

**MINUTES OF THE REGULAR MEETING  
OF THE MAYOR AND BOARD OF ALDERMEN  
The City of Starkville, Mississippi  
March 3, 2015**

Be it remembered that the Mayor and Board of Alderman met in a Regular Meeting on March 3, 2015 at 5:30 p.m. in the Courtroom of City Hall, located at 101 E. Lampkin Street, Starkville, MS. Present were Mayor Parker Wiseman, Aldermen Ben Carver, Lisa Wynn, Jason Walker, Scott Maynard and Roy A.' Perkins. Attending the Board were City Attorney Chris Latimer, CAO/CFO Taylor V. Adams and City Clerk Lesa Hardin. Absent were Aldermen David Little and Alderman Henry Vaughn, Sr.

Mayor Parker Wiseman opened the meeting with the Pledge of Allegiance followed by a moment of silence.

Mayor Parker Wiseman asked for any revisions to the Official Agenda.

**REQUESTED REVISIONS TO THE OFFICIAL AGENDA:**

**Alderman Carver** requested the following changes to the published March 3, 2015 Official Agenda:

**Add to Agenda Item XI. L. 2.** Emergency Rental Agreement with Big Truck Rentals.

**Amend Consent Agenda Item IX. B.** Discussion and consideration of approving 17 Mayor's Youth Council Member and 4 adult chaperones to attend the 2015 Statewide Youth Summit, March 6-7, 2015 at Mississippi College in Clinton, MS with advanced travel not to exceed \$2,050.00. Receipts will be submitted upon return and all surplus funds will be returned to the City of Starkville. This being pursuant to MS Code Annotated Section 17-3-1, the trip will advertise and bring into favorable notice the opportunities, possibilities and resources of the City.

**Amend Consent Agenda Item IX. A.** Discussion and consideration of purchasing a half page advertisement in an ad campaign booklet for the NAACP's 46<sup>th</sup> Annual Freedom Award Banquet in the amount of \$60.00. This being pursuant to MS Code Annotated Section 17-3-1, the advertisement bringing into favorable notice the opportunities, possibilities and resources of the City.

**Consent Agenda Item X. D.** CAO/CFO Taylor Adams asked to add the names of the seven nominees for the Park and Recreation Advisory Board as nominated by each Alderman to the proposed item: Consideration of appointments to Park and Recreation Advisory Board: Ward 1 – Matthew Rye, Ward 2 – Jeffery Jefferson, Ward 3 – Andrew Martin, Ward 4 – Sumner Davis, Ward 5 – Eric Hallberg, Ward 6 – Dorothy Isaacs and Ward 7 – Betty Robertson.

**Alderman Wynn** requested the following changes to the published March 3, 2015 Official Agenda:

**Add to Consent Agenda Item X.G.** Discussion and consideration of approving the travel for Mayor Wiseman, CAO Adams, City Engineer Edward Kemp and all Aldermen except Vice-Mayor Perkins to attend the 2015 Annual MML Conference in Biloxi, MS, June 22 through 24, 2015 with advanced travel not to exceed \$1,600.00 per attendee.

**Amend Consent Agenda Item X.F.** Discussion and consideration of appointing Mayor Wiseman, Terry Kemp and Alderman Maynard to serve on the GTR LINK Advisory

Committee.

**Amend Consent Agenda Item X. A.** Consideration of directing the CAO to work with the City Clerk and Personnel Director to develop an RFP for the consolidation of all of the City's pre-tax benefits and cafeteria plan administration and to advertise the completed specification. The RFP shall be completed and presented to Board at recessed meeting on Tuesday, March 17, 2015.

**Alderman Maynard** requested the following changes to the published March 3, 2015 Official Agenda:

**Remove from Consent Agenda Item X.E.** Consideration of the consolidation of Starkville Electric Department and Starkville Public Services to the Starkville Utilities Department effective 8:00 A.M. March 4, 2015.

**Table Agenda Item XI.K.2.** Request approval to advertise for sealed bids to upgrade sewer pumps stations as required by EPA AOC CWA-04-2013-4761.

**Table Agenda Item XI.K.3.** Request approval to advertise for sealed bids for cast in place pipe installation services as required by EPA AOV VWA-04-2013-4761.

The Mayor asked for further revisions to the published March 3, 2015 Official Agenda. No further revisions were requested.

**1. A MOTION TO APPROVE THE OFFICIAL AGENDA.**

There came for consideration the matter of approving and adopting the March 3, 2015, Official Agenda of the Regular Meeting of the Mayor and Board of Aldermen, as revised. Upon the motion of Alderman Scott Maynard, duly seconded by Alderman Lisa Wynn, to approve the March 3, 2015, Official Agenda with items listed as consent, the Board voted as follows to approve the motion:

Alderman Ben Carver	Voted: Yea
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent
Alderman Jason Walker	Voted: Yea
Alderman Scott Maynard	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Absent

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

**OFFICIAL AGENDA**  
**THE MAYOR AND BOARD OF ALDERMEN**  
**OF THE**  
**CITY OF STARKVILLE, MISSISSIPPI**

REGULAR MEETING OF TUESDAY, MARCH 3, 2015  
5:30 P.M., COURT ROOM, CITY HALL  
101 EAST LAMPKIN STREET

PROPOSED CONSENT AGENDA ITEMS ARE HIGHLIGHTED AND PROVIDED AS  
APPENDIX A ATTACHED

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

CONSIDERATION OF THE FEBRUARY 12, 2015 MINUTES OF THE  
MAYOR AND BOARD OF ALDERMEN OF THE CITY OF  
STARKVILLE, MS AS REVIEWED BY THE CITY ATTORNEY.
- V. ANNOUNCEMENTS AND COMMENTS
  - A. MAYOR'S COMMENTS:
  - B. BOARD OF ALDERMEN COMMENTS:
- VI. CITIZEN COMMENTS
- VII. PUBLIC APPEARANCES

A PUBLIC APPEARANCE AND REPORT BY GARY SCHAFER ON  
POLICE FACILITY NEEDS IN THE CITY OF STARKVILLE.
- VIII. PUBLIC HEARING
- IX. MAYOR'S BUSINESS
  - A. DISCUSSION AND CONSIDERATION OF PURCHASING A  
HALF PAGE ADVERTISEMENT IN AN AD CAMPAIGN  
BOOKLET FOR THE NAACP'S 46<sup>TH</sup> ANNUAL FREEDOM  
AWARD BANQUET IN THE AMOUNT OF \$60.00. THIS BEING  
PURSUANT TO MS CODE ANNOTATED SECTION 17-3-1, THE  
ADVERTISEMENT BRING INTO FAVORABLE NOTICE THE

**OPPORTUNITIES, POSSIBILITIES AND RESOURCES OF THE CITY.**

- B. **DISCUSSION AND CONSIDERATION OF APPROVING 17 MAYOR'S YOUTH COUNCIL MEMBER AND 4 ADULT CHAPERONES TO ATTEND THE 2015 STATEWIDE YOUTH SUMMIT, MARCH 6-7, 2015 AT MISSISSIPPI COLLEGE IN CLINTON, MS WITH ADVANCED TRAVEL NOT TO EXCEED \$2,050.00. RECEIPTS WILL BE SUBMITTED UPON RETURN AND ALL SURPLUS FUNDS WILL BE RETURNED TO THE CITY OF STARKVILLE. THIS BEING PURSUANT TO MS CODE ANNOTATED SECTION 17-3-1, THE TRIP WILL ADVERTISE AND BRING INTO FAVORABLE NOTICE THE OPPORTUNITIES, POSSIBILITIES AND RESOURCES OF THE CITY.**

**X. BOARD BUSINESS**

- A. **CONSIDERATION OF DIRECTING THE CAO TO WORK WITH THE CITY CLERK AND PERSONNEL DIRECTOR TO DEVELOP AN RFP FOR THE CONSOLIDATION OF ALL OF THE CITY'S PRE-TAX BENEFITS AND CAFETERIA PLAN ADMINISTRATION AND TO ADVERTISE THE COMPLETED SPECIFICATION. THE RFP SHALL BE COMPLETED AND PRESENTED TO BOARD AT RECESSED MEETING ON TUESDAY, MARCH 17, 2015.**
- B. CONSIDERATION OF A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF GENERAL OBLIGATION DEVELOPMENT BONDS, SERIES 2015, OF THE CITY OF STARKVILLE, MISSISSIPPI, TO SUPPORT INDUSTRIAL OR OTHER ECONOMIC DEVELOPMENT PROJECTS APPROVED AND RECOMMENDED BY THE GOLDEN TRIANGLE DEVELOPMENT LINK IN THE PRINCIPAL AMOUNT OF FIVE MILLION DOLLARS (\$5,000,000). THIS RESOLUTION WILL RESULT IN A TAX INCREASE OF AT MINIMUM 2 MILS.
- C. CONSIDERATION OF A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MISSISSIPPI, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH NEEL-SCHAFFER, INC. FOR ENGINEERING, DESIGN AND OTHER PROFESSIONAL SERVICES IN CONNECTION WITH THE CONSTRUCTION AND INSTALLATION OF PUBLIC IMPROVEMENTS TO SUPPORT THE INNOVATION DISTRICT (INDUSTRIAL) PARK. THIS RESOLUTION IS IN ASSOCIATION WITH THE MATTER THAT WILL RESULT IN A TAX INCREASE OF AT MINIMUM 2 MILS.
- D. **CONSIDERATION OF APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS IN THE CITY OF STARKVILLE.**

- E. CONSIDERATION OF THE CONSOLIDATION OF STARKVILLE ELECTRIC DEPARTMENT AND STARKVILLE PUBLIC SERVICES TO THE STARKVILLE UTILITIES DEPARTMENT EFFECTIVE 8:00 A.M. MARCH 4, 2015.
- F. DISCUSSION AND CONSIDERATION OF APPOINTING MAYOR WISEMAN, TERRY KEMP AND ALDERMAN MAYNARD TO SERVE ON THE GTR LINK ADVISORY COMMITTEE.
- G. DISCUSSION AND CONSIDERATION OF APPROVING THE TRAVEL FOR MAYOR WISEMAN, CAO ADAMS, CITY ENGINEER EDWARD KEMP AND ALL ALDERMEN EXCEPT VICE-MAYOR PERKINS TO ATTEND THE 2015 ANNUAL MML CONFERENCE IN BILOXI, MS, JUNE 22 THROUGH 24, 2015 WITH ADVANCED TRAVEL NOT TO EXCEED \$1,600.00 PER ATTENDEE.
- H. DISCUSSION AND CONSIDERATION OF APPROVING THE ACCEPTANCE OF ONE (1) INTERN FROM GTPDD'S COUNSELING TO CAREER (C2C) PROGRAM TO BE PLACED IN AREAS OF CITY HALL AS NEEDED.

**XI. DEPARTMENT BUSINESS**

A. AIRPORT

*THERE ARE NO ITEMS FOR THIS AGENDA*

B. COMMUNITY DEVELOPMENT DEPARTMENT

1. CODE ENFORCEMENT

*THERE ARE NO ITEMS FOR THIS AGENDA*

2. PLANNING

A. REQUEST APPROVAL OF QUITCLAIM DEED OF UNUSED UTILITY EASEMENTS TO STARKVILLE CONDOMINIUMS, LLC.

B. REQUEST APPROVAL OF IN-KIND SERVICES FOR SARCOIDOSIS WALK 2015.

C. COURTS

*THERE ARE NO ITEMS FOR THIS AGENDA*

D. ELECTRIC DEPARTMENT

1. REQUEST APPROVAL FOR STARKVILLE ELECTRIC DEPARTMENT TO ACCEPT THE LOWEST QUOTE FOR A SUBSTATION 15KV FEEDER VACUUM CIRCUIT BREAKER (25KA) FOR NORTHWEST STARKVILLE 69/13 KV SUBSTATION.

E. ENGINEERING

1. REQUEST AUTHORIZATION OF ON-STREET PARKING ON COLONEL MULDROW IN COORDINATION WITH THE CONSTRUCTION AS PART OF "THE GIN" PROJECT.
2. REQUEST AUTHORIZATION TO ACCEPT THE LOW QUOTE FOR DRIVEWAY REPLACEMENT AS PART OF THE LYNN LANE MULTI-USE PATH PROJECT.

F. FINANCE AND ADMINISTRATION

1. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS INCLUDING STARKVILLE ELECTRIC DEPARTMENT AS OF FEBRUARY 27, 2015 FOR FISCAL YEAR ENDING 9/30/15.

G. FIRE DEPARTMENT

1. REQUEST APPROVAL TO ALLOW NORTH GREENVILLE FITNESS OF TRAVELERS REST, SOUTH CAROLINA TO CONDUCT PHYSICALS IN THE FIRE DEPARTMENT AT A COST NOT TO EXCEED \$15,372.00.

H. INFORMATION TECHNOLOGY

*THERE ARE NO ITEMS FOR THIS AGENDA*

I. PERSONNEL

1. REQUEST AUTHORIZATION TO ADVERTISE TO FILL VACANT POSITIONS OF POLICE OFFICER.
2. REQUEST AUTHORIZATION TO HIRE MARVIN FORT, NATHAN MAXWELL, WALTER JONES, AND LADARIUS WEATHERALL TO FILL VACANT POSITIONS OF FIREFIGHTER IN THE FIRE DEPARTMENT.
3. REQUEST APPROVAL OF PROMOTIONS IN THE FIRE DEPARTMENT TO FILL VACANT POSITIONS.
4. REQUEST AUTHORIZATION TO HIRE A TEMPORARY, FULL-TIME EMPLOYEE IN THE POSITION OF MAINTENANCE WORKER IN THE WATER/SEWER DIVISION OF THE PUBLIC SERVICES DEPARTMENT.
5. REQUEST AUTHORIZATION TO ADVERTISE TO FILL A TEMPORARY, PART-TIME POSITION AS A SECURITY OFFICER TO WORK IN THE POLICE DEPARTMENT.

## J. POLICE DEPARTMENT

1. REQUEST APPROVAL OF MOVING \$4,974.88 FROM FEDERAL FORFEITED FUNDS TO THE POLICE GENERAL FUND ACCOUNT FOR THE PURCHASE OF 2 LAPTOP COMPUTERS, 3 DOCKING STATIONS, 3 MONITORS, 2 CARRYING CASES TO BE USED BY THE STARKVILLE VICE UNIT.
2. REQUEST APPROVAL TO PURCHASE AN ANALOG CAMERA SYSTEM FOR THE STARKVILLE POLICE DEPARTMENT, IN THE AMOUNT OF \$3,899.05.
3. REQUEST APPROVAL TO SUBMIT AN APPLICATION WITH THE OFFICE OF HIGHWAY SAFETY IN THE AREA OF ELECTRONIC CITATION DEVICES SOFTWARE, AND HARDWARE TO BE USED BOTH WITH THE POLICE DEPARTMENT AND THE MUNICIPAL COURT.
4. REQUEST APPROVAL TO APPLY FOR A GRANT THROUGH THE OFFICE OF HIGHWAY SAFETY FOR FUNDING OF TWO (2) FULL TIME DUI OFFICERS PLUS FRINGE BENEFITS WITH ADDITIONAL FUNDING FOR OVERTIME FOR DUI ENFORCEMENT, EQUIPMENT, TRAVEL, FUNDING FOR LEL LUNCHESES, AND CONTRACTUAL SERVICES. THIS GRANT IS 100% REIMBURSABLE.
5. REQUEST APPROVAL FOR STARKVILLE POLICE DEPARTMENT TO DRAW DOWN FUNDS FOR THE PURCHASE OF 10 IPADS WITH CASES AND KEYBOARDS.
6. REQUEST APPROVAL TO APPLY FOR A GRANT THROUGH THE OFFICE OF HIGHWAY SAFETY. THIS GRANT IS FOR FUNDING OF OVERTIME ON THE ENFORCEMENT OF TRAFFIC VIOLATIONS. THIS FUNDING IS FOR EQUIPMENT, TRAINING, AND FUNDS FOR LEL LUNCHEON IN CONJUNCTION WITH THE CLICK IT OR TICKET PERIOD.
7. REQUEST APPROVAL TO USE NORTH GREENVILLE FITNESS IN THE AMOUNT OF \$16,770.00 FOR THE ANNUAL STARKVILLE POLICE DEPARTMENT FITNESS TESTING.

## K. PUBLIC SERVICES

1. REQUEST APPROVAL TO ADVERTISE FOR SEALED BIDS TO REPLACE A FAILING FORCE MAIN AND GRAVITY SEWER SYSTEM ON BANYAN ROAD.
2. REQUEST APPROVAL TO ADVERTISE FOR SEALED BIDS TO UPGRADE SEWER PUMP STATIONS AS REQUIRED BY EPA AOC CWA-04-2013-4761.

3. REQUEST APPROVAL TO ADVERTISE FOR SEALED BIDS FOR CAST IN PLACE PIPE INSTALLATION SERVICES AS REQUIRED BY EPA AOC CWA-04-2013-4761.

L. SANITATION DEPARTMENT

1. REQUEST APPROVAL TO AUTHORIZE H & O TRUCK AND TRAILER REPAIR, LLC, TO REPAIR THE 2006 MACK FRONT LOADER GARBAGE TRUCK IN THE AMOUNT OF \$23,650.00.
2. EMERGENCY RENTAL AGREEMENT WITH BIG TRUCK RENTALS.

**XII. CLOSED DETERMINATION SESSION**

**XIII. OPEN SESSION**

**XIV. EXECUTIVE SESSION**

A. PERSONNEL

B. POTENTIAL LITIGATION

**XV. OPEN SESSION**

**XVI. RECESS UNTIL MARCH 17, 2015 @ 5:30 IN THE COURT ROOM AT CITY HALL LOCATED AT 101 EAST LAMPKIN STREET.**

*The City of Starkville is accessible to persons with disabilities. Please call the ADA Coordinator, Joyner Williams, at (662) 323-2525, ext. 121 at least forty-eight (48) hours in advance for any services requested.*

## APPENDIX A

### CONSENT AGENDA

**I. CALL THE MEETING TO ORDER**

**II. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE**

**III. APPROVAL OF THE OFFICIAL AGENDA**

A. APPROVAL OF THE CONSENT AGENDA.

**IV. APPROVAL OF BOARD OF ALDERMEN MINUTES**

CONSIDERATION OF THE FEBRUARY 12, 2015 MINUTES OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS AS REVIEWED BY THE CITY ATTORNEY.

**V. ANNOUNCEMENTS AND COMMENTS**

A. MAYOR'S COMMENTS:

B. BOARD OF ALDERMEN COMMENTS:

**VI. CITIZEN COMMENTS**

**VII. PUBLIC APPEARANCES**

**VIII. PUBLIC HEARING**

**IX. MAYOR'S BUSINESS**

A. DISCUSSION AND CONSIDERATION OF PURCHASING A HALF PAGE ADVERTISEMENT IN AN AD CAMPAIGN BOOKLET FOR THE NAACP'S 46<sup>TH</sup> ANNUAL FREEDOM AWARD BANQUET IN THE AMOUNT OF \$60.00. THIS BEING PURSUANT TO MS CODE ANNOTATED SECTION 17-3-1, THE ADVERTISEMENT BRING INTO FAVORABLE NOTICE THE OPPORTUNITIES, POSSIBILITIES AND RESOURCES OF THE CITY.

B. DISCUSSION AND CONSIDERATION OF APPROVING 17 MAYOR'S YOUTH COUNCIL MEMBER AND 4 ADULT CHAPERONES TO ATTEND THE 2015 STATEWIDE YOUTH SUMMIT, MARCH 6-7, 2015 AT MISSISSIPPI COLLEGE IN CLINTON, MS WITH ADVANCED TRAVEL NOT TO EXCEED \$2,050.00. RECEIPTS WILL BE SUBMITTED UPON RETURN AND ALL SURPLUS FUNDS WILL BE RETURNED TO THE CITY OF STARKVILLE. THIS BEING PURSUANT TO MS CODE ANNOTATED SECTION 17-3-1, THE TRIP WILL ADVERTISE

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### **CONSENT ITEMS 2-28 :**

#### **2. CONSIDERATION OF THE FEBRUARY 12, 2015 MINUTES OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS AS REVIEWED BY THE CITY ATTORNEY.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the " Consideration of the February 12, 2015 minutes of the Mayor and Board of Aldermen of the City of Starkville, MS as reviewed by the City Attorney" is enumerated, this consent item is thereby approved.

#### **3. DISCUSSION AND CONSIDERATION OF PURCHASING A HALF PAGE ADVERTISEMENT IN AN AD CAMPAIGN BOOKLET FOR THE NAACP'S 46TH ANNUAL FREEDOM AWARD BANQUET IN THE AMOUNT OF \$60.00.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the " purchase of a half page advertisement in an ad campaign booklet for the NAACP's 46<sup>th</sup> Annual Freedom Award Banquet in the amount of \$60.00. This being pursuant to MS Code Annotated Section 17-3-1, the advertisement bringing into favorable notice the opportunities, possibilities and resources of the City" is enumerated, this consent item is thereby approved.

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**6. APPROVAL APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS IN THE CITY OF STARKVILLE.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "appointments to various boards and commissions in the City of Starkville. Nominees for the Park and Recreation Advisory Board as nominated by each Alderman to the proposed item: Consideration of appointments to Park and Recreation Advisory Board: Ward 1 – Matthew Rye, Ward 2 – Jeffery Jefferson, Ward 3 – Andrew Martin, Ward 4 – Sumner Davis, Ward 5 – Eric Hallberg, Ward 6 – Dorothy Isaacs and Ward 7 – Betty Robertson" is enumerated, this consent item is thereby approved.

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Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "appointment of Mayor Wiseman, Terry Kemp and Alderman Maynard to serve on the GTR LINK Advisory Committee" is enumerated, this consent item is thereby approved.

**8. APPROVAL OF APPROVING THE TRAVEL FOR MAYOR WISEMAN, CAO ADAMS, CITY ENGINEER EDWARD KEMP AND ALL ALDERMEN EXCEPT VICE-MAYOR PERKINS TO ATTEND THE 2015 ANNUAL MML CONFERENCE IN BILOXI, MS, JUNE 22 THROUGH 24, 2015 WITH ADVANCED TRAVEL NOT TO EXCEED \$1,600.00 PER ATTENDEE.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "approval of travel for Mayor Wiseman, CAO Adams, City Engineer Edward Kemp and all Aldermen except Vice-Mayor Perkins to attend the 2015 Annual MML Conference in Biloxi, MS, June 22 through 24, 2015 with advanced travel not to exceed \$1,600.00 per attendee" is enumerated, this consent item is thereby approved.

**9. DISCUSSION AND CONSIDERATION OF APPROVING THE ACCEPTANCE OF ONE (1) INTERN FROM GTPDD'S COUNSELING TO CAREER (C2C) PROGRAM TO BE PLACED IN AREAS OF CITY HALL AS NEEDED.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the " approving the acceptance of one (1) intern from GTPDD's Counseling to Career (C2C) program to be placed in areas of City Hall as needed" is enumerated, this consent item is thereby approved.

**10. REQUEST APPROVAL OF QUITCLAIM DEED OF UNUSED UTILITY EASEMENTS TO STARKVILLE CONDOMINIUMS, LLC.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the " approval of Quitclaim Deed of unused utility easements on property located between Maxwell Street and Colonel Muldrow Avenue and fronting Russell Street to Starkville Condominiums, LLC" is enumerated, this consent item is thereby approved.

**11. REQUEST APPROVAL OF IN-KIND SERVICES FOR SARCOIDOSIS WALK 2015.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the " Approval of in-kind services, estimated to be \$170.00 to the Police Dept., for Sarcoidosis Walk 2015" is enumerated, this consent item is thereby approved.

**12. REQUEST APPROVAL FOR STARKVILLE ELECTRIC DEPARTMENT TO ACCEPT THE LOWEST QUOTE FOR A SUBSTATION 15KV FEEDER VACUUM CIRCUIT BREAKER (25KA) FOR NORTHWEST STARKVILLE 69/13 KV SUBSTATION.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "approval for Starkville Electric Department to accept the lowest quote for a substation 15kV feeder vacuum circuit breaker (25kA) for Northwest Starkville 69/13 kV substation" is enumerated, this consent item is thereby approved. The two quotes received were: Garner Lumley Electric Supply - \$22,657.00 and Yoder Sales Agency - \$22,900.00.

**13. REQUEST AUTHORIZATION OF ON-STREET PARKING ON COLONELMULDROW IN COORDINATION WITH THE CONSTRUCTION AS PART OF "THE GIN" PROJECT.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "Authorization of on-street parking on Colonel Muldrow in coordination with the construction as part of "The Gin" project" is enumerated, this consent item is thereby approved. "The Gin" project is a condominium residential development proposed in the NW corner of the intersection of Colonel Muldrow and Russell Street and the parking authorization allows for seven parallel parking spaces in the City right-of-way.

**14. REQUEST APPROVAL TO ACCEPT THE LOW QUOTE FOR DRIVEWAY REPLACEMENT AS PART OF THE LYNN LANE MULTI-USE PATH PROJECT.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "authorization to accept the low quote of \$5,185.00 from Hester Construction for driveway replacement located at 1005 Howard Road as part of the Lynn Lane Multi-Use Path Project" is enumerated, this consent item is thereby approved. The two quotes received were: Hester Construction - \$5,185.00 and Stidham Construction - \$8,038.05.

**15. REQUEST APPROVAL TO ALLOW NORTH GREENVILLE FITNESS OF TRAVELERS REST, SOUTH CAROLINA TO CONDUCT PHYSICALS IN THE FIRE DEPARTMENT AT A COST NOT TO EXCEED \$15,372.00.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "Approval to allow North Greenville Fitness of Travelers Rest, South Carolina to conduct physicals in the Fire Department at a cost not to exceed \$15,372.00" is enumerated, this consent item is thereby approved.

**16. REQUEST AUTHORIZATION TO ADVERTISE TO FILL VACANT POSITIONS OF POLICE OFFICER.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "Authorization to advertise to fill two vacant Police Officer positions" is enumerated, this consent item is thereby approved.

**17. REQUEST AUTHORIZATION TO HIRE MARVIN FORT, NATHAN MAXWELL, WALTER JONES, AND LADARIUS WEATHERALL TO FILL VACANT POSITIONS OF FIREFIGHTER IN THE FIRE DEPARTMENT.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "Authorization to hire Marvin Fort, Nathan Maxwell, Walter Jones, and Ladarius Weatherall to fill vacant positions of Firefighter in the Fire Department with annual salary of Grade 5 \$27,578.52 (\$9.22 per hour) for Jones and Weatherall as they are entry level and Grade 5, (2990 hours), annual salary of \$28,405.88 (\$9.50 per hour) for Fort and Maxwell as they are already Certified Firefighters, subject to one year probationary period" is enumerated, this consent item is thereby approved.

**18. REQUEST AUTHORIZATION TO HIRE A TEMPORARY, FULL-TIME EMPLOYEE IN THE POSITION OF MAINTENANCE WORKER IN THE WATER/SEWER DIVISION OF THE PUBLIC SERVICES DEPARTMENT.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "Authorization to fill a temporary, full-time position of Maintenance Worker 1 in the Water/Sewer Division of the Public Services Department at a rate of \$19,058.22 (\$9.16 per hour) Grade 4, 2080 hours. This is a temporary position and not eligible for benefits. Will be paid only for hours worked" is enumerated, this consent item is thereby approved.

**19. REQUEST AUTHORIZATION TO ADVERTISE TO FILL A TEMPORARY, PART-TIME POSITION AS A SECURITY OFFICER TO WORK IN THE POLICE DEPARTMENT.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "Authorization to advertise to fill a temporary, part-time position as a security officer to work in the Police Department" is enumerated, this consent item is thereby approved.

**20. REQUEST APPROVAL OF MOVING \$4,974.88 FROM FEDERAL FORFEITED FUNDS TO THE POLICE GENERAL FUND ACCOUNT FOR THE PURCHASE OF 2 LAPTOP COMPUTERS, 3 DOCKING STATIONS, 3 MONITORS, 2 CARRYING CASES TO BE USED BY THE STARKVILLE VICE UNIT.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "approval of moving \$4,974.88 from federal forfeited funds to the police general fund account for the purchase of 2 laptop computers, 3 docking stations, 3 monitors, 2 carrying cases to be used by the Starkville vice unit" is enumerated, this consent item is thereby approved.

**21. REQUEST APPROVAL TO PURCHASE AN ANALOG CAMERA SYSTEM FOR THE STARKVILLE POLICE DEPARTMENT, IN THE AMOUNT OF \$3,899.05.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "approval to purchase an analog camera system for the Starkville Police Department, in the amount of \$3,899.05" is enumerated, this consent item is thereby approved.

**22. REQUEST APPROVAL TO SUBMIT AN APPLICATION WITH THE OFFICE OF HIGHWAY SAFETY IN THE AREA OF ELECTRONIC CITATION DEVICES SOFTWARE, AND HARDWARE TO BE USED BOTH WITH THE POLICE DEPARTMENT AND THE MUNICIPAL COURT.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "approval to submit an application with the Office of Highway Safety in the amount of \$53,812.00 in the area of electronic citation devices software, and hardware to be used both with the Police Department and the Municipal Court" is enumerated, this consent item is thereby approved.

**23. REQUEST APPROVAL TO APPLY FOR A GRANT THROUGH THE OFFICE OF HIGHWAY SAFETY FOR FUNDING OF TWO (2) FULL TIME DUI OFFICERS PLUS FRINGE BENEFITS WITH ADDITIONAL FUNDING FOR OVERTIME FOR DUI ENFORCEMENT, EQUIPMENT, TRAVEL, FUNDING FOR LEL LUNCHES, AND CONTRACTUAL SERVICES. THIS GRANT IS 100% REIMBURSABLE.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "approval to apply for a 100% reimbursable grant through the Office of Highway Safety in the amount of \$131,689.08 for funding of two (2) full time DUI Officers funding for overtime for DUI Enforcement, equipment, travel, funding for LEL lunches, and contractual services" is enumerated, this consent item is thereby approved.

**24. REQUEST APPROVAL FOR STARKVILLE POLICE DEPARTMENT TO DRAW DOWN FUNDS FOR THE PURCHASE OF 10 IPADS WITH CASES AND KEYBOARDS.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "approval for Starkville Police Department to draw down funds in the amount of \$7,609.60 from the Wireless Communication fund assigned to the SPD for the purchase of 10 iPads with cases and keyboards" is enumerated, this consent item is thereby approved.

**25. REQUEST APPROVAL TO APPLY FOR A GRANT THROUGH THE OFFICE OF HIGHWAY SAFETY. THIS GRANT IS FOR FUNDING OF OVERTIME ON THE ENFORCEMENT OF TRAFFIC VIOLATIONS. THIS FUNDING IS FOR EQUIPMENT, TRAINING, AND FUNDS FOR LEL LUNCHEON IN CONJUNCTION WITH THE CLICK IT OR TICKET PERIOD.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "approval to apply for a grant in the amount of \$34,966.20 through the Office of Highway Safety. This grant is for funding of overtimes on the enforcement of traffic violations. This funding is for equipment, training, and funds for LEL luncheon in conjunction with the click it or ticket period" is enumerated, this consent item is thereby approved.

**26. REQUEST APPROVAL TO USE NORTH GREENVILLE FITNESS IN THE AMOUNT OF \$16,770.00 FOR THE ANNUAL STARKVILLE POLICE DEPARTMENT FITNESS TESTING.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "approval to use North Greenville Fitness in the amount of \$16,770.00 for the annual Starkville Police Department fitness testing" is enumerated, this consent item is thereby approved.

**27. REQUEST APPROVAL TO AUTHORIZE H & O TRUCK AND TRAILER REPAIR, LLC, TO REPAIR THE 2006 MACK FRONT LOADER GARBAGE TRUCK IN THE AMOUNT OF \$23,650.00.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn and adopted by the Board to approve the March 3, 2015 Official Agenda, and to accept items for Consent, whereby the "approval to authorize H & O Truck and Trailer Repair, LLC, to repair the 2006 Mack front loader garbage truck in the amount of \$23,650.00" is enumerated, this consent item is thereby approved.

**END OF CONSENT AGENDA ITEMS**

**ANNOUNCEMENTS AND COMMENTS:**

**MAYOR'S COMMENTS:**

The Mayor Wiseman recognized David Burnette who was in attendance as a requirement for his Boy Scout Government Badge.

**BOARD OF ALDERMEN COMMENTS:** There were no comments.

**CITIZEN COMMENTS:**

Alvin Turner, Ward 7, asked that people take care of other citizens and help each other. Ellene Carr Tabb, co-chairman of the upcoming NAACP banquet, invited everyone to attend the 7 p.m. April 25 banquet to be held at the Sportsplex, with the theme “Equality and Justice For All”.

**PUBLIC APPEARANCES:**

**PUBLIC APPEARANCE AND REPORT BY GARY SCHAFER ON POLICE FACILITY NEEDS IN THE CITY OF STARKVILLE.**

Gary Shafer of Shafer & Associates presented a Starkville Police Department Facility Study. The study was a result of work with Chief Frank Nichols and staff. The report compared renovation options and costs of the current City Hall and Police Department Building located on Lampkin Street and the Cadence Building on Main Street. All Aldermen were in agreement with Chief Nichols that the renovation of the current building is the most practical plan for a Police Department facility.

**28. MOTION TO CEASE ALL NEGOTIATIONS WITH CADENCE BANK REGARDING THE CITY’S POTENTIAL PURCHASE OF THE CADENCE BANK MAIN BRANCH BUILDING.**

Alderman Maynard offered a motion that the City officially and formally cease negotiations with Cadence Bank regarding the City’s potential purchase of the Cadence Bank Main Branch Building located at 301 East Main Street, Starkville, Mississippi; that the Letter of Intent, dated June 30,2014, executed by the City on July 15, 2014, and Cadence on July 31, 2014, which contained a non-binding proposal and expression of mutual intent to negotiate in good faith, be immediately rendered null and void with no further force, effect, or application; and that any and all subcommittees established by the City to negotiate with Cadence Bank regarding the subject property be immediately disbanded. Alderman Wynn offered a second to the motion. Mayor Wiseman thanked Cadence Bank for their generous offer and willingness to work with the City as well as the Board for all their efforts in this process. The Board then voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent
Alderman Jason Walker	Voted: Yea
Alderman Scott Maynard	Voted: Yea
Alderman Roy A’. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Absent

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

**29. CONSIDERATION OF A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF GENERAL OBLIGATION DEVELOPMENT BONDS, SERIES 2015, OF THE CITY OF STARKVILLE, MISSISSIPPI, TO SUPPORT INDUSTRIAL OR OTHER ECONOMIC DEVELOPMENT PROJECTS APPROVED AND RECOMMENDED BY THE GOLDEN TRIANGLE DEVELOPMENT LINK IN THE PRINCIPAL AMOUNT OF FIVE MILLION DOLLARS (\$5,000,000). THIS RESOLUTION WILL RESULT IN A TAX INCREASE OF AT MINIMUM 2 MILS.**

Following a brief presentation by Joey Deason and Randy Wall, Alderman Maynard offered a motion approving a Resolution to authorize and direct the issuance of general obligation development bonds, series 2015, of the City of Starkville, Mississippi, to support industrial or other economic development projects approved and recommended by the Golden Triangle Development Link in the principal amount of five million dollars (\$5,000,000.00). This resolution will result in a tax increase of at minimum 2 mils. Alderman Wynn seconded the motion and the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent
Alderman Jason Walker	Voted: Yea
Alderman Scott Maynard	Voted: Yea
Alderman Roy A'. Perkins	Voted: Nay
Alderman Henry Vaughn, Sr.	Voted: Absent

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

**RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF GENERAL OBLIGATION DEVELOPMENT BONDS, SERIES 2015, OF THE CITY OF STARKVILLE, MISSISSIPPI, TO SUPPORT INDUSTRIAL OR OTHER ECONOMIC DEVELOPMENT PROJECTS APPROVED AND RECOMMENDED BY THE GOLDEN TRIANGLE DEVELOPMENT LINK IN THE PRINCIPAL AMOUNT OF FIVE MILLION DOLLARS (\$5,000,000) TO RAISE MONEY FOR ERECTING OR PURCHASING WATERWORKS, GAS, ELECTRIC AND OTHER PUBLIC UTILITY PLANTS OR DISTRIBUTION SYSTEMS OR FRANCHISES, AND REPAIRING, IMPROVING AND EXTENDING THE SAME; ESTABLISHING SANITARY, STORM, DRAINAGE OR SEWERAGE SYSTEMS, AND REPAIRING, IMPROVING AND EXTENDING THE SAME; PROTECTING THE MUNICIPALITY, ITS STREETS AND SIDEWALKS FROM OVERFLOW, CAVING BANKS AND OTHER LIKE DANGERS; CONSTRUCTING, IMPROVING OR PAVING STREETS, SIDEWALKS, DRIVEWAYS, PARKWAYS, WALKWAYS OR PUBLIC PARKING FACILITIES, AND PURCHASING LAND THEREFOR; CONSTRUCTING BRIDGES AND CULVERTS; ALTERING OR CHANGING THE CHANNELS OF STREAMS AND WATER COURSES TO CONTROL, DEFLECT OR GUIDE THE CURRENT THEREOF; PURCHASING FIREFIGHTING EQUIPMENT AND APPARATUS, AND PROVIDING HOUSING FOR SAME, AND PURCHASING LAND THEREFOR; AND FOR THE PAYMENT OF COSTS RELATED THERETO, INCLUDING WITHOUT LIMITATION THE COSTS OF SUCH BORROWING; 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; AUTHORIZING BOND INSURANCE POLICY; AUTHORIZING A BOND RATING; APPROVING AND AUTHORIZING THE DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT; AUTHORIZING THE EXECUTION AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING TO THE SALE OF \$5,000,000 GENERAL OBLIGATION DEVELOPMENT BONDS, SERIES 2015, OF THE**

**CITY OF STARKVILLE, MISSISSIPPI; AUTHORIZING THE EXECUTION  
OF A CONTINUING DISCLOSURE CERTIFICATE PERTAINING TO SAID  
BONDS; ACKNOWLEDGING AND AUTHORIZING THE EXECUTION OF  
POST ISSUE COMPLIANCE PROCEDURES; AND FOR RELATED  
PURPOSES.**

WHEREAS, the Mayor and Board of Aldermen of the City of Starkville, Mississippi (the "Governing Body" of the "Municipality"), acting for and on behalf of the City of Starkville, Mississippi, 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 shall 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 to support industrial or other economic development projects approved and recommended by the Golden Triangle Development Link in the principal amount of Five Million Dollars (\$5,000,000) to raise money for erecting or purchasing waterworks, gas, electric and other public utility plants or distribution systems or franchises, and repairing, improving and extending the same; establishing sanitary, storm, drainage or sewerage systems, and repairing, improving and extending the same; protecting the municipality, its streets and sidewalks from overflow, caving banks and other like dangers; constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor; constructing bridges and culverts; altering or changing the channels of streams and water courses to control, deflect or guide the current thereof; purchasing firefighting equipment and apparatus, and providing housing for same, and purchasing land therefor; and for the payment of costs related thereto, including without limitation the costs of such borrowing.

"Bond" or "Bonds" shall mean the General Obligation Development Bonds, Series 2015, of the Municipality authorized and directed to be issued in this Bond Resolution.

"Bond Counsel" shall mean Jones Walker L.L.P., 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 14 hereof.

"Bond Insurance Policy" shall mean the municipal bond insurance policy issued by the Bond Insurer, if any, guaranteeing the scheduled payment of principal of and interest on the Bonds when due.

"Bond Insurer" shall mean a municipal bond insurance company, if any, guaranteeing the scheduled payment of principal of and interest on the Bonds when due.

"Bond Resolution" shall mean this resolution.

"Bondholder" or "Holder" shall mean the Registered Owner 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 19 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 15 hereof.

"Mayor" shall mean the Mayor of the Municipality.

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

"Notice" shall mean the Notice of Bond Sale set out in Section 24 hereof.

"Participating Underwriter" shall have the meaning ascribed thereto in the Continuing Disclosure Certificate.

"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 set out in **Attachment A** hereto.

"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 shall 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 shall 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 shall be deemed and construed to include correlative words of the feminine and neuter genders. Unless the context shall otherwise indicate, words and terms herein defined shall be equally applicable to the plural as well as the singular form of any of such words and terms.

2. Heretofore, on the August 6, 2013, the Governing Body adopted a certain resolution entitled "RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MISSISSIPPI TO ISSUE GENERAL OBLIGATION BONDS OF THE CITY OF STARKVILLE, MISSISSIPPI TO SUPPORT INDUSTRIAL OR OTHER ECONOMIC DEVELOPMENT PROJECTS APPROVED AND RECOMMENDED BY THE GOLDEN TRIANGLE DEVELOPMENT LINK (THE "LINK") IN THE MAXIMUM PRINCIPAL AMOUNT OF FIVE MILLION DOLLARS (\$5,000,000) TO RAISE MONEY FOR (A) ERECTING OR PURCHASING WATERWORKS, GAS, ELECTRIC AND OTHER PUBLIC UTILITY PLANTS OR DISTRIBUTION SYSTEMS OR FRANCHISES, AND REPAIRING, IMPROVING AND

EXTENDING THE SAME; ESTABLISHING SANITARY, STORM, DRAINAGE OR SEWERAGE SYSTEMS, AND REPAIRING, IMPROVING AND EXTENDING THE SAME; PROTECTING THE MUNICIPALITY, ITS STREETS AND SIDEWALKS FROM OVERFLOW, CAVING BANKS AND OTHER LIKE DANGERS; CONSTRUCTING, IMPROVING OR PAVING STREETS, SIDEWALKS, DRIVEWAYS, PARKWAYS, WALKWAYS OR PUBLIC PARKING FACILITIES, AND PURCHASING LAND THEREFOR; CONSTRUCTING BRIDGES AND CULVERTS; ALTERING OR CHANGING THE CHANNELS OF STREAMS AND WATER COURSES TO CONTROL, DEFLECT OR GUIDE THE CURRENT THEREOF; PURCHASING FIRE-FIGHTING EQUIPMENT AND APPARATUS, AND PROVIDING HOUSING FOR SAME, AND PURCHASING LAND THEREFOR; AND FOR THE PAYMENT OF COSTS RELATED THERETO, INCLUDING WITHOUT LIMITATION THE COSTS OF SUCH BORROWING; AND (B) ACQUIRING LAND FOR INDUSTRIAL OR OTHER ECONOMIC DEVELOPMENT PROJECTS AND FOR CONSTRUCTION OR CONTRACTING FOR THE CONSTRUCTION OF STREETS, ROADS, RAILROADS, SPUR TRACKS, SITE IMPROVEMENTS, WATER, SEWERAGE, DRAINAGE, POLLUTION CONTROL AND OTHER RELATED FACILITIES NECESSARY OR REQUIRED FOR INDUSTRIAL DEVELOPMENT PURPOSES OR THE DEVELOPMENT OF INDUSTRIAL PARK COMPLEXES; TO ACQUIRE, PURCHASE, INSTALL, RENOVATE, REMOVE, REPAIR, LEASE, CONSTRUCT, OWN, HOLD, EQUIP, CONTROL, ACQUIRE OR CONSTRUCT OTHER STRUCTURES AND FACILITIES NECESSARY AND CONVENIENT FOR THE PLANNING, DEVELOPMENT, USE, OPERATION AND MAINTENANCE OF AN INDUSTRIAL PARK OR PARKS OR FOR OTHER INDUSTRIAL OR ECONOMIC DEVELOPMENT PURPOSES, INCLUDING, BUT NOT LIMITED TO, UTILITY INSTALLATIONS, ELEVATORS, COMPRESSORS, WAREHOUSES, BUILDINGS AND AIR, RAIL AND OTHER TRANSPORTATION TERMINALS AND POLLUTION CONTROL FACILITIES AND FOR THE PAYMENT OF COSTS RELATED THERETO, INCLUDING WITHOUT LIMITATION THE COSTS OF SUCH BORROWING," wherein the Governing Body found, determined and adjudicated that it is necessary that bonds of the Municipality be issued in the amount, for the purpose and secured as aforesaid, declared its intention to issue said bonds, and fixed September 17, 2013 at 5:30 o'clock p.m., 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 protest to be made against the issuance of such bonds was 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 Starkville Daily News*, a newspaper published in and having a general circulation in the Municipality, and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, the first publication having been made not less than twenty-one (21) days prior to September 17, 2013, 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 August 27, 2013, September 3, 2013 and September 10, 2013, as evidenced by the publisher's affidavit and on file with the City Clerk.

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.

6. The assessed value of all taxable property within the Municipality, according to

the last completed assessment for taxation, is Two Hundred Twenty-two Million Seven Hundred Twenty-three Thousand Seven Hundred Sixty-one Dollars (\$222,723,761); the Municipality has outstanding bonded indebtedness subject to the fifteen percent (15%) debt limit prescribed by Section 21-33-303, Mississippi Code of 1972, in the amount of Eight Million Nine Hundred Fifty Thousand Dollars (\$8,950,000), and outstanding bonded and floating indebtedness subject to the twenty percent (20%) debt limit prescribed by Section 21-33-303, Mississippi Code of 1972 (which amount includes the sum set forth above subject to the 15% debt limit), in the amount of Thirteen Million Three Hundred Seventy-six Thousand Six Hundred Seventy-two and 36/100 Dollars (\$13,376,672.36); 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 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.

8. 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 this calendar year. It is necessary to designate the Bonds as qualified tax-exempt obligations within the meaning of Section 265(b)(3) of the Code.

9. 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.

10. It is advisable and in the public interest to authorize the Mayor to arrange for bond insurance for the payment of principal and interest on the Bonds in the event that the Municipality may realize a savings in connection with the issuance of the Bonds. The Governing Body should authorize such bond insurance to be obtained and should authorize a commitment for bond insurance to be executed on behalf of the Municipality by such officer if same determines such bond insurance to be in the best interest of the Municipality.

11. It is advisable and in the public interest to authorize the Mayor to arrange for a bond rating for the Bonds in the event that said officer determines that obtaining any such rating is in the best interests of the Municipality. The Board should authorize the obtaining of such rating, the execution of any documents necessary or appropriate for such purpose and the commitment to pay the rating fee and usual costs pertaining to any such rating by the Mayor if such officer determines any such rating to be in the best interest of the Municipality.

12. It is now necessary to direct the issuance of and offer for sale general obligation development bonds in the principal amount of Five Million Dollars (\$5,000,000) out of the authorized amount of Five Million Dollars (\$5,000,000).

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

14. The Municipality desires to go forward with preparation for the issuance of the Bonds and in connection therewith, desires to approve the engagement of certain professionals to assist with the issuance of the Bonds.

15. 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 B**.

16. 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.

17. 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.

18. 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 shall 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 shall 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, shall be of equal rank without preference, priority or distinction.

SECTION 2. Engagement of Professionals. The Municipality desires to go forward with preparation for the issuance of the Bonds and in connection therewith, desires to approve the engagement of law firm of Jones Walker L.L.P, Jackson, Mississippi, to serve as bond counsel in connection with the issuance of the Bonds. The Municipality hereby authorizes and approves the engagement of Government Consultants, Inc., Jackson, Mississippi, to serve as financial advisor.

SECTION 3. Amount; Purpose. The Bonds are hereby authorized and ordered to be prepared and issued in the principal amount of Five Million Dollars (\$5,000,000) to raise money for the Authorized Purpose as authorized by the Act.

SECTION 4. Payments; Bond Details; Prior Redemption.

(a) Payments of interest on the Bonds shall be made to the Record Date Registered Owner, and payments of principal shall 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 shall 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.

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(b) Bond Details. The Bonds shall be registered as to both principal and interest; shall be dated May 1, 2015; shall be issued in the denomination of Five Thousand Dollars (\$5,000) each, or integral multiples thereof up to the amount of a single maturity; shall be numbered from one (1) upward in the order of issuance; shall bear interest from the date thereof at the rate or rates specified by further order of the Governing Body, payable on May 1, 2016, and semiannually thereafter on May 1 and November 1 of each year; and shall mature and become due and payable, with option of prior payment, on May 1 in the years and in the principal amounts as follows:

**YEAR AMOUNT**

2016	175,000
2017	185,000
2018	190,000
2019	195,000
2020	205,000
2021	210,000
2022	220,000
2023	225,000
2024	235,000
2025	240,000
2026	250,000
2027	260,000
2028	265,000
2029	275,000
2030	285,000
2031	295,000
2032	305,000
2033	315,000
2034	330,000
2035	340,000

(c) Prior Redemption. Bonds maturing after May 1, 2025, are subject to redemption prior to their respective maturities at the election of the Municipality on and after May 1, 2025, 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 5. BOND INSURANCE AND RATING AUTHORIZED; COVENANTS.**

(a) The Mayor is hereby authorized to execute a commitment for bond insurance and to do such other things and take such other actions as may be necessary to obtain such insurance for the Bonds if such official determines that obtaining such insurance will result in the realization of greater savings in connection with the issuance of the Bonds. Such bond insurance may be obtained or not obtained within the discretion of such official.

(b) The provisions of the Bond Insurance Policy (if any) and the municipal bond insurance commitment pertaining thereto, together with any attachments and documents referenced therein, as long as the Bond Insurance Policy remains outstanding and the Bond Insurer has not failed to comply with its payment obligations thereunder and notwithstanding anything contained in this Bond Resolution to the contrary, shall govern and are made a part of this Bond Resolution as though set forth in full herein. In addition to all notices and reporting requirements specifically set forth herein, the Bond Insurer shall be provided with such

additional information as the Bond Insurer may reasonably request from time to time.

(c) The Bonds are issued subject to certain requirements and covenants set forth in the Bond Resolution, including without limitation those requirements and covenants pertaining to bond insurance, if any, for the Bonds.

(d) The Mayor and/or Clerk are hereby authorized to obtain a bond rating or ratings with regard to the sale of the Bonds, and to execute such documents and to do such other things and take such other actions as may be necessary with regard thereto, if such officials determine that obtaining such rating or ratings will result in a net savings with regard to the sale of the Bonds.

SECTION 6. Bonds Registered as Obligations; Registration and Validation Certificate; Execution; Delivery; Bond Transcript; Legal Opinion; Items Filed with Paying Agent; Authentication; Bond Certificates.

(a) Bonds Registered as Obligations When the Bonds shall have been validated and executed as herein provided, they shall be registered as an obligation of the Municipality in the office of the Clerk in a book maintained for that purpose, and the Clerk shall cause to be imprinted upon or accompany each of the Bonds, over her manual or facsimile signature and manual or facsimile seal, her certificate in substantially the form set out in Section 7 hereof.

(b) Execution. The Bonds shall 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 shall 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 shall appear on the Bonds shall cease to be such official before the delivery or reissuance thereof, such signature or such facsimile shall 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 shall be delivered to the Purchaser upon payment of the purchase price therefor in accordance with the terms and conditions of their sale and award, 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 shall 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, shall 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 shall 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 7. Designation of Paying Agent; Paying Agent as Transfer Agent; Fees and Expenses of Paying Agent; Change of Paying Agent; Successor Corporation or Association as Paying Agent.

(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 shall remain outstanding, the Municipality shall 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 shall 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 shall 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, shall 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 shall specify the date on which such removal shall take effect and the name and address of the successor Paying Agent, and shall 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 shall 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 shall promptly appoint a successor Paying Agent by resolution of the Governing Body. Any appointment of a successor Paying Agent shall 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 shall 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 shall 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 shall 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 shall be fully paid. Every predecessor Paying Agent shall 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 shall 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 shall 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, shall 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 shall, 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 shall 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, shall 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 shall be satisfactory to the Municipality and eligible under the provisions of this Section hereof.

SECTION 8. Bond Form. The Bonds shall 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  
OKTIBBEHA COUNTY  
CITY OF STARKVILLE, MISSISSIPPI  
GENERAL OBLIGATION DEVELOPMENT BOND  
SERIES 2015

NO. \_\_\_\_\_ \$ \_\_\_\_\_

Rate of Interest Maturity Date Dated Date CUSIP

\_\_\_\_\_ % \_\_\_\_\_, 20\_\_\_\_\_, 20\_\_\_\_\_

Registered Owner:

Principal Amount: DOLLARS

The City of Starkville, in the State of 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

Development Bonds, Series 2015, of the Municipality (the "Bonds"), on the maturity date identified above, the principal amount identified above. Payment of the principal amount of this Bond shall be made to the Registered Owner hereof whose name shall 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 shall 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 \_\_\_\_\_ 1 and \_\_\_\_\_ 1 of each year, until said principal sum is paid, to the Registered Owner hereof whose name shall 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 shall be made by check or draft delivered directly to or mailed on the date on which interest or principal and interest shall be due and payable (or, with respect to principal, such later date on which any Bond shall 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 Five Million Dollars (\$5,000,000) (out of an authorized amount of Five Million Dollars (\$5,000,000)) to raise money to support industrial or other economic development projects approved and recommended by the Golden Triangle Development Link in the principal amount of Five Million Dollars (\$5,000,000) to raise money for erecting or purchasing waterworks, gas, electric and other public utility plants or distribution systems or franchises, and repairing, improving and extending the same; establishing sanitary, storm, drainage or sewerage systems, and repairing, improving and extending the same; protecting the municipality, its streets and sidewalks from overflow, caving banks and other like dangers; constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public

parking facilities, and purchasing land therefor; constructing bridges and culverts; altering or changing the channels of streams and water courses to control, deflect or guide the current thereof; purchasing fire-fighting equipment and apparatus, and providing housing for same, and purchasing land therefor; and for the payment of costs related thereto, including without limitation the costs of such borrowing.

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, 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 shall be affected by any notice to the contrary.

The Bonds shall 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, shall 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 shall 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 shall 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 said officials adopt as and for their own proper signatures, all as of the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

City of Starkville, Mississippi

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Mayor

Countersigned:

\_\_\_\_\_  
City Clerk  
(SEAL)

There shall be printed 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 Development Bonds, Series 2015, of the City of Starkville, Mississippi.

\_\_\_\_\_  
as Paying Agent

\_\_\_\_\_  
Authorized Signatory

Date of Registration and Authentication: \_\_\_\_\_

There shall 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 OKTIBBEHA**

I, the undersigned City Clerk of the City of Starkville, 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 Oktibbeha County, 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)

NOTICE: The signature to this

Assignment must correspond with

the Registered Owner as it appears upon the

\_\_\_\_\_ face of the within Bond in

(Authorized Signatory) every particular, without

alteration or enlargement or any

NOTICE: Signature(s) must change whatever.

be guaranteed by an institution

that is a participant in a

Securities Transfer Association Date of Assignment: \_\_\_\_\_

recognized signature guarantee program.

Insert Social Security Number or Other Tax Identification Number of Assignee: \_\_\_\_\_

[END OF BOND FORM]

SECTION 9. Replacement of Bond Certificates. In case any Bond shall become mutilated or be stolen, destroyed or lost, the Municipality shall, 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 10. 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 shall respectively mature and accrue, to the extent other moneys are not available, there shall 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, shall be adequate and sufficient, after allowance shall 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 shall 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 shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to rate or amount. The avails of said tax are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds as the same shall respectively mature and accrue. Should there be a failure in any year to comply with the requirements of this section, such failure shall 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 11. Certificate of Registration and Authentication. Only such of the Bonds as shall have endorsed thereon a certificate of registration and authentication in substantially the form hereinabove set forth, duly executed by the Paying Agent, shall be entitled to the rights, benefits and security of this Bond Resolution. No Bond shall be valid or obligatory for any purpose unless and until such certificate of registration and authentication shall have been duly executed by the Paying Agent, which executed certificate shall be conclusive evidence of registration, authentication and delivery under this Bond Resolution. The Paying Agent's certificate of registration and authentication on any Bond shall be deemed to have been duly executed if signed by an authorized signatory of the Paying Agent, but it shall 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 12. Initial Registration; Registered Owner as Owner.

(a) Initial Registration In the event the Purchaser shall 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 shall 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 shall 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 shall 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 shall 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 shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

**SECTION 13. Transfers; Paying Agent to Transfer in Accordance with Bond Resolution; Expenses of Transfer.**

(a) Transfers Each Bond shall 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, shall 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, shall 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 shall be paid by the Municipality.

**SECTION 14. Bond Fund; Payment by Check; Bond Fund Options.**

(a) Bond Fund. The Municipality shall 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 shall be deposited into the Bond Fund as and when received:

(1) The accrued interest and premium, if any, received upon delivery of the Bonds (unless, with respect to the premium, and to the extent otherwise designated by the Municipality acting through its Mayor, in which case all or a portion of any premium may be designated for deposit into the Improvement Fund);

(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 shall deem to be appropriate.

**SECTION 15. Improvement Fund.** The principal proceeds received upon the sale of the Bonds shall be deposited with a qualified depository of the Municipality in a special improvement fund, hereby created, in the name of the Municipality and herein referred to as the "Improvement Fund." From the Improvement Fund there shall be first paid the costs, fees and expenses incurred by the Municipality in connection with the authorization, issuance, and bond

insurance, if any, sale, validation and delivery of the Bonds. The balance thereof shall be held and disbursed for the Authorized Purpose, as authorized by the Act.

SECTION 16. Payments of Principal; Payments of Interest; Method of Payment; Change of Address.

(a) Payment of principal on the Bonds shall 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 shall 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 shall be made to the Record Date Registered Owner thereof. Interest shall 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 shall be paid by check or draft delivered directly to or mailed on the date on which interest or principal and interest shall be due and payable (or, with respect to principal, such later date on which any Bond shall 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 17. Validation. The Bonds shall be submitted to validation as provided by Chapter 13, Title 31, Mississippi Code of 1972, 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 18. 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 shall 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 one (1) year from the actual date of the Bonds as provided by the subsequent resolution directing the offer for sale thereof, and continuing through the twentieth (20) year from such actual date of the Bonds. The interest payments may also be adjusted accordingly, with interest payments due semiannually, commencing twelve (12) months from such actual date of the Bonds. After the validation of the Bonds, no amendment, revision or supplement contemplated by this Section shall 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 19. 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 shall 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 shall 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 22 hereof and the Continuing Disclosure Certificate shall 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 shall, 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 20. 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 B.**

**SECTION 21. 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 City 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 22. 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 City 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 23. Offer for Sale as Provided in Notice; Interest Rate Limit; Requirements of Act.**

(a) Offer for Sale as Provided in Notice The Bonds shall 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 20 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 shall have been received at the advertised sale.

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

**SECTION 24. Notice: Publication and Form.** As required by Section 31-19-25,

Mississippi Code of 1972, the Clerk is hereby authorized and directed to give the Notice by publishing an advertisement at least two (2) times in *The Starkville Daily News*, a newspaper published in and of general circulation in Oktibbeha 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 shall be in substantially the following form:

NOTICE OF BOND SALE

\$5,000,000 GENERAL OBLIGATION DEVELOPMENT BONDS, SERIES 2015  
OF THE CITY OF STARKVILLE, MISSISSIPPI

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of the City of Starkville, 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 Five Million Dollars (\$5,000,000) General Obligation Development Bonds, Series 2015, of the Municipality (the "Bonds") on May 5, 2015 until the hour of 4:00 o'clock 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 publicly opened and read in the City Hall.

THE BONDS: The Bonds will be dated and bear interest from May 1, 2015; will be delivered in definitive form as registered bonds; will be 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 May 1, 2016, and semiannually thereafter on May 1 and November 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 May 1 in each of the years and amounts as follows:

YEAR AMOUNT

2016	175,000
2017	185,000
2018	190,000
2019	195,000
2020	205,000
2021	210,000
2022	220,000
2023	225,000
2024	235,000
2025	240,000
2026	250,000
2027	260,000
2028	265,000
2029	275,000
2030	285,000
2031	295,000
2032	305,000
2033	315,000
2034	330,000
2035	340,000

**REDEMPTION:** Bonds maturing after May 1, 2025, are subject to redemption prior to their respective maturities at the election of the Municipality on and after May 1, 2025, 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 (the "Act"), and shall 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, shall 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 to support industrial or other economic development projects approved and recommended by the Golden Triangle Development Link in the principal amount of Five Million Dollars (\$5,000,000) to raise money for erecting or purchasing waterworks, gas, electric and other public utility plants or distribution systems or franchises, and repairing, improving and extending the same; establishing sanitary, storm, drainage or sewerage systems, and repairing, improving and extending the same; protecting the municipality, its streets and sidewalks from overflow, caving banks and other like dangers; constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor; constructing bridges and culverts; altering or changing the channels of streams and water courses to control, deflect or guide the current thereof; purchasing fire-fighting equipment and apparatus, and providing housing for same, and purchasing land therefor; and for the payment of costs related thereto, including without limitation the costs of such borrowing.

**FORM OF BIDS:** Bids should be addressed to the Mayor and Board of Aldermen and should be plainly marked "Bid for General Obligation Development Bonds, Series 2015, of the City of Starkville, 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 Lezlin K Walker at Jones Walker L.L.P., Jackson, Mississippi Bond Counsel, telephone (601) 949-4799 or email [llwallace@joneswalker.com](mailto:llwallace@joneswalker.com).

**INTEREST RATE AND BID RESTRICTIONS:** The Bonds shall not bear a greater overall maximum interest rate to maturity than eleven percent (11%) per annum, nor shall the interest rate for any one maturity exceed eleven percent (11%) per annum. No Bond shall bear more than one (1) rate of interest; each Bond shall bear interest from its date to its stated maturity date at the interest rate specified in the bid; all Bonds of the same maturity shall bear the same rate of interest from date to maturity; and the lowest interest rate specified shall 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 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 Starkville, Mississippi, in the amount of One Hundred Thousand Dollars (\$100,000) 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 shall 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 shall 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 shall 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 shall 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 shall return to said bidder its good faith deposit. The Governing Body shall 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 shall not have accepted delivery of and paid for the Bonds, and in such event the Governing Body shall 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 shall 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 shall 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 shall be paid by the Municipality; the CUSIP Service Bureau charge for the assignment of said numbers shall be the responsibility of and shall 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 L.L.P., Jackson, Mississippi, Bond Counsel. In the opinion of Jones Walker L.L.P., 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 shall 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 non-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 15c2-12, 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. The Municipality will furnish up to fifty (50) copies of the Official Statement to the successful bidder of the Bonds without charge within seven (7) business days after the award of the bid. The successful bidder must notify the City Clerk of the Municipality in writing within five (5) business days of the award if the bidder requires additional copies of the Official Statement to comply with applicable regulations. The cost for such additional copies will be paid by the

successful bidder requesting such copies. By submission of its bid, the successful bidder will be deemed to have agreed to supply to the Municipality all necessary pricing information and any underwriter identification determined by the Municipality to be necessary for the Official Statement within 24 hours after the award of the Bonds.

CONTINUING DISCLOSURE: In order to assist bidders in complying with S.E.C. Rule 15c2-12(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 shall relieve the successful bidder from its obligation to purchase the Bonds.

By order of the Mayor and Board of Aldermen of the City of Starkville, Mississippi, on March 3, 2015.

*/s/ Lesa Hardin*

City Clerk

Publication Dates:

Starkville Daily News *April 14, 2015 and April 21, 2015*

**[END OF NOTICE]**

SECTION 25. Proof of Publication. The Clerk shall 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 shall be filed in the Clerk's office and exhibited before the Governing Body at the hour and date aforesaid.

SECTION 26. 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 shall not be considered an Event of Default pursuant to Section 19 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 27. Book-Entry Only System. Notwithstanding anything herein to the contrary, the Bonds shall 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 shall be registered in the Bond Register in the name of Cede & Co., as nominee of DTC, and except as provided in Section 28 hereof, all of the outstanding Bonds shall 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 Municipal and the Paying Agent shall 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 shall 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 Municipal and the Paying Agent shall 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, shall 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 shall 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, shall 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 shall refer to such new nominees of DTC.

**SECTION 28. 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 shall (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 shall 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 shall designate, in accordance with the provisions of this Bond Resolution.

**SECTION 29. 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 shall be made and given, respectively, in the manner provided in the Representation Letter.

**SECTION 30. 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 Municipality shall 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 shall 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 shall 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 shall comply with such instructions until the Municipality shall 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 shall thereafter comply with all such alternative instructions.

(c) The Municipality shall 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 shall 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 shall 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 31. Private Activity Bond Covenants; Tax Covenants. (a) The Municipality shall 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 32. 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 26 and 27 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 33. 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 2015 within the meaning and for the purposes of Section 265(b)(3)

of the Code.

SECTION 34. 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 35. 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 shall 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 shall 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 shall 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 36. 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, shall 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 shall 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 shall accrue for the period after such date.

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

SECTION 38. 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 39. Repealer; Effective Date. All orders, resolutions or proceedings of the Governing Body in conflict with any provision hereof shall be, and the same are hereby repealed, rescinded and set aside, but only to the extent of such conflict. For cause, this Bond Resolution shall become effective upon the adoption hereof.

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

Alderman Ben Carver voted: \_\_\_\_\_

Alderman David Little voted: \_\_\_\_\_

Alderman Scott Maynard voted: \_\_\_\_\_

Alderman Roy A'.Perkins voted: \_\_\_\_\_

Alderman Henry Vaughn, Sr. voted: \_\_\_\_\_

Alderman Jason Walker voted: \_\_\_\_\_

Alderman Lisa Wynn voted: \_\_\_\_\_

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 3rd day of March,2015.  
City of Starkville, Mississippi

\_\_\_\_\_Parker Wiseman, Mayor

ATTEST:\_\_\_\_\_Lesa Hardin, City Clerk

**30. CONSIDERATION OF A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MISSISSIPPI, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH NEEL-SCHAFFER, INC. FOR ENGINEERING, DESIGN AND OTHER PROFESSIONAL SERVICES IN CONNECTION WITH THE CONSTRUCTION AND INSTALLATION OF PUBLIC IMPROVEMENTS TO SUPPORT THE INNOVATION DISTRICT (INDUSTRIAL) PARK. THIS RESOLUTION IS IN ASSOCIATION WITH THE MATTER THAT WILL RESULT IN A TAX INCREASE OF AT MINIMUM 2 MILS.**

Alderman Maynard noted this is not an additional cost of 2 mils but the same 2 mils noted in item 29. He then offered a motion approving a Resolution to authorize the execution of an agreement with Neel-Schaffer, Inc. for engineering, design and other professional services in connection with the construction and installation of public improvement to support the Innovation District (Industrial) Park. Alderman Wynn seconded the motion and the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent
Alderman Jason Walker	Voted: Yea
Alderman Scott Maynard	Voted: Yea
Alderman Roy A'. Perkins	Voted: Nay
Alderman Henry Vaughn, Sr.	Voted: Absent

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

**RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MISSISSIPPI, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH NEEL-SCHAFFER, INC. FOR ENGINEERING, DESIGN AND OTHER PROFESSIONAL SERVICES IN CONNECTION WITH THE CONSTRUCTION AND INSTALLATION OF PUBLIC IMPROVEMENTS TO SUPPORT THE**

INNOVATION DISTRICT (INDUSTRIAL) PARK.

BE IT RESOLVED BY THE BOARD, ACTING FOR AND ON BEHALF OF THE CITY,  
AS FOLLOWS:

1. The Agreement between the City of Starkville (the "City) and Neel-Schaffer, Inc., a copy of which is attached hereto as "Exhibit "A" (the "Agreement"), is hereby approved, and the Mayor and the City Clerk are hereby authorized to execute and deliver said Agreement under the seal of the Municipality for and on behalf of the Municipality, in substantially the form attached hereto as Exhibit "A," with such completions, changes, insertions and modifications as shall be approved by the officers of the City executing and delivering the same, the execution thereof by such officers to be conclusive evidence of such approval; all provisions of the Agreement, when executed as authorized herein, shall be deemed to be a part of this resolution as fully and to the extent as if separately set out verbatim herein; and in the event of any conflict between the provisions of this resolution and the provisions of the Agreement, the provisions of the Agreement shall govern.
2. The members of the Board, the Mayor, the City Clerk and the attorneys and/or other agents or employees of the City are hereby authorized to do all things and to execute such instruments which are required of them or which any such member, clerk, attorney, agent or employee of the City deems necessary or desirable to effect the purposes of or to enable the City to perform its obligations hereunder and under the Agreement.

After discussion, Alderman \_\_\_\_\_ moved and Alderman \_\_\_\_\_ seconded the motion to adopt the foregoing resolution and, the question being put to a roll call vote, the result was as follows:

Alderman Ben Carver	voted: [_____]
Alderman Lisa Wynn	voted: [_____]
Alderman David Little	voted: [_____]
Alderman Jason Walker	voted: [_____]
Alderman Scott Maynard	voted: [_____]
Alderman Roy A' Perkins	voted: [_____]
Alderman Henry N. Vaughn, Sr.	voted: [_____]

The motion having received the affirmative vote of a majority of the Aldermen present, the motion was declared passed by the Mayor on this the \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk  
(SEAL)

**31. CONSIDERATION OF THE CONSOLIDATION OF STARKVILLE ELECTRIC DEPARTMENT AND STARKVILLE PUBLIC SERVICES TO THE STARKVILLE UTILITIES DEPARTMENT EFFECTIVE 8:00 A.M. MARCH 4, 2015.**

Alderman Maynard offered a motion to consolidate the Starkville Electric Department and Starkville Public Services to the Starkville Utilities Department effective 8:00 A.M. March 4, 2015 and to include an immediate 10% increase in salary for Terry Kemp as well as incorporating the eight changes as listed below. Alderman Wynn offered a second to the motion.

1. Expand job duties of Terry Kemp to be General Manager of Starkville Utility Services Division (effective immediately).
2. Change job title of Doug Devlin to Manager of Water/Sewer Operations reporting to Terry Kemp with no change in salary (effective immediately).
3. Approve establishment of Administrative Support/Contract Administration position for Terry Kemp. Specific job description to be provided with position being in Salary Grade 9.
4. Replace currently vacant Cashier position with position of Customer Services Coordinator position. Specific job description to be provided with position being in Salary Grade 8.
5. Approve plan to allow growth of Cashiers from salary grade 5 to position of Customer Service Representative in salary grade 6 based on service in position and ability to perform expanded customer service duties. Specific details and requirements will be presented for final approval.
6. Add position of Accounting Clerk in the Utilities Division with position requiring Accounting related degree. Specific job description to be provided with position being in Salary Grade 11.
7. (A) Approve establishment of System Engineer position in the Water/Sewer Operations. (B) Fill vacant position of Engineering Aide in Electric Operations which has been vacant since resignation of Chris Pulliam. Establish progression plan in these positions for both Water/Sewer and Electric Operations units to allow growth and advancement based on certifications and performance of specific duties. Specific details to be provided for final approval.
8. Integrate Public Service Accounting/Finance needs into SED/SEDC exiting structure.

Following discussion, the Board voted as follows:

Alderman Ben Carver	Voted: Nay
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent
Alderman Jason Walker	Voted: Nay
Alderman Scott Maynard	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Absent

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

**32. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS AS OF FEBRUARY 27, 2015 FOR FISCAL YEAR ENDING 9/30/15.**

Upon the motion of Alderman Carver to move approval of the City of Starkville Claims Docket for all departments as of February 27, 2015 for fiscal year ending 9/30/15, duly seconded by Alderman Maynard, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent
Alderman Jason Walker	Voted: Yea
Alderman Scott Maynard	Voted: Yea
Alderman Roy A'. Perkins	Voted: Nay
Alderman Henry Vaughn, Sr.	Voted: Absent

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

General Fund	001	\$ 675,225.17
Restricted Police Fund	002	6,565.87
Airport Fund	015	2,718.26
Sanitation	022	180,122.02
Landfill	023	6,772.11
Computer Assesments	107	175.00
Parking Mill Project	311	59,324.55
Park and Rec Tourism	375	27,012.35
Water/Sewer	400	208,424.48
Sub Total Before SED	Sub	\$ 1,166,339.81
Electric Dept	SED	886,541.64
Total Claims	Total	\$ 2,052,881.45

**33. REQUEST APPROVAL OF PROMOTIONS IN THE FIRE DEPARTMENT TO FILL VACANT POSITIONS.**

Upon the motion of Alderman Walker to approve the following promotions in the Starkville Fire Department, duly seconded by Alderman Maynard, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent
Alderman Jason Walker	Voted: Yea
Alderman Scott Maynard	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Absent

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

<u>Name (in order of eligibility)</u>	<u>Eligible for Promotion to</u>
Andy Sharp	Battalion Chief
Roosevelt Harris	Captain
Tony Clayborn	Captain
Brian Arnett	Captain
Ashley McClain	Lieutenant
Jeff Whitehead	Lieutenant
Sam Wilkes	Lieutenant
Blake Daniels	Sergeant
Greg Cochran	Sergeant
Nathan Herndon	Sergeant

Lieutenant Clark Hudson has now retired after over 25 years of service in our department. This creates a vacant position for promotion to Lieutenant, which will be filled by Sergeant Ashley McLean. The Sergeant position resulting from McClain's promotion will be filled by Firefighter Blake Daniels.

Amount:

<u>Employee</u>	<u>Current Rank</u>	<u>Current Salary</u>	<u>Promote to</u>	<u>New Salary</u>
Ashley McClain	Sergeant (Grade 6)	\$38,735.93 (\$12.96 hour)	Lieutenant (Grade 7)	\$42,609.52 (\$14.25 hour)
Blake Daniels	Firefighter (Grade 5)	\$31,039.87 (\$10.38 hour)	Sergeant (Grade 6)	\$34,143.86 (\$11.42 hour)

**34. REQUEST APPROVAL TO ADVERTISE FOR SEALED BIDS TO REPLACE A FAILING FORCE MAIN AND GRAVITY SEWER SYSTEM ON BANYAN ROAD.**

Upon the Motion of Alderman Maynard, duly seconded by Alderman Wynn, to advertise for sealed bids to replace a failing force main gravity sewer system on Banyan Road, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent
Alderman Jason Walker	Voted: Yea
Alderman Scott Maynard	Voted: Yea

Alderman Roy A'. Perkins                      Voted: Yea  
Alderman Henry Vaughn, Sr.                  Voted: Absent

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

**35. CONSIDERATION OF AN EMERGENCY RENTAL AGREEMENT WITH BIG TRUCK RENTALS.**

Mayor Wiseman explained that two of the commercial sanitation trucks were out for repairs and that the Sanitation Department needed to rent a large commercial truck in order to keep up with the commercial demand of its customers. Alderman Perkins offered a motion to approve the proposed rental contract with Big Truck Rental under emergency circumstances, pursuant to MS Code Sec 31-7-13(k), contingent upon the terms negotiated to the satisfaction of the City Attorney. In the event terms cannot be negotiated to the satisfaction of the City Attorney, the contract will be brought back to the Board for final consideration. Alderman Wynn offered a second to the motion and the Board voted as follows:

Alderman Ben Carver                              Voted: Yea  
Alderman Lisa Wynn                                Voted: Yea  
Alderman David Little                            Voted: Absent  
Alderman Jason Walker                           Voted: Yea  
Alderman Scott Maynard                        Voted: Yea  
Alderman Roy A'. Perkins                        Voted: Yea  
Alderman Henry Vaughn, Sr.                    Voted: Absent

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

(A signed copy of the contract is in the City minute books)

**36. A MOTION TO ENTER INTO A CLOSED SESSION TO DETERMINE IF THERE IS PROPER CAUSE FOR EXECUTIVE SESSION.**

There came for consideration the matter of entering a closed session to determine if there is a proper cause for executive session. Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn, to enter into a Closed Session to determine if there is proper cause for Executive Session, the Board voted as follows:

Alderman Ben Carver                              Voted: Yea  
Alderman Lisa Wynn                                Voted: Yea  
Alderman David Little                            Voted: Absent  
Alderman Jason Walker                           Voted: Yea  
Alderman Scott Maynard                        Voted: Yea  
Alderman Roy A'. Perkins                        Voted: Yea  
Alderman Henry Vaughn, Sr.                    Voted: Absent

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed. The Board entered closed session.

**37. A MOTION TO ENTER EXECUTIVE SESSION FOR A PERSONNEL ISSUE RELATED TO A GRIEVANCE AND PERSPECTIVE LITIGATION REGARDING A CONSTRUCTION PROJECT.**

Alderman Perkins offered a motion to enter executive session for a personnel issue related to a grievance and perspective litigation regarding a construction project. Following a second by Alderman Wynn, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent
Alderman Jason Walker	Voted: Yea
Alderman Scott Maynard	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Absent

Having received an affirmative vote of those members present and voting, the Mayor declared the motion passed.

The Mayor invited the public back in, and after allowing the public time to enter the room, made the announcement of the Board's decision to enter into executive session for a personnel issue related to a grievance and perspective litigation regarding a construction project. At this time the Board entered executive session.

**38. A MOTION TO RETURN TO OPEN SESSION.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn, to return to Open Session, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent
Alderman Jason Walker	Voted: Yea
Alderman Scott Maynard	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Absent

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

The Mayor invited the public back in and announced that the Board had taken action in executive session and asked the Clerk to read the motion.

**39. A MOTION TO DENY THE GRIEVANCE OF AN EMPLOYEE.**

A motion was offered by Alderman Wynn to deny the grievance filed by Pamela Simpson and to inform her of the decision within three days. The motion was seconded by Alderman Maynard and the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Lisa Wynn	Voted: Yea
Alderman David Little	Voted: Absent

Alderman Jason Walker Voted: Yea  
Alderman Scott Maynard Voted: Yea  
Alderman Roy A'. Perkins Voted: Yea  
Alderman Henry Vaughn, Sr. Voted: Absent

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

**40. A MOTION TO RECESS UNTIL MARCH 17, 2015 @ 5:00 P.M. IN THE COURT ROOM AT CITY HALL LOCATED AT 101 E. LAMPKIN STREET.**

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn, for the Board of Aldermen to recess the meeting until March 17, 2015 @ 5:00 at 101 E. Lampkin Street in the Court Room of City Hall, the Board voted as follows:

Alderman Ben Carver Voted: Yea  
Alderman Lisa Wynn Voted: Yea  
Alderman David Little Voted: Absent  
Alderman Jason Walker Voted: Yea  
Alderman Scott Maynard Voted: Yea  
Alderman Roy A'. Perkins Voted: Yea  
Alderman Henry Vaughn, Sr. Voted: Absent

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

SIGNED AND SEALED THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2015.

\_\_\_\_\_  
PARKER WISEMAN, MAYOR

Attest:

\_\_\_\_\_  
LESA HARDIN, CITY CLERK

(SEALED)