a private business use.

(h) The Municipality covenants and certifies that there are no other obligations heretofore issued or to be issued by or on behalf of any state, territory or possession of the United States of America, or political subdivision of any of the foregoing, or of the District of Columbia, by or for the benefit of the Municipality, which (1) were or are to be sold at substantially the same time as the Bonds, (2) were or are to be sold pursuant to the same plan of financing as the financing plan for the Bonds and (3) are payable directly or indirectly by the Municipality or from the source from which the Bonds are payable. The Municipality covenants and certifies that there are no additional facts or circumstances which may further evidence that the Bonds are part of any other issue of obligations.

(i) The Municipality covenants and certifies that no payment of principal of or interest on the Bonds is or will be guaranteed (in whole or in part, directly or indirectly) by the United States of America, or any agency or instrumentality thereof or any entity with statutory authority to borrow from the United States of America. The Municipality represents, warrants and covenants that none of the bond proceeds will be: (1) used to make loans, the payment of principal of or interest on which is or will be guaranteed (in whole or in part, directly or indirectly) by the United States or any agency or instrumentality thereof or any entity with statutory authority to borrow from the United States; or (2) invested (directly or indirectly) in any deposit or account which is insured under federal law by the Federal Deposit Insurance Corporation, the National Credit Union Administration or any similar federally chartered corporation other than: (A) the investment of the bond proceeds for an initial temporary period (within the meaning of subparagraph 3(B) of Subsection 149(b) of the Code) until such proceeds are needed for the purpose for which the Bonds are being issued; (B) investments of a bona fide debt service fund (within the meaning of Subparagraph 3(B) of Subsection 149(b) of the Code); (C) investments of a reserve which meets the requirements of Subsection 148(d) of the Code; (D) investments in bonds issued by the United States Treasury; or (E) other investments permitted under regulations promulgated by the Internal Revenue Service pursuant to Subsection 149(b) of the Code.

(j) The Municipality covenants and certifies that, notwithstanding any provision of this Bond Resolution or the rights of the Municipality hereunder, the Municipality will not take or permit to be taken on its behalf any action which would impair the exclusion of interest on the Bonds from gross income for purposes of federal income taxation, and it will take such reasonable action as may be necessary to continue such exclusion, including, without limitation, the preparation and filing of any statements required to be filed by it in order to maintain such exclusion.

SECTION 30. When Computations, Deposits or Rebate Payments Are Not Required. In the event it is determined the Bonds do not meet the requirements of paragraph (4) of Subsection 148(f), but in the event the Municipality receives an opinion of nationally-recognized bond counsel to the effect that any of the computations, deposits or payments referenced in Sections 29 and 30 herein are not required to be made in order to maintain the tax-exempt status of interest on the Bonds, the Municipality need not make such computations, deposits or payments.

SECTION 31. Bonds as Qualified Tax-Exempt Obligations. The Bonds are hereby designated as a portion of the Ten Million Dollars ($10,000,000) of qualified tax-exempt obligations for calendar year 2017 within the meaning and for the purposes of Section 265(b)(3) of the Code.

SECTION 32. Covenant Regarding Hedge Bonds. The Municipality reasonably expects that not less than eighty-five percent (85%) of the spendable proceeds of the Bonds will be used to carry out the governmental purposes of the Bonds within a three-year period beginning on the date of issuance of the Bonds. No more than fifty percent (50%) of the proceeds of the Bonds will be invested in non-purpose investments (as defined in Section 148(f)(6)(A) of the Code) having a substantially guaranteed yield for four years or more.

SECTION 33. Modification or Amendment. (a) No material modification or amendment of this Bond Resolution or of any resolution amendatory hereof or supplemental hereto, may be made without the consent in writing of the Holders of two-thirds (2/3) or more in principal amount of the Bonds then outstanding; provided, however, that no modification or amendment will permit a change in the maturity of the Bonds or a reduction in the rate of interest thereon, or affect the unconditional promise of the Municipality to levy taxes in an amount sufficient to pay the interest and principal on the Bonds, as the same mature and become due, or reduce such percentage of Holders of the Bonds required above for such modification or amendment without the consent of the Holders of all of the Bonds.

(b) The foregoing will not be construed to prohibit supplemental amendments of this Bond Resolution without the consent of Bondholders for the following purposes:

(1) to add to the covenants and agreements of the Municipality herein contained other covenants and agreements thereafter to be observed and performed by the Municipality, provided that such other covenants and agreements will not either expressly or implicitly limit or restrict any of the obligations of the Municipality contained in this Bond Resolution;

(2) to cure any ambiguity or to cure, correct or supplement any defect or inconsistent provision contained in this Bond Resolution or in any supplemental resolution or to make any provisions with respect to matters arising under this Bond Resolution or any supplemental resolution for any other purpose if such provisions are necessary or desirable and are not inconsistent with the provisions of this Bond Resolution or any supplemental resolution and do not adversely affect the interests of the Holders of the Bonds; or

(3) to subject to the pledge herein contained additional revenues or receipts.

(c) Notwithstanding any provision herein to the contrary, this Bond Resolution may be amended by resolution of the Municipality prior to the delivery of any of the Bonds with the consent of the Purchaser.

SECTION 34. Payments Due on Days Other Than Business Days. In any case where the date of maturity of interest on or principal of the Bonds or the date fixed for redemption of any Bonds, or the date on which any funds are required to be deposited into a fund pursuant hereto, will be in the city in which the principal office of the Paying Agent is located a day other than a Business Day, then payment of interest or principal, and premium, if any, or deposit into the funds pursuant hereto, need not be made on such date but will be made on the next succeeding Business Day with the same force and effect as if made on the date of maturity or the date fixed for redemption, or the date fixed for deposit into a fund, and no interest will accrue for the period after such date.

SECTION 35. Severability; Ministerial Changes. (a) If any section, paragraph, clause or provision of this Bond Resolution shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any other provision hereof.

(b) In the event the Bonds are delivered in a year other than is shown as the year identifying the series of the Bonds, then the year identifying the series of the Bonds shall be changed to the year of delivery thereof.

SECTION 36. Repealer; Effective Date. All orders, resolutions or proceedings of the Governing Body in conflict with any provision hereof will be, and the same are hereby repealed, rescinded and set aside, but only to the extent of such conflict. For cause, this Bond Resolution will become effective upon the adoption hereof.

SECTION 37. Post Issuance Compliance Procedures. The Municipality hereby approves and adopts the Post Issuance Compliance Procedures in substantially the form set out in **Attachment A** hereto.

Alderman Povall moved and Alderman Gainspoletti seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Alderman Danny Abraham	voted: YEA
Alderman Theodore R. "Ted" Campbell	voted: YEA
Alderman Gary Gainspoletti	voted: YEA
Alderman Paul Janoush	voted: ABSENT
Alderman J. Kirkham Povall	voted: YEA
Alderman Robert Sanders, Jr.	voted: YEA
Alderman Maurice Smith	voted: YEA

The motion having received the affirmative vote of a majority of the members present, the Mayor declared the motion carried and the resolution adopted this the 6th day of December, 2016.

CITY OF CLEVELAND, MISSISSIPPI

Billy Nowell, Mayor

ATTEST:

Dominique Green, City Clerk

(SEAL)

ATTACHMENT A

POST ISSUANCE COMPLIANCE PROCEDURES

ATTACHMENT B

PROOF OF PUBLICATION

THE CLEVELAND CURRENT

November 8, 2016, November 15, 2016, November 22, 2016, and November 29, 2016

ATTACHMENT C

PRELIMINARY OFFICIAL STATEMENT

EXHIBIT D

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN (THE "GOVERNING BODY") OF THE CITY OF CLEVELAND, MISSISSIPPI (THE "CITY"), SUPPORTING CHAWLA POINTE, LLC (THE "DEVELOPER"), A FULL SERVICE HOTEL DEVELOPMENT PROJECT WITH GUEST AMENITIES (THE "PROJECT"), AND ACKNOWLEDGING THAT SALES TAX COLLECTED FROM THE PROJECT WILL BE DIVERTED TO THE SALES TAX REBATE FUND (THE "REBATE FUND") FOR A PERIOD OF UP TO FIFTEEN (15) YEARS, OR WHEN THE AGGREGATE AMOUNT OF THIRTY PERCENT (30%) OF THE APPROVED PROJECT COSTS BY THE MISSISSIPPI DEVELOPMENT AUTHORITY ("MDA") INCURRED BY DEVELOPER FOR THE PROJECT HAS BEEN PAID OR WHICHEVER SHALL OCCUR FIRST, PURSUANT TO SECTION 57-26-1 *ET SEQ.* MISSISSIPPI CODE OF 1972, AS AMENDED; AND FOR RELATED PURPOSES.

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

1. The Governing Body has determined that pursuant to the provisions of the Mississippi Tourism Project Incentive Program Act, as set forth in Section 57-26-1, *et seq.*, Mississippi Code of 1972, as amended (the "Tourism Act") and the Mississippi Development Authority's (the "MDA") Tourism Tax Rebate Program Guidelines (the "Tourism Guidelines") (the "Tourism Act" and "Tourism Guidelines" together the "Tourism Program"), Chawla Pointe, LLC, a Mississippi limited liability company, by and through its Members (the "Developer"), proposes to develop a full service hotel development, restaurant and entertainment venue (the "Tourism Project") within the City and in connection therewith will make application to the MDA for the benefits provided by the Tourism Program.

2. The Governing Body acknowledges, pursuant to the Tourism Program, that Eighty Percent (80%) of the sales tax collected from the Tourism Project will be diverted to the Mississippi Tourism Sales Tax Rebate Fund (the "Rebate Fund") for a period of up to fifteen (15) years or when the aggregate amount of Thirty Percent (30%) of certain approved costs by the MDA incurred by the Developer for the Tourism Project has been paid or whichever shall occur first.

3. The Governing Body acknowledges that the Tourism Project has a significant importance in supporting the Grammy Museum's requirements to accommodate new visitors to the area, and therefore providing additional economic development opportunities for Cleveland whose goal is to create a livable mixed-used community that connects people to living, shopping, dining, entertainment, educational, medical, cultural, and recreational venues.

4. The Governing Body acknowledges the Grammy Museum received extensive support from the City, Bolivar County (the "County"), the Cleveland Planning Commission, the State of Mississippi and the community residents and businesses of the City and County.

5. The Governing Body acknowledges that one of the key initiatives and recommendations of the master plan associated with the development of the Grammy Museum is to attract a boutique hotel, with supporting entertainment and food and beverage amenities to attract visitors to enhance the local economy.

6. The Governing Body acknowledges that the Tourism Project is projected to have a significant capital investment sufficient to meet the requirements of the Tourism Program and will provide a significant impact to and upon the economy of the City, the County, and the surrounding region.

7. The Governing Body acknowledges that the Tourism Project may have additional costs for certain eligible public infrastructure expenses, which may be supported by the issuance of the City's Tax Increment Limited Obligation Bonds and that Developer may after submittal of its complete application to the MDA amend or supplement its application from time to time through written request to the MDA.

8. The City is in full support of the Tourism Project and supports the application by Developer to MDA for the benefits allowed pursuant to the Tourism Program.

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

SECTION 1. That all the findings of fact made and set forth in the preamble of this Resolution shall be in the same and are hereby declared and adjudicated to be true and correct.

SECTION 2. That the City fully supports the Tourism Project and the application of Chawla Pointe, LLC to the MDA for the benefits allowed pursuant to the Tourism Program and acknowledges and agrees that Eighty Percent (80%) of the sales tax collected from the Tourism Project, which shall have a significant capital investment sufficient to meet the requirements of the Tourism Program, will be diverted to the Rebate Fund for a period of up to fifteen (15) years, or when the aggregate amount of Thirty Percent (30%) of the approved MDA Tourism Project Costs incurred by Developer for the Tourism Project has been paid or whichever shall occur first.

SECTION 3. That the City shall commit to its obligations under this Resolution provided that the Developer is in compliance with the applicable MDA regulations, schedules, timelines and guidelines governing the duties and obligations of Chawla Pointe, LLC.

SECTION 4. That the Mayor of the City is authorized to execute any and all necessary documents and clarifications required or requested by MDA for the qualification of the Tourism Program.

Following the reading of the foregoing resolution, Aldermen Gainspoletti made the motion and Aldermen Abraham seconded the motion. After discussion, the matter was put to a roll call vote. The result was as follows:

YEAS:	NAYS:	ABSENT	RECUSED
Gainspoletti		Janoush	Povall
Abraham			
Campbell			
Sanders			
Smith			

The motion having received the affirmative vote of the Governing Body, the Mayor on behalf of the Board of Aldermen declared the motion carried and the resolution adopted, on this the 6th day of December, 2016.

ATTEST:

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the 6th day of December, 2016.

Dominique Green, City Clerk

Billy Nowell, Mayor

{SEAL}