

**Minutes of July 16, 2013
Mayor and Board of Aldermen**

Be it remembered that a regular meeting of the Mayor and Board of Aldermen, Long Beach, Mississippi, was begun and held at 5:00 o'clock p.m., Long Beach City Hall, 201 Jeff Davis Avenue, in said City, it being the third Tuesday in July, 2013, and the same being the time, date and place fixed by Laws of the State of Mississippi and ordinance of the City of Long Beach for holding said meeting.

There were present and in attendance on said board and at the meeting the following named persons: Mayor William Skellie, Jr., Aldermen Leonard G. Carrubba, Sr., Gary J. Ponthieux, Bernie Parker, Kelly Griffin, Ronnie Hammons, Jr., Mark E. Lishen, Alan Young, City Clerk Rebecca E. Schruff, and City Attorney James C. Simpson, Jr.

There being a quorum present sufficient to transact the business of the City, the following proceedings were had and done.

The meeting was called to order and there came on for consideration the matter of awarding the General Obligation Bond Series 2013. The Clerk reported that, due to that certain order of the Mayor and Board of Aldermen at a regular meeting duly held and convened at a regular meeting on July 2, 2013, she did cause to be published in The Sun Herald, "Notice of Sale \$600,000 City of Long Beach, Mississippi, Series 2013".

The Clerk further reported that one (1) bid was properly filed, publicly opened and read aloud on Monday, July 15, 2013, at 2:00 o'clock p.m. in the Office of the City Clerk, City Hall, 201 Jeff Davis Avenue, Long Beach, Mississippi, by City Clerk Rebecca Schruff and Comptroller Kini Gonsoulin. City Attorney James C. Simpson, Jr., and a representative of Hancock Bank were in attendance; said bid is as follows:

Hancock Bank
Seven Singleterry, Assistant Vice President
P.O. Box 4019
Gulfport, Mississippi 39502
Principal Amount: \$455,000.00
Net Interest Cost: \$69,795.00
Net Interest Rate: 2.70%

The aforementioned bid was taken under advisement for review and recommendation.

Upon further discussion, official action was taken as follows:

Minutes of July 16, 2013
Mayor and Board of Aldermen

There came on for consideration by the Board of Aldermen of the City of Long Beach, Mississippi, the matter of the issuance of general obligation bonds of the City of Long Beach in the principal amount of Four Hundred Fifty-Nine Thousand and No/100 Dollars (\$459,000.00). After a discussion of the subject, Alderman Lishen offered and moved the adoption of the following resolution:

A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BOND OF THE CITY OF LONG BEACH IN THE PRINCIPAL AMOUNT OF FOUR HUNDRED FIFTY-NINE THOUSAND AND NO/100 DOLLARS (\$459,000.00) TO BORROW MONEY FOR THE PURPOSE OF PAYING THE COSTS OF ERECTING, REPAIRING, IMPROVING AND EQUIPPING MUNICIPAL BUILDINGS, ESTABLISHING SANITARY, STORM, DRAINAGE OR SEWERAGE SYSTEMS, AND REPAIRING, IMPROVING AND EXTENDING SAME; CONSTRUCTING, IMPROVING, EXTENDING AND PAVING STREETS, SIDEWALKS, DRIVEWAYS, PARKWAYS, WALKWAYS OR PUBLIC PARKING FACILITIES, AND PURCHASING LAND FOR ANY OF THE FOREGOING PURPOSES; PURCHASING MACHINERY AND EQUIPMENT HAVING AN EXPECTED USEFUL LIFE IN EXCESS OF TEN (10) YEARS; AND MAKING OTHER NECESSARY AND INCIDENTAL IMPROVEMENTS FOR THE FOREGOING PURPOSES IN THE CITY OF LONG BEACH, AND PAYING THE COSTS OF SUCH BORROWING, AT AN APPROXIMATE COST OF \$459,000; PRESCRIBING THE FORM AND INCIDENTS OF SAID BOND; MAKING PROVISION FOR THE SECURITY AND PAYMENT THEREOF; PROVIDING FOR THE SALE AND AWARD OF SAID BOND; MAKING PROVISIONS FOR MAINTAINING THE TAX-EXEMPT STATUS OF THE BOND; AND TAKING OTHER ACTIONS REGARDING THE AFORESAID BOND.

WHEREAS, the Mayor and Board of Aldermen (the "Governing Authority") of the City of Long Beach (the "City"), acting for and on behalf of the City does hereby find, determine, adjudicate and declare as follows:

1. (a) 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.

"Bond" or "Bonds" shall mean the General Obligation Bond, Series 2013, of the City authorized and directed to be issued in this resolution.

"Bond Counsel" shall mean the law firm of Young Law Group, PLLC, Jackson,

Minutes of July 16, 2013
Mayor and Board of Aldermen

Mississippi.

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

"Bond Resolution" shall mean this resolution.

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

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

"Construction Fund" shall mean the construction fund of the City provided for in Section 13 hereof.

"Governing Authority" shall mean the Mayor and Board of Aldermen of the City of Long Beach, Mississippi.

"Mayor" shall mean the Mayor of the City of Long Beach, Mississippi.

"Notice" shall mean the Notice of Bond Sale set out in Section 18 hereof.

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

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

"President" shall mean the President of the Governing Authority.

"Project" shall mean erecting, repairing, improving and equipping municipal buildings; establishing sanitary, storm, drainage or sewerage systems, and repairing, improving and extending same; constructing, improving, extending and paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land for any of the foregoing purposes; purchasing machinery and equipment having an expected useful life in excess of ten (10) years; and making other necessary and incidental improvements for the foregoing purposes in the City of Long Beach, Mississippi, and paying the cost of such borrowing.

"Purchaser" shall mean Hancock Bank, Gulfport, Mississippi, the successful bidder for the Bond as determined by the Governing Authority herein.

Minutes of July 16, 2013
Mayor and Board of Aldermen

"Record Date" shall mean, as to interest payments, the first (1st) day of the calendar month in which an interest payment is due, and, as to payments of principal, the first (1st) day of the calendar month in which the Bond mature.

"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 City maintained by the Paying Agent.

(b) 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 5th day of June, 2013, the Governing Authority adopted a resolution declaring its intention to issue bonds in the maximum principal amount of \$600,000 to pay the costs of the Project and setting 5:00 p.m. on July 2, 2013, as the date and time for the filing of a petition signed by the lesser of 10% or fifteen hundred (1,500) of the qualified electors of said City, requesting that an election be called on the question of issuing said Bond.

3. On July 2, 2013, the Governing Authority adopted a resolution directing the issuance of bonds in the maximum aggregate principal amount of \$600,000, in one or more series, to provide funds for the Project, as authorized by the Act.

4. The Governing Authority has determined that it is now fully authorized pursuant to the Act to issue general obligation bonds of the City in the aggregate maximum principal amount of \$459,000 for the purposes hereinafter set forth, in one or more series. The Governing Authority has determined it is in the City's best interests to authorize in this resolution the issuance of bonds in the aggregate principal amount of \$459,000, registered as to principal and interest in the form and manner hereinafter provided for by Sections 31-21-1 through 31-21-7, Mississippi Code of 1972. The City reserves the right to issue the balance of the authorized bonds in the principal amount of \$141,000 at a later date.

5. Pending the issuance of the Bond, the City needs to pay certain expenses incurred in connection with the performance of the Project, with such expenditures to be reimbursed from the proceeds of the Bond, when issued.

6. The Bond is not private activity bond as such term is defined in Section 141 of the Code, and the Governing Authority does not reasonably anticipate that the City, or any other subordinate entities thereof will issue more than \$10,000,000 of qualified tax-exempt obligations (other than private activity bonds) in calendar year 2013. It is necessary and in the best interest

Minutes of July 16, 2013
Mayor and Board of Aldermen

of the City to designate the Bond as qualified tax-exempt obligation within the meaning of Section 265(b)(3) of the Code.

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 Bond is contingent on a number of future actions by the City. It is necessary and in the best interest of the City to make certain covenants pertaining to the exemption of the interest on the Bond from federal income taxes since such exemption may depend, in part, upon continuing compliance by the City with certain requirements of the Code.

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

9. Pursuant to the Notice of Bond Sale authorized pursuant to Section 15 of this Resolution, the Governing Authority received one sealed bid received in response to said Notice of Sale. Said bid was thereafter presented, examined and considered by the Governing Authority. On the basis of the lowest net interest cost over the life of the issue, the Governing Authority finds and determines that the highest and best bid made for the Bond was made by Hancock Bank, Gulfport, Mississippi (the "Purchaser"). The Governing Authority further finds said bid was accompanied by a cashier's check, certified check or exchange or other acceptable security, payable to the City in the amount of \$9,100 as a guarantee that said bidder would carry out its contract and purchase said Bond upon acceptance of its bid.

NOW, THEREFORE, BE IT RESOLVED by the Governing Authority, acting for and on behalf of the City, as follows:

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

SECTION 2. Bond Authorized. The Bond is hereby authorized and ordered to be prepared and issued in the aggregate principal amount of Four Hundred Fifty-Nine Thousand and No/100 Dollars (\$459,000.00) to provide funds for the Project, as authorized by the Act.

SECTION 3. Details of Bond:

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

**Minutes of July 16, 2013
Mayor and Board of Aldermen**

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.

(b) The Bond shall be registered as to both principal and interest; shall be dated July 24, 2013, or the date of delivery; shall be issued in the denomination of \$1,000.00 each, or integral multiples thereof up to the amount of a single maturity; shall be numbered from one upward in the order of issuance; shall bear interest from the date thereof at the rate or rates specified below, payable on July 24, 2014 and annually thereafter on July 24 of each year; and shall mature and become due and payable, with option of prior payment as specified herein, on July 24 in the years and in the principal amounts as follows:

MATURITY SCHEDULE

<u>YEAR OF MATURITY</u>	<u>PRINCIPAL AMOUNT</u>	<u>INTEREST RATE</u>
2014	\$42,000	1.80%
2015	43,000	1.80
2016	44,000	1.80
2017	45,000	1.80
2018	45,000	1.80
2019	46,000	1.80
2020	47,000	1.80
2021	48,000	1.80
2022	49,000	1.80
2023	50,000	1.80

(c) The Bond shall be subject to redemption prior to its maturity at the option of the City at any time, in whole or in part, at the par value of the Bond to be redeemed together with accrued interest to the date fixed for redemption.

In the event that any portion of the Bond is to be called for redemption as aforesaid, notice of such redemption, setting forth the place or places of payment, shall be mailed by first class mail not less than 10 calendar days prior to the date fixed for redemption to the Registered Owner of each Bond to be redeemed at the address shown on the registration books.

(d) If less than all of a series of Bond of like maturity are to be redeemed, the particular Bond to be redeemed shall be selected by the Paying Agent at random in such manner as the Paying Agent, in its discretion, may deem fair and appropriate.

(e) On the specified redemption date, any Bond so called for redemption shall cease to bear interest and shall no longer be secured by the pledge and covenants of the Bond Resolution, provided monies for their redemption are on deposit at the place of

Minutes of July 16, 2013
Mayor and Board of Aldermen

payment at that time.

SECTION 4. Registration, Execution, Authentication and Delivery of Bond.

(a) When the Bond shall have been executed as herein provided, they shall be registered as an obligation of the City in the office of the Clerk in a book maintained for that purpose, and the Clerk shall cause to be imprinted upon the Bond, over his manual or facsimile signature and manual or facsimile seal, his certificate in substantially the form set out in Section 6.

(b) The Bond 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 manual or facsimile seal of the City imprinted or affixed thereto; provided, however, all signatures and seals appearing on the Bond, other than the signature of an authorized officer of the Paying Agent hereinafter 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 City whose signature or a facsimile of whose signature shall appear on the Bond 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) The Bond shall be delivered to the Purchaser upon payment of the purchase price therefor in accordance with the terms and conditions of its sale and award, together with a complete certified transcript of the proceedings had and done in the matter of the authorization, issuance, and sale of the Bond, and the final, unqualified approving opinion of Bond Counsel.

(d) The Paying Agent shall authenticate the Bond and deliver them to the Purchaser thereof upon payment of the purchase price of the Bond to the City.

SECTION 5. Paying Agent. The City shall serve as the initial paying and transfer agent and registrar for the Bond. The City may subsequently appoint a bank to serve as Paying Agent pursuant to a subsequent resolution

SECTION 6. Form of Bond. The Bond shall be in substantially the form attached hereto as Exhibit A, with such appropriate variations, omissions and insertions as are permitted or required by this Bond Resolution or by further action of the Governing Authority.

SECTION 7. Mutilated, Destroyed, Lost or Stolen Bond. In case any Bond shall become mutilated, destroyed, lost or stolen, the City 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 destroyed, lost or stolen, upon the Registered Owner's paying the

Minutes of July 16, 2013
Mayor and Board of Aldermen

reasonable expenses and charges of the City in connection therewith, and in case of a bond destroyed, lost or stolen, his filing with the City or Paying Agent evidence satisfactory to it or them that such bond was destroyed, lost or stolen, and of his ownership thereof, and furnishing the City or Paying Agent with such security or indemnity as may be required by law and by them to save each of them harmless from all risks, however remote.

SECTION 8. Security for Bond. For the purpose of effectuating and providing for the payment of the principal of and interest on the Bond as the same shall respectively mature and accrue, there shall be levied by the Board of Aldermen of the City, pursuant to the requirements of Miss. Code Ann. § 21-33-313, a direct, continuing tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Bond. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of the tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to time, rate or amount. The avails of said tax are hereby irrevocably pledged for the payment of the principal of and interest on the Bond 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 Bond in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Bond, both as to principal and interest.

SECTION 9. Certificate of Registration and Authentication. Only such of the Bond as shall have been 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 manually signed by an authorized officer of the Paying Agent, but it shall not be necessary that the same officer sign said certificate on all of the Bond that may be issued hereunder at any one time.

SECTION 10. Registered Owner.

(a) 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 Bond within thirty (30) days of the date of sale, or at such other later date as may be designated by the City, one Bond registered in the name of the Purchaser may be issued in the full amount for each maturity. Ownership of the Bond 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 Bond, the Paying Agent shall re-register any such Bond upon its records in the name of the Registered Owner to be designated by the

Minutes of July 16, 2013
Mayor and Board of Aldermen

Purchaser in the event timely payment has not been made by the initial Registered Owner.

(b) Except as hereinabove provided, the person in whose name any Bond shall be registered in the records of the City 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 11. Transfer of Bond.

(a) Subject to Section 11(c), each Bond shall be transferable only in the records of the City, upon surrender thereof at the office of the Paying Agent, together with a written instrument of transfer satisfactory to the Paying Agent duly authorized in writing. Upon the transfer of any bond, the City, 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.

(b) Subject to Section 11(c), in all cases in which the privilege of transferring Bond is exercised, the Paying Agent shall authenticate and deliver Bond in accordance with the provisions of this Bond Resolution.

(c) The initial purchaser of the Bond shall be required to execute an investment letter stating, among other things, that the Bond is being purchased for investment purposes, and not for resale.

SECTION 12. Bond Fund.

(a) The City shall maintain with a qualified depository of the City a fund in the name of the City for the payment of the principal of and interest on the Bond and the payment of Paying Agents' fees in connection therewith (the "Bond Fund"). There shall be deposited into the Bond Fund as and when received:

(i) the accrued interest and premium, if any, received upon delivery of the Bond;

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

(iii) any income received from the investment of monies in the Bond Fund; and

Minutes of July 16, 2013
Mayor and Board of Aldermen

(iv) any other funds available to the City which may be lawfully used for payment of the principal of and interest on the Bond, and which may be directed to be deposited into the Bond Fund, including any balance of Bond proceeds remaining in the Construction Fund after the purpose for which such bonds were issued shall have been accomplished.

(b) As long as any principal of and interest on the Bond remains outstanding, the City shall withdraw from the Bond Fund sufficient monies to make the payments herein provided for and transfer same to the account of the Paying Agent in time to reach said Paying Agent on or prior to the date on which said interest or principal and interest shall become due.

SECTION 13. Application of Proceeds of Bond. From the principal proceeds received upon the sale of the Bond there shall be first paid the costs, fees and expenses incurred by the City in connection with the authorization, issuance, sale, validation and delivery of the Bond. The remaining principal proceeds received upon the sale of the Bond shall be deposited with a qualified depository of the City in a special fund, hereby created, in the name of the City designated the "Construction Fund", and shall be held and disbursed for the Project, as authorized by the Act.

SECTION 14. Payment of Principal and Interest.

(a) Payment of principal on the Bond shall be made, upon presentation and surrender of the Bond 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 City maintained by the Paying Agent as of the Record Date.

(b) Payment of each installment of interest on the Bond 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) Principal of and interest on the Bond shall be paid by check or draft mailed to 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 first day of the calendar month in which there is an applicable principal or interest payment date to be effective as of such date.

SECTION 15. Notice of Bond Sale. The Governing Authority hereby ratifies and approves the publication and distribution of the abbreviated Notice of Bond Sale, attached hereto as Exhibit B, by the Clerk. The Governing Authority hereby finds that pursuant to Section 31-19-25, Mississippi Code of 1972, the Notice was properly published at least two (2) times in *The*

Minutes of July 16, 2013
Mayor and Board of Aldermen

Sun Herald, a newspaper published in Harrison County and of general circulation in the City, and that the first publication thereof was made at least ten (10) days preceding the date fixed for the receipt of bids. Such publication is evidenced by the proof of publication of said Notice of Bond Sale filed in the office of the City Clerk and attached hereto as Exhibit C. The Governing Authority further approves and ratifies the distribution of the complete Notice of Bond Sale which is also attached hereto as Exhibit B.

SECTION 16. Receipt of Sealed Bids. Pursuant to the Notice of Bond Sale, the Governing Authority received the bid attached hereto as Exhibit D. The Bond in the principal amount of Four Hundred Fifty-Nine Thousand and No/100 Dollars (\$459,000.00) of the City are hereby awarded and sold to the Purchaser in accordance with its offer submitted to the Governing Authority. The Clerk is hereby authorized and directed, for and on behalf of the City, to endorse upon a copy or duplicate of the aforesaid offer a suitable notation as evidence of the acceptance thereof.

The Governing Authority further finds that the Bond are not being issued at a rate of interest in excess of that allowed in the notice.

SECTION 17. Reimbursement. The Bond proceeds may be used to reimburse and capital expenditures made by the City no more than 60 days prior to June 5, 2013.

SECTION 18. Bond Not Arbitrage Bond. The Governing Authority covenants and certifies to and for the benefit of the owners of the Bond 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 Bond, including amounts treated as proceeds, if any, which will cause the Bond 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 Bond, at the time of such action, investment or use.

SECTION 19. Tax-Exempt Status. The Governing Authority covenants that it will take such action as is necessary and within its power to maintain the tax-exempt status of interest on the Bond under the provisions of the Code and any regulations as such may be applicable to the Bond.

SECTION 20. Designation of Bond. The Bond is hereby designated as a portion of the maximum of \$10,000,000 of qualified tax-exempt obligations to be issued by the City during the 2013 calendar year, within the meaning and for the purposes of Section 265(b)(3) of the Code.

SECTION 21. Rebate. The City expects to issue less than \$5,000,000 in tax exempt debt during calendar year 2013, and therefore, expects to be exempt from arbitrage rebate requirements as a small issuer. However, if a rebate exemption is not available, the City shall make or cause to be made any calculations with respect to any rebates payable to the United States required by the Code or any successor thereto and shall support such calculations with a letter from independent certified public accountants verifying the accuracy of such calculations. If, pursuant to such calculations, any amount is to be set aside for potential rebate to the United

Minutes of July 16, 2013
Mayor and Board of Aldermen

States, the City will establish a Rebate Fund and within said fund a Rebate Income Account and Rebate Principal Account in accordance with the Code or any successor thereto and any income earned on investments of amounts in the Rebate Fund will be deposited immediately upon receipt thereof in the Rebate Income Account.

SECTION 22. Calculation of Rebate. Subject to Section 21, on or before the first day of each Bond Year, the City shall make or cause to be made the computation of the Rebate Deposit. The Rebate Deposit is hereby defined as the excess of (a) the aggregate amount earned for the period from the date of issue of the Bond to the computation date on all obligations in which any moneys in the funds and accounts are invested (the "Nonpurpose Obligations"), over (b) the amount that would have been earned for such period if the yield on the Nonpurpose Obligations had been equal to the yield on the Bond. If a deposit to the Rebate Principal Account is required as a result of such computation, the City shall make such deposit. If a withdrawal from the Rebate Principal Account is permitted as a result of such computation, the municipality shall withdraw such amount and deposit the same in the Bond Fund for the benefit of the City. Records of the determinations required by this Section must be retained until six (6) years after the Bond is no longer outstanding. As used herein the term Bond Year shall mean the one (1) year period beginning after the expiration of the preceding bond year of such issue. The first Bond Year of an issue begins on the date of the issue and ends one (1) year later.

SECTION 23. Remittal of Rebate. Subject to Section 21, not later than thirty (30) days after the end of the fifth year after the date of issuance of the Bond and every five (5) years thereafter, the City shall pay to the United States ninety percent (90%) of the amount required to be on deposit in the Rebate Principal Account as of such payment date and ninety percent (90%) of the amount on deposit in the Rebate Income Account as of such payment date. Not later than thirty (30) days after the final retirement of the Bond, the City shall pay to the United States one hundred percent (100%) of the balance remaining in the Rebate Fund. Each payment required to be paid to the United States pursuant to this Section shall be filed with the Internal Revenue Service Center, Philadelphia, Pennsylvania 19255, or otherwise as required by the Code or regulations promulgated thereunder. The City shall provide with such payment a copy of the information reporting form originally filed with respect to the Bond and a statement summarizing the determination of the amount to be paid to the United States.

SECTION 24. APPROVAL OF POST-ISSUANCE COMPLIANCE PROCEDURES. The Board hereby approves the Post-Issuance Compliance Procedures attached hereto as Exhibit E.

SECTION 25. Conflicting Proceedings Repealed. All orders, resolutions or proceedings of this Governing Authority 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, and to facilitate the prompt sale of the Bond, this Bond Resolution shall become effective upon the adoption hereof.

Minutes of July 16, 2013
Mayor and Board of Aldermen

Alderman Lishen moved the adoption of the resolution. Alderman Parker seconded the motion to adopt the resolution, and, the question being put to a roll call vote, the result was as follows:

Alderman Bernie Parker	voted: Aye
Alderman Gary J. Ponthieux	voted: Aye
Alderman Kelly Griffin	voted: Aye
Alderman Alan Young	voted: Aye
Alderman Leonard G. Carrubba, Sr.	voted: Aye
Alderman Mark E. Lishen	voted: Aye
Alderman Ronnie Hammons, Jr.	voted: Aye

The motion having received the affirmative vote of all the members present, the Mayor of the City of Long Beach, Mississippi, declared the motion carried and the resolution adopted on this the 16th day of July, 2013.



THE CITY OF LONG BEACH, MISSISSIPPI

William Skellie, Jr.
Mayor of the City of Long Beach

ATTEST:

Rebecca E. Schuff, City Clerk

**Minutes of July 16, 2013
Mayor and Board of Aldermen**

EXHIBIT A

FORM OF THE BOND

UNITED STATES OF AMERICA
STATE OF MISSISSIPPI
CITY OF LONG BEACH
GENERAL OBLIGATION BOND
SERIES 2013

NO. R - 1 \$459,000.00

<u>Rate of Interest</u> As shown below	<u>Maturity Date</u> As shown below	<u>Date of Original Issue</u> July 24, 2013
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REGISTERED OWNER: **HANCOCK BANK
GULFPORT, MISSISSIPPI**

PRINCIPAL AMOUNT: **FOUR HUNDRED FIFTY-NINE THOUSAND
AND NO/100 DOLLARS (\$459,000.00)**

The City of Long Beach, Mississippi (the "City"), 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, for the General Obligation Bond, Series 2013, of the City (the "Bond"), on the maturity dates identified below, the principal amounts identified below. Payment of the principal under this Bond shall be made by the City, acting as paying agent, or any successor paying agent subsequently appointed by the City (the "Paying Agent") to the registered owner hereof who shall appear in the registration records of the City maintained by the Paying Agent, which will also serve as registrar and transfer agent for the Bond, as of the first (1st) day of the calendar month in which the principal payment is due. The payment of the final principal maturity shall be conditioned, however, upon the surrender of this Bond at the principal office of the Paying Agent.

The City 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 below on July 24, 2014, and annually thereafter on July 24 of each year, until said principal sum is paid, to the registered owner hereof who shall appear in the

Minutes of July 16, 2013
Mayor and Board of Aldermen

registration records of the City maintained by the Paying Agent as of the first (1st) day of the calendar month in which the applicable interest payment is due.

The principal amount of the Bond shall mature and be payable on July 24 in the amounts and in the years set forth below:

MATURITY SCHEDULE

<u>YEAR OF MATURITY</u>	<u>PRINCIPAL AMOUNT</u>	<u>INTEREST RATE</u>
2014	\$42,000	1.80%
2015	43,000	1.80
2016	44,000	1.80
2017	45,000	1.80
2018	45,000	1.80
2019	46,000	1.80
2020	47,000	1.80
2021	48,000	1.80
2022	49,000	1.80
2023	50,000	1.80

The Bond shall be subject to redemption prior to its maturity at the option of the City at any time, in whole or in part, at the par value of the Bond to be redeemed together with accrued interest to the date fixed for redemption.

In the event that any portion of the Bond is to be called for redemption as aforesaid, notice of such redemption, setting forth the place or places of payment, shall be mailed by first class mail not less than 10 calendar days prior to the date fixed for redemption to the Registered Owner of each Bond to be redeemed at the address shown on the registration books.

If less than all of a series of Bond of like maturity are to be redeemed, the particular Bond to be redeemed shall be selected by the Paying Agent at random in such manner as the Paying Agent, in its discretion, may deem fair and appropriate.

On the specified redemption date, all Bond so called for redemption shall cease to bear interest and shall no longer be secured by the pledge and covenants of the Bond Resolution, provided monies for their redemption are on deposit at the place of payment at that time.

Payments of principal and interest on this Bond shall be made by check or draft mailed 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 first (1st)

Minutes of July 16, 2013
Mayor and Board of Aldermen

day of the calendar month in which the applicable principal or interest payment is due.

This Bond is issued in the authorized amount of Four Hundred Fifty-Nine Thousand and No/100 Dollars (\$459,000.00) to raise money for the purpose of paying the costs of erecting, repairing, improving and equipping municipal buildings; establishing sanitary, storm, drainage or sewerage systems, and repairing, improving and extending same; constructing, improving, extending and paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land for any of the foregoing purposes; purchasing machinery and equipment having an expected useful life in excess of ten (10) years; and making other necessary and incidental improvements for the foregoing purposes in the City of Long Beach, Mississippi, and paying the cost of such borrowing.

This Bond is issued under the authority of the Constitution and statutes of the State of Mississippi, including Section 21-33-301, Mississippi Code of 1972, and by the further authority of proceedings duly had by the Board of Aldermen of the City, including a resolution adopted on July 16, 2013, authorizing the issuance of the Bond (the "Bond Resolution").

The Bond is registered as to both principal and interest. The Bond is to be issued or reissued in the denomination of \$1,000.00 each, or integral multiples thereof up to the amount of a single maturity.

The transfer of this Bond is restricted by the provisions of an investment letter executed and delivered by the initial Purchaser of the Bond. Subject to the foregoing restriction, 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, subject to the limitations in the Bond Resolution and the aforesaid investment letter, 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 City 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 City nor the Paying Agent shall be affected by any notice to the contrary.

The Bond is and will continue to be payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct and continuing tax to be levied annually without limitation as to time, rate or amount upon all the taxable property within the geographical limits of the City. The Board of Aldermen of the City will levy annually a special tax upon all taxable property within the geographical limits of the City adequate and sufficient to provide for the payment of the principal of and the interest on the Bond as the same falls due.

This Bond shall not be valid or become obligatory for any purpose or be

Minutes of July 16, 2013
Mayor and Board of Aldermen

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.

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 Bond, in order to make the same a legal and binding general obligation of the City, 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 City are hereby irrevocably pledged.

IN WITNESS WHEREOF, the City has caused this Bond to be executed in its name and on its behalf by the manual or facsimile signature of its Mayor under the facsimile seal of the City, and attested to by the manual or facsimile signature of its City Clerk, which said facsimile signatures said officials adopt as and for their own proper signatures, all as of the 24th day of July, 2013.

CITY OF LONG BEACH, MISSISSIPPI
By: specimen - not for signature
Mayor of the City of Long Beach

COUNTERSIGNED:

specimen - not for signature
City Clerk
[SEAL]

CERTIFICATE OF REGISTRATION AND AUTHENTICATION

This Bond is the Bond described in the within mentioned Bond Resolution and is the General Obligation Bond, Series 2013, of the City of Long Beach, Mississippi.

CITY OF LONG BEACH, MISSISSIPPI
as Paying Agent

By: specimen - not for signature
City Clerk

Date of Registration and Authentication: July 24, 2013

Minutes of July 16, 2013
Mayor and Board of Aldermen

REGISTRATION CERTIFICATE

STATE OF MISSISSIPPI
COUNTY OF HARRISON

I, the undersigned City Clerk of the City of Long Beach, Mississippi, do hereby certify that the within Bond has been duly registered by me as an obligation of the City of Long Beach, Mississippi, pursuant to law in a book kept in my office for that purpose.

specimen - not for signature
City Clerk, City of Long Beach, Mississippi

[SEAL]

Minutes of July 16, 2013
Mayor and Board of Aldermen

EXHIBIT B

NOTICE OF BOND SALE

Minutes of July 16, 2013
Mayor and Board of Aldermen

NOTICE OF BOND SALE

\$455,000
(Preliminary, subject to change as set forth herein)
CITY OF LONG BEACH, MISSISSIPPI
GENERAL OBLIGATION BONDS
SERIES 2013

NOTICE IS HEREBY GIVEN that the Board of Aldermen (the "Governing Authority") of the City of Long Beach, Mississippi (the "City") acting for and on behalf of the City, will receive sealed bids in its regular meeting place in the Boardroom, 201 Jeff Davis Avenue, in Long Beach, Mississippi, until the hour of 2:00 p.m. (local time) on July 15, 2013 at which time said bids will be publicly opened and read for the purchase in its entirety, at not less than par and accrued interest to the date of delivery thereof, of an issue of a maximum principal amount of Four Hundred Fifty-Five Thousand and No/100 Dollars (\$455,000.00) General Obligation Bonds, Series 2013, of the City (the "Bonds").

THE BONDS: The Bonds will be dated and bear interest from August 1, 2013, or the date of delivery; will be delivered in definitive form as registered bonds; will be in the denomination of \$1,000.00 each, or integral multiples thereof up to the amount of a single issuance; will be payable as to principal on August 1 of each year and will bear interest, payable on August 1, 2014, and annually thereafter on August 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.

The Bonds have been designated as qualified tax exempt obligations of the City for purposes of Section 265 (b)(3) of the Internal Revenue Code of 1986, as amended.

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

MATURITY SCHEDULE

<u>YEAR OF MATURITY</u>	<u>PRINCIPAL AMOUNT</u>
2014	\$ 41,000
2015	42,000
2016	43,000
2017	44,000
2018	45,000
2019	46,000
2020	47,000
2021	48,000
2022	49,000
2023	50,000

Minutes of July 16, 2013
Mayor and Board of Aldermen

The City reserves the right to increase or decrease the principal amount of the Bonds by up to \$90,000 prior to awarding the sale of the bonds. If the City adjusts the principal amount of the Bonds, it will do so by adjusting one or all of the principal maturity amounts. The City's intent is to issue the maximum possible amount of Bonds, while maintaining the annual debt service payments at approximately \$50,000.

The Bonds shall be subject to redemption prior to their maturity at the option of the City at any time, in whole or in part, at the par value of the Bonds to be redeemed together with accrued interest to the date fixed for redemption.

In the event that any portion of the Bond is to be called for redemption as aforesaid, notice of such redemption, setting forth the place or places of payment, shall be mailed by first class mail not less than 10 calendar days prior to the date fixed for redemption to the Registered Owner of each Bond to be redeemed at the address shown on the registration books.

On the specified redemption date, all Bonds so called for redemption shall cease to bear interest and shall no longer be secured by the pledge and covenants of the Bond Resolution, provided monies for their redemption are on deposit at the place of payment at that time.

AUTHORITY AND SECURITY: The Bonds will be issued pursuant to the provisions of Sections 21-33-301 *et seq.* of the Mississippi Code of 1972 (the "Act"), and shall be general obligations of the City payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct, unlimited and continuing tax to be levied annually, without limitation as to time, rate or amount upon the taxable property within the geographical limits of the City. The Board of Aldermen of the City of Long Beach, Mississippi, will levy annually the special tax upon all taxable property within the geographical limits of the City in an amount adequate and sufficient to provide for the payment of the principal of and the interest on the Bonds as the same fall due.

PURPOSE: The Bonds are being issued to provide funds for the purpose of erecting, repairing, improving and equipping municipal buildings; establishing sanitary, storm, drainage or sewerage systems, and repairing, improving and extending same; constructing, improving, extending and paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land for any of the foregoing purposes; purchasing machinery and equipment having an expected useful life in excess of ten (10) years; and making other necessary and incidental improvements for the foregoing purposes in the City of Long Beach, Mississippi, and paying the cost of such borrowing, as further described in a resolution to be adopted by the Governing Authority on July 2, 2013.

FORM OF BIDS: Bids should be addressed to the Mayor and Board of Aldermen of the City of Long Beach and delivered to the Mayor and Board of Aldermen at their aforementioned regular meeting place, should be plainly marked "Bid for General Obligation Bonds, Series 2013, of the City of Long Beach", and should be filed with the City Clerk of the City on or prior to the date and hour hereinabove named. All bids should be submitted substantially in the form prepared by the City, copies of which may be obtained from the City Clerk of the City at the address shown below.

Minutes of July 16, 2013
Mayor and Board of Aldermen

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 DEPOSITS: Except as provided below, each bid for the Bonds 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 City of Long Beach, Mississippi, in the amount of Nine Thousand One Hundred Dollars (\$9,100) 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. The amount of the good faith check submitted by the successful bidder shall be deposited by the City and applied against the purchase price 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 City as liquidated damages for such failure. No interest will be allowed to the successful bidder on the amount of the good faith deposit.

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 City, 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 decimal places), but such statement will not be considered a part of the bid. All bids shall remain firm until the City awards the sale of the Bonds.

RIGHT OF REJECTION, CANCELLATION: The Governing Authority 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 thirty (30) days from the date of sale thereof, and in such event the Governing Authority shall return to said bidder its good faith deposit. The Governing Authority 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 Authority shall retain the successful bidder's good faith deposit as liquidated damages as hereinabove provided.

PAYMENT: 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 month in which a principal and interest payment are due at the addresses appearing in the registration records of the City. The City shall serve as the initial Paying Agent. The Bonds will be transferable

Minutes of July 16, 2013
Mayor and Board of Aldermen

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 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 not anticipated that CUSIP identification numbers will be printed on the Bonds.

LEGAL OPINION; CLOSING DOCUMENTS: The Bonds are offered subject to the unqualified approval of the legality thereof by Young Law Group, PLLC, Jackson, Mississippi, Bond Counsel. In the opinion of Young Law Group, PLLC, interest on the Bonds are not includable in gross income for federal income tax purposes and is exempt from Mississippi income taxes under existing laws, regulations, rulings and judicial decisions with such exceptions as shall be required by the Internal Revenue Code of 1986. The Bonds have been designated as "qualified tax-exempt obligations" of the City within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. A copy of the opinion of Bond Counsel, which will be attached to or printed on the back of each Bond, together with the usual closing documents, 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 City will pay for all legal fees and will pay for the printing and validation of the Bonds.

INVESTMENT LETTER: The Bonds will be issued subject to the terms of an Investment Letter to be executed by the Purchaser stating, among other things: (1) that the Bonds are being purchased to be held by the Purchaser for investment purposes and not to be resold, (2) that the Purchaser will not transfer the Bonds in violation of any securities laws, and (3) that the Purchaser has received the information necessary to make an informed investment decision to purchase the Bonds.

FURTHER INFORMATION: Further information with respect to the Bonds may be obtained from the Office of the City Clerk of the City of Long Beach, 201 Jeff Davis Avenue, Long Beach, Mississippi 39560.

By order of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi.

/s/ Rebecca E. Schruoff
City Clerk, City of Long Beach

July 2, 2013.

Minutes of July 16, 2013
Mayor and Board of Aldermen

EXHIBIT C

PROOF OF PUBLICATION

Minutes of July 16, 2013
Mayor and Board of Aldermen

PROOF OF PUBLICATION

STATE OF MISSISSIPPI
COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared CRISTA LAUX who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a newspaper published in the city Gulfport, in Harrison County, Mississippi, and the publication of the notice, a copy of which is hereto attached, has been made in said paper 2 times in the following numbers and on the following dates of such paper, viz:

Vol. 129 No. 273 dated 3 day of July, 2013

Vol. 129 No. 280 dated 10 day of July, 2013

Vol. _____ No., _____ dated _____ day of _____, 20 _____

Vol. _____ No., _____ dated _____ day of _____, 20 _____

Vol. _____ No., _____ dated _____ day of _____, 20 _____

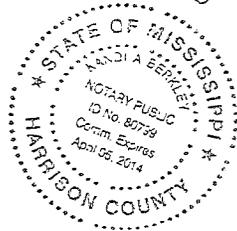
Vol. _____ No., _____ dated _____ day of _____, 20 _____

Vol. _____ No., _____ dated _____ day of _____, 20 _____

Affiant further states on oath that said newspaper has been established and published continuously in said country for a period of more than twelve months next prior to the first publication of said notice.

Crista Laux
Clerk

Sworn to and subscribed before me this 10 day of July, A.D., 2013



Heidi A. Berley
Notary Public

NOTICE OF SALE
\$300,000
CITY OF LONG BEACH
LONG BEACH, MISSISSIPPI
SERIES 2013
The City of Long Beach, Long Beach, Mississippi (the "City") will receive written proposals until 2:00 p.m. on July 15, 2013, for the purchase of \$600,000 in general obligation bonds to be issued pursuant to Mississippi Code section 21-33-301 et seq. (the "Bonds"). The Bonds will be dated on or about August 1, 2013 and will mature over a period of up to 10 years. Any party interested in submitting a proposal for the purchase of the bonds must contact the City Clerk of the City of Long Beach, Rebecca Schuff, at (228) 863-1556 for further necessary information regarding the Bonds prior to submitting a proposal.
CITY OF LONG BEACH
LONG BEACH, MISSISSIPPI
JUNE 25, 2013
ADVS:142WED 1519892

Minutes of July 16, 2013
Mayor and Board of Aldermen

EXHIBIT D

BID RECEIVED

Minutes of July 16, 2013
Mayor and Board of Aldermen

OFFICIAL BID FORM **

July 15, 2013

Mayor and Board of Aldermen
City of Long Beach, Mississippi
Long Beach, Mississippi

Ladies and Gentlemen:

We hereby offer to pay \$455,000 (preliminary, subject to change as stated in the Notice of Bond Sale dated July 2, 2013 for the City of Long Beach General Obligation Bonds, Series 2013 (the "Bonds"), of the City of Long Beach, Mississippi (the "City") as described in the Notice of Bond Sale dated July 2, 2013, maturing and bearing interest as follows:

MATURITY SCHEDULE

<u>YEAR OF MATURITY</u>	<u>PRINCIPAL AMOUNT</u>	<u>INTEREST RATE</u>
2014	\$ 41,000	<u>2.70</u> %
2015	42,000	<u>2.70</u>
2016	43,000	<u>2.70</u>
2017	44,000	<u>2.70</u>
2018	45,000	<u>2.70</u>
2019	46,000	<u>2.70</u>
2020	47,000	<u>2.70</u>
2021	48,000	<u>2.70</u>
2022	49,000	<u>2.70</u>
2023	50,000	<u>2.70</u>

The following is a computation of the interest cost and overall maximum interest rate to maturity, respectively, in the above offer and is submitted for informational purposes only and is not a part of this bid unless it is in conformity with the above enumerated interest rates and premium, if any.

Net Interest Cost	\$ <u>69,795.00</u>
Net Interest Rate	<u>2.70%</u> %

If there is any discrepancy as between the actual interest cost computed upon the rate or rates of interest above specified and the interest cost or net rate hereinabove set forth, the interest rate or rates above specified and the actual interest cost or net interest rate computed upon said rate or rates shall prevail.

** See attached addendum

Minutes of July 16, 2013
Mayor and Board of Aldermen

City of Long Beach
Page 2

A cashier's check, certified check or bank exchange, issued or certified by a bank located in the State of Mississippi in the amount of \$9,100.00 accompanies this proposal as a guarantee that we will carry out this contract and accept delivery of the Bonds if this proposal is accepted, which shall be returned to the undersigned (1) if this bid be not accepted, or (2) if the City should fail to deliver the Bonds to the undersigned in accordance with the terms of this proposal, or applied as and for liquidated damages in the event that the undersigned fails to take up or pay for the Bonds.

This proposal is submitted subject to all the terms and conditions of the Notice of Bond Sale, dated July 2, 2013, which by reference is hereby made a part of this bid.

BIDDER: HANCOCK BANK
By: Steven Singleterry
Title: Assistant Vice President
Telephone: (601) 981-3894
Email: Steven.Singleterry@hancockbank.com

Minutes of July 16, 2013
Mayor and Board of Aldermen

City of Long Beach, MS

\$600,000 General Obligation Bonds, Series 2013

Addendum to bid of Hancock Bank

July 15, 2013

Hancock Bank's bid on this issue is contingent upon the following changes being made in the appropriate corresponding loan documents.

1. General Obligation Language: We will require language stating that the debt is a General Obligation of the City of Long Beach, MS, and the full faith and credit of the City is pledged to the repayment of the debt to be reflected in the Bond Resolution and Note.

Minutes of July 16, 2013
Mayor and Board of Aldermen

THE ORIGINAL DOCUMENT HAS A WHITE REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO VIEW. DO NOT CASH IF NOT PRESENT.

Hancock Bank **Whitney** **CASHIER'S CHECK** **NO. 19140260**

REMITTER: PUBLIC FINANCE-HANCOCK BANK

DATE: 07/15/2013

PAY TO THE ORDER OF: CITY OF LONG BEACH, MISSISSIPPI

NINE THOUSAND ONE HUNDRED AND 00/100 DOLLARS *****

THIS DOCUMENT HAS A MICRO-PRINT SIGNATURE LINE, WATERMARK AND THERMOGRAPHIC INK. ABSENCE OF THESE FEATURES WILL INDICATE A COPY.

\$9,100.00****

Robert Amos

FORM NO. 0528

⑈ 19140260 ⑆ ⑆ 05550368 ⑆ ⑆ 2056601914 ⑈

Minutes of July 16, 2013
Mayor and Board of Aldermen

July 16, 2013 - 1:41 PM

Mayor and Board of Aldermen
of the City of Long Beach
Attn: Rebecca Schruoff, City Clerk
201 Jeff Davis Avenue
Long Beach, Mississippi

"Bid for General Obligation, Series 2013
of the City of Long Beach"

 **Hancock Bank**
PUBLIC FINANCE DEPARTMENT
P.O. Box 4019
Gulfport, MS 39502

Minutes of July 16, 2013
Mayor and Board of Aldermen

EXHIBIT E

POST-ISSUANCE COMPLIANCE PROCEDURES

Minutes of July 16, 2013
Mayor and Board of Aldermen

Post-Issuance Tax Compliance Procedures
for the City of Long Beach, Mississippi

Notes, Bonds and Leases

I. Purpose

The City of Long Beach, Mississippi (the "City") understands that as an issuer of tax-advantaged debt such as notes, bonds and leases (collectively referred to herein as "Bonds") it must comply with federal tax rules pertaining to (a) the expenditure of proceeds for qualified costs, (b) the use of financed property, (c) investment of proceeds in compliance with arbitrage rules, and (d) the retention of records. The following procedures are intended to establish compliance with these rules relating to Bonds currently outstanding or subsequently issued by the City.

The Internal Revenue Service (the "IRS") has strongly recommended that issuers of municipal Bonds assist with the efforts to administer the income tax laws by adopting written policies and procedures that are intended to assure that appropriate compliance measures are implemented by such issuers after their Bonds have been issued. This document constitutes and is intended to memorialize formally the written post-issuance compliance policies and procedures (the "Procedures") that the City has determined to follow in connection with the issuance of its Bonds (as defined herein).

These Procedures are deemed to include and incorporate all Tax Documents for each issue of Bonds.

II. Overall Responsibility

Overall administration and coordination of these procedures is the responsibility of the City's City Clerk, (the "Designated Party"). The Designated Party is also responsible for training any other individuals necessary or desirable to complying with this procedure. The Designated Party may assign specific compliance responsibilities to a designated school representative or, with the approval of the City's governing board, to a third party outside the City. The Designated Party may consult with any bond counsel or other advisor or professional the Designated Party deems appropriate to meet the requirement of these Procedures.

III. Tax Requirements Associated with Sale and Issuance of Bonds

The Designated Party will collect, review and retain all covenants, certificates, resolutions, instructions and information reporting documentation (collectively referred to herein as the "Tax Documents") contained in the closing transcript or record of proceedings related to the sale and issuance of Bonds. The Tax Documents include but are not limited to:

- (a) Closing Transcript for the Bonds, particularly the Non-Arbitrage Certificate and/or other Tax Certificate.

**Minutes of July 16, 2013
Mayor and Board of Aldermen**

- (b) The Form 8038-G, 8038-GC, or 8038-TC filed with the I.R.S.

IV. Expenditure of Proceeds

A. Assignment of Compliance Duty. The Designated Party will review for each issue of Bonds the City's compliance with the expenditure of proceeds under the Tax Documents and these Procedures, particularly any Non-Arbitrage Certificate or Tax Certificate contained in the closing transcript.

B. Information Assembly, Collection and Procedures. If not already set forth in the Tax Documents for an issue, the Designated Party will determine and record the following information and establish the following procedures for each issue of Bonds:

1. Basic Information.

- (a) Establish the exact amount of bond proceeds and all other sources of funding for the project.
- (b) Assemble a list of all purposes and projects to be financed by the Bonds.
- (c) Designate which of these purposes represent capital expenditure or working capital.
- (d) If any Bond proceeds were used to pay capitalized interest, the Designated Party will discuss with bond counsel all applicable spending and time limits applicable to such payment of capitalized interest on the Bonds.
- (e) Identify and calendar any time periods that may be applicable as to when Bond proceeds must be spent.

2. Spending Limitation Procedures.

- (a) Bond Proceeds will be invested and spent as outlined in the Tax Certificate.
- (b) The Designated Party will establish such controls as are necessary to confirm that the proceeds are spent on the approved projects.
- (c) The Designated Party will establish such review procedures as are necessary to record and approve a change from an expected qualified project to a qualified substitute project. The Designated Party will discuss any such proposed changes in the use of Bond proceeds with bond counsel.

Minutes of July 16, 2013
Mayor and Board of Aldermen

- (d) Bond proceeds used to pay costs of issuing the Bonds will be paid pursuant to authorization of the City's governing board for approved costs of issuance. Any accrued interest received at closing will be deposited into the debt service account for the Bonds and applied to the first interest payment on the Bonds.
- (e) For new money issues, the Designated Party will establish such reports as are necessary to determine at least annually the amounts and percentages of Bond proceeds that have been spent on the intended projects.
- (f) The Designated Party will establish such controls as are necessary to ensure that no more than 10% of the net proceeds will be expended on projects used by persons or entities other than the City or other governmental unit (excluding the United States of America).
- (g) The Designated Party will establish such controls as are necessary to guarantee that no more than 5% of net Bond proceeds may be used for a purpose that is unrelated to, or disproportionate to, the governmental purpose of the Bond issue (e.g. a privately operated cafeteria in a government office building is related use; leasing of space in the government office building to private commercial tenants is unrelated use).
- (h) The Designated Party will establish such controls as are necessary to ensure that no more than 5% of net Bond proceeds are loaned to a non-governmental person or entity.
- (i) Evidence that a binding commitment in writing with a third party to spend at least 5% of the available project proceeds (10% in the case of a qualified School Construction Bond or a Qualified Zone Academy Bond) was entered into within 6 months of the issue date of the Bonds.
- (j) Expenditure of proceeds will be monitored against the tax requirement to spend all of the sale proceeds together with investment earnings thereon within the time period set forth in the Tax Documents (often three years from the issuance date of the Bonds). If unexpended proceeds are expected to remain at the end of said period, the Designated Party will confirm with bond counsel the steps necessary to ensure the continued tax-advantaged status of the Bonds.
- (k) The Designated Party will establish such review procedures as are necessary to arrange for qualified expenditures of any unspent moneys at the end of a project period.

**Minutes of July 16, 2013
Mayor and Board of Aldermen**

In connection with this procedure, the Designated Party will prepare a written, detailed explanation regarding why such proceeds remain unspent.

- (l) If any Bond proceeds or interest earned on the Bond proceeds remain unexpended as of the third anniversary date of the date of issue of the bonds, the Designated Party will confirm with bond counsel the proper steps to take to protect the qualified status of such bonds and will confirm with bond counsel whether the existence of such unspent proceeds impacts the ability of the City to issue any new issue of Bonds.
- (m) The Designated Party will establish such calendars and reporting procedures and such other review procedures as are necessary to confirm the actual expenditure or deemed allocation to expenditure of all bond gross proceeds by the date that is no later than 18 months after the later of the date the expenditure is paid or the date any project that is financed by the issue is placed in service. A final record of all actual expenditures or deemed allocations to expenditures is in all events to be made by the date that is 60 days after the fifth anniversary date of the bonds or 60 days after the retirement of the bonds, if earlier.
- (n) The Designated Party is to retain evidence of the investment and expenditure of Bond Proceeds
- (o) The Designated Party will maintain the records regarding the use of proceeds and Bond financed facilities as described in "Section X Records" of these Procedures.

V. Use of Bond-Financed Property

Use (and proposed use) of property financed with the proceeds of Bonds will be reviewed prior to the issuance of Bonds and at least annually thereafter by the Designated Party.

- (a) Facilities financed with proceeds of Bonds are not be used for private use, other than by members of the general public, unless otherwise allowed by applicable tax regulations.
- (b) Bond proceeds are not to be loaned or granted to non-governmental entities, unless otherwise allowed by applicable tax regulations.
- (c) Payments to be derived from operation of the Bond financed property which is used for private purposes are not to secure the payment of the Bonds, unless otherwise allowed by applicable tax regulations.

Minutes of July 16, 2013
Mayor and Board of Aldermen

- (d) The Designated Party will establish such monitoring procedures as are necessary to bring to the attention of the Designated Party for approval prior to execution any lease, sales contract or other disposition of Bond financed property. The Designated Party will consult with bond counsel before the City enters into any lease, sales contract or other disposition of Bond financed project.
- (e) With respect to the operation of Bond financed property, the Designated Party will establish such monitoring procedures as are necessary to bring to the attention of the Designated Party for approval prior to execution any naming rights sales or licensing contract; any management or service contract, research contract; any output contracts; cell phone tower agreement; solar power contracts or windmill-generation contracts. The Designated Party will consult with bond counsel before the City takes any of the foregoing actions.
- (f) Should the Designated Party determine that any Bond proceeds or Bond financed facilities have been used in a manner that may violate the tax regulations or the Tax Documents, the Designated Party shall immediately consult with bond counsel as to the best course of action to respond to such a situation, including any options that are available for voluntarily correcting failures by entering into a closing agreement under the Tax-Exempt Bonds Voluntary Closing Agreement Program described in IRS Notice 2008-31.
- (g) Property financed with proceeds of Bonds will be monitored at least annually for any change in use and need for remedial action, including impermissible use of the property, sale of property or failure to continue as a public school facility.

VI. Investments

Investment of Bond proceeds in compliance with the arbitrage bond rules and rebate of arbitrage will be supervised by the Designated Party.

- (a) Proceeds of Bonds will be invested only in investments authorized by State and Federal Law. All investments will be purchased at fair market value as outlined in the Tax Documents.
- (b) Yield restriction on funds invested in the construction account will be verified by the Designated Party. The Designated Party will also determine whether the City must conduct an arbitrage rebate analysis, if the City is not exempt from the rebate requirements.

**Minutes of July 16, 2013
Mayor and Board of Aldermen**

- (c) If due, any arbitrage rebate payments will be made with Form 8038-T no later than 60 days after (a) each fifth anniversary of the date of issuance and (b) the final retirement of the issue.
- (d) The Designate Party will retain the records regarding investments described in "Section X Records" of these Procedures.

VII. Refundings

The Designated Party shall assist bond counsel to ensure compliance with respect to refundings. In particular, the Designated Party will:

- (a) Confirm authorization to issue the refunded bonds and the refunding Bonds.
- (b) Provide a list of projects financed with proceeds of the refunded bonds and any private use of the projects to bond counsel.
- (c) Determine redemption dates for all refunded bonds.
- (d) Establish such procedures as are necessary to ensure all refunded bonds are redeemed within 90 days of issuance of the refunding bonds, or if the refunded bonds are not callable within 90 days, that the refunded bonds are redeemed on the first date they are callable.
- (e) Continue to monitor the Bond financed facilities for impermissible use or disposition.
- (f) The Designated Party will apply the same policies and procedures to refunding Bonds as set forth throughout these Procedures except as otherwise may be provided above.

VIII. Report of Issuance (Forms 8038-G, 8038-GC, 8038-TC)

Timely filing with the Internal Revenue Service of the issuance of Bonds is the responsibility of bond counsel, subject to review of the form by the Designated Party.

Issuance of Bonds must be reported to the IRS on Form 8038-G, 8038-GC or 8038-TC, as appropriate. The deadline for the form is the 15th day of the 2nd calendar month following the quarter in which the Bonds were issued. Filing the applicable form should be confirmed with bond counsel. A copy of the form for the Bonds will be a part of the closing transcript prepared for the issuance of the Bonds as described below.

IX. Records

Management and retention of records related to Bonds will be supervised by the Designated Party.

Minutes of July 16, 2013
Mayor and Board of Aldermen

- (a) Records will be retained for the life of the Bonds plus three years. Records may be in the form of documents or electronic copies of documents, appropriately indexed to specific bond issues and compliance functions.
- (b) Retainable records pertaining to Bond issuance include the transcript of documents executed in connection with the issuance of the Bonds (including authorizing documents, official statement, Form 8038-G, and tax certificate) and any amendments, and copies of rebate calculations and records of payments. Retainable records also include documents establishing the investment and use of the proceeds of the Bonds and the ongoing use of facilities of the project financed with the proceeds of the Bonds.
- (c) Retainable records pertaining to expenditures of Bond proceeds include requisitions, construction contracts, evidence of payment and any final allocation of proceeds.
- (d) Retainable records pertaining to investments include GIC documents under the Treasury regulations, records of purchase and sale of other investments, and records of investment activity sufficient to permit calculation of arbitrage rebate or demonstration that no rebate is due.

There were no announcements, presentations, proclamations, amendments or public comments to the Municipal Docket.

Minutes of July 16, 2013
Mayor and Board of Aldermen

Alderman Carrubba made motion seconded by Alderman Young and unanimously carried to approve the regular meeting minutes of the Mayor and Board of Aldermen dated July 2, 2013, rescinding the action taken scheduling a public hearing on the Fiscal Year 2013-2014 Budget, rescheduling said public hearing for Tuesday, September 3, 2013, at 5:00 o'clock p.m., City Hall Meeting Room, 201 Jeff Davis Avenue, Long Beach, Mississippi; and to approve the work session minutes dated July 9, 2013.

After considerable discussion, Alderman Parker made motion seconded by Alderman Lishen and unanimously carried to approve minutes of the Long Beach Planning Commission, as follows:

- July 8-10, 2013, work session minutes, as submitted.
- July 11, 2013, regular minutes, as submitted.

Alderman Lishen made motion seconded by Alderman Carrubba and unanimously carried to approve the work session minutes of the Long Beach Port Commission dated July 8, 2013, as submitted.

Alderman Lishen made motion seconded by Alderman Hammons and unanimously carried to approve payment of invoices as listed in Docket of Claims number 071613.

There was no further report from the Mayor's Office.

Based upon the recommendation of Assistant Fire Chief Mike Brown and certification by the Civil Service Commission, Alderman Hammons made motion seconded by Alderman Ponthieux and unanimously carried to approve Fire Department personnel action as follows:

- Step Increase, Driver/Operator Jared Allen, FS-10-IX, effective August 16, 2013;
- Step Increase, Lieutenant Dane McGoey, FS-12-VI, effective August 16, 2013;
- Step Increase, Division Chief Joe Stapleton, FSA-13-X, effective August 16, 2013;
- Step Increase, Driver/Operator Josh White, FS-10-VIII, effective August 16, 2013;
- Step Increase, Firefighter 1st Class Matt Whitman, FS-9-II, effective August 16, 2013.

Minutes of July 16, 2013
Mayor and Board of Aldermen

There was no official action required or taken regarding CDBG Requests for Cash or payment of invoices.

Based upon the recommendation of Recreation Director Bob Paul, Alderman Hammons made motion seconded by Alderman Parker and unanimously carried to accept the resignation of part time recreation employee William Holloway, effective immediately.

After considerable discussion, no official action was required or taken regarding the Fiscal Year 2013-2014 Budget at this time.

There came on for consideration a letter from James McKnight, as follows:

Minutes of July 16, 2013
Mayor and Board of Aldermen

June 30 2013

To: Rebecca Schruff

City Clerk

Long Beach, Ms

From: James McKnight

523 E. Madison Ave.

Chrisman, Il. 61924

Re: Burial Plot of Syble McKnight

My mother no longer needs this plot and I would like to sell the plot back to the city of Long Beach.

The plot description is S ½ - NW1/4 lot 175, deed # 433 purchased 4/6/88. I am the only living child and conservator of her estate.

Please mail the proceeds to the above address.

Thank you


James McKnight

Upon discussion, Alderman Parker made motion seconded by Alderman Young and unanimously carried to purchase said cemetery plot for \$500.00.

Based upon the recommendation of Municipal Court Clerk Jane Marsland, Library Director Jeannie Ripoll and certification by the Civil Service Commission, Alderman Parker made motion seconded by Alderman Lishen and unanimously carried to approve personnel matters, as follows:

Minutes of July 16, 2013
Mayor and Board of Aldermen

Municipal Court:

- Step Increase, Deputy Court Clerk Debbie Korte, CSA-4-IX, effective August 1, 2013.

Library:

- Step Increase, Children’s Librarian Charlene Rayburn, CSA-4-XI, effective August 1, 2013.
- Step Increase, Library Director Jeannie Ripoll, CSA-8-IX, effective August 1, 2013.

There came on for consideration a letter from the City Comptroller, as follows:

Minutes of July 16, 2013
Mayor and Board of Aldermen

Comptroller's Office

Memo

To: Mayor Skellie
Board of Aldermen
From: Kini Gonsoulin *KG*
Date: 7/2/2013
Re: Harris Restaurant Properties, LLC tax abatement request

Gus Harris is requesting property tax abatement on behalf of Harris Restaurant Properties, LLC, for the building it constructed at 300 East Beach Blvd. This is the location of the Crawfish Hut.

One requirement of the tax abatement process is that the builder must have expended in excess of \$500,000 for the subject building. Per the Board of Aldermen's minutes, I have reviewed documentation submitted by Mr. Gus Harris for compliance of the \$500,000 threshold. Said documentation included a check register and copies of invoices, and totaled \$664,255.85.

It is of my opinion that Harris Restaurant Properties, LLC has met the investment requirement for it's tax abatement request.

If you have any questions regarding this review, please do not hesitate to ask. Thank You.

1

Based upon information obtained from the City Comptroller, official action was taken as follows:

Minutes of July 16, 2013
Mayor and Board of Aldermen

There came on for consideration at a duly constituted meeting of the Mayor and Board of Aldermen of the City of Long Beach held on 16th day of July, 2013, the following Resolution, which was reduced in writing and presented in advance of the meeting for reading and examination:

RESOLUTION FINDING AND ADJUDICATING THAT HARRIS RESTAURANT PROPERTIES LLC HAS MADE A QUALIFYING INVESTMENT IN THE PROPERTY LOCATED AT AND KNOWN AS 300 EAST BEACH BOULEVARD, BEING TAX PARCEL NUMBER 0612H-01-002.000 IN THE CITY OF LONG BEACH, MISSISSIPPI IN ACCORDANCE WITH THE CITY OF LONG BEACH ECONOMIC RECOVERY AND REDEVELOPMENT PLAN; THAT SAID APPLICANT HAS MET ALL REQUIREMENTS UNDER THE CITY OF LONG BEACH'S ECONOMIC RECOVERY AND REDEVELOPMENT PLAN BY CONSTRUCTION, RENOVATION, OR IMPROVEMENT OF THE SUBJECT PROPERTY; THAT SUCH INVESTMENT IS FOR THE PROMOTION OF BUSINESS AND COMMERCE AND/OR HISTORIC PRESERVATION IN THE ECONOMIC RECOVERY AND REDEVELOPMENT DISTRICTS; AND GRANTING TAX EXEMPTION PURSUANT TO THE ORDINANCE.

WHEREAS, there exists certain areas within the City of Long Beach which historically were the commerce area and which are in need of redevelopment following damage or destruction of most structures therein due to Hurricane Katrina, and which areas are facing economic hurdles to such redevelopment stemming from the economic after effects of that storm; and,

WHEREAS, the City has hereto for implemented an incentive program known as The City of Long Beach Economic Recovery and Redevelopment Plan providing for ad valorem tax exemptions for qualified investments within the designated geographic areas; and

WHEREAS, such program has also been approved and adopted by the Harrison County Board of Supervisors, granting a similar tax exemption for qualifying investments within the designated geographic areas from county ad valorem taxes; and

WHEREAS, HARRIS RESTAURANT PROPERTIES LLC has made application to the City for such an exemption in accordance with the requirements of The City of Long Beach Economic Recovery and Redevelopment Plan as contained in Ordinance 582, as

**Minutes of July 16, 2013
Mayor and Board of Aldermen**

amended, and has provided documentation and satisfactory proof to the Governing authorities that it has made a qualifying investment in the property located at 300 EAST BEACH BOULEVARD, LONG BEACH, MISSISSIPPI, and has otherwise complied with the terms and requirements of the Ordinance and eligible to apply for and receive such tax abatement and is allowed under the ordinance; and

WHEREAS, such property is located within the designated Economic Recovery and Redevelopment District and eligible for the tax abatement and incentives provided under The City of Long Beach's Economic Recovery and Redevelopment Plan; and

WHEREAS, after due consideration the Board of Aldermen find that the construction, renovation, or improvement of the subject property is for the promotion of business and commerce and/or historic preservation in the Economic Recovery and Redevelopment Districts; and

WHEREAS, it is the desire and decision of the governing authorities to grant said exemption;

NOW, THEREFORE, BE IT ORDERED AND Resolved by the Board of Aldermen of the City of Long Beach, Mississippi as follows:

Resolved, that the Applicant HARRIS RESTAURANT PROPERTIES LLC has heretofore submitted to the Municipality the required documentation to the city to document and prove to the satisfaction of the governing authorities that it has made a qualifying investment in the property located at and known as 300 EAST BEACH BOULEVARD, being Tax parcel number 0612H-01-002.000 in Long Beach, Mississippi in accordance with The City of Long Beach's Economic Recovery and Redevelopment Plan;

RESOLVED FURTHER, that such property is located within the designated Economic Recovery and Redevelopment District and eligible for the tax abatement and incentives provided under The City of Long Beach's Economic Recovery and Redevelopment Plan;

RESOLVED FURTHER, that having made due investigation, the Board of Aldermen do find and adjudicate that the construction, renovation, or improvement of the subject property is for the promotion of business and commerce and/or historic preservation in the Economic Recovery and Redevelopment District.

RESOLVED FURTHER, there is hereby granted a tax exemption pursuant to City of

Minutes of July 16, 2013
Mayor and Board of Aldermen

Long Beach's Economic Recovery and Redevelopment Plan and Ordinance 582, as amended, to the Applicant for a period of up to seven (7) years, commencing with the current tax year, and for one hundred(100%) percent of the amount of the qualifying potential exemption under the ordinance. The tax abatement program will terminate on January 1, 2018, and no exemption shall be allowed for taxes accruing in the year 2018 and thereafter.

The exemptions granted by this Resolution and the ordinance shall be from the municipal ad valorem taxes designated in Section 17-21-5(1), Mississippi Code 1972, as amended only. Ordinance 582 and resolution specifically prohibit exemption from ad valorem taxes for school purposes.

RESOLVED FINALLY, The City of Long Beach Mayor and Board of Aldermen direct the City Clerk to send a certified copy of this Resolution to the Harrison County Board of Supervisors and Tax Collector.

So resolved this 16th day of July, 2013.

Alderman Parker moved the adoption of the foregoing Resolution, seconded by Alderman Griffin, and the question being put to a roll call vote, the result was as follows:

Alderman Bernie Parker	voted	Aye
Alderman Gary J. Ponthieux	voted	Aye
Alderman Kelly Griffin	voted	Aye
Alderman Alan Young	voted	Aye
Alderman Leonard G. Carrubba, Sr.	voted	Aye
Alderman Mark E. Lishen	voted	Aye
Alderman Ronnie Hammons, Jr.	voted	Aye

The motion having received an affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and the Resolution adopted this the 16th day of July, 2013.

CITY OF LONG BEACH, MISSISSIPPI

BY:

William Skellie, Jr.
 Mayor William Skellie, Jr.


 ATTEST

 City Clerk, Rebecca E. Schuff

Minutes of July 16, 2013
Mayor and Board of Aldermen

Alderman Carrubba made motion seconded by Alderman Ponthieux and unanimously carried acknowledging receipt of the June, 2013, Revenue/Expense Report.

Alderman Carrubba made motion seconded by Alderman Hammons and unanimously carried to approve the Veterans' Day Parade and Concert permit and event application, as follows:

CITY OF LONG BEACH
PARKS AND RECREATION DEPARTMENT
APPLICATION FOR PERMIT

TOWN GREEN

(Group) / Individual Name (Permit tee):

First United Methodist Church of Long Beach

Telephone Number: Susan's (228) 255-0499 Home Church Office 863-9619 Susan's 533-1083 Cell

Street Address: 208 Pine Ave.

City Long Beach State MS Zip 39800

Type of Event: Veterans' Day Parade Concert on the Green

Start Time: 11/10/13 1:00p stage at 12:30p Concert 1:45 approx -> 2:45

Closing Time: 11/10/13 1:30p

It is agreed between the City of Long Beach and the permit fee that the named facility is reserved on

Sunday Nov. 10, 2013.
(Date) 12:00-

The person(s) requesting this permit

1. Agrees to personally accept responsibility for any damage done to the facility, grounds or equipment by persons in his/her group during the reserved period of time, and will hold the City of Long Beach harmless of any damage done to permit tee or permit tee's equipment.
2. Agrees to maintain order and control over persons in the group.
3. Agrees to abide by all policies and procedures of the City of Long Beach, the Long Beach Parks and Recreation Department as directed by the contents of the Town Green policy statement.
4. Understands that failure to comply with all the terms of the aforementioned policy as well as any violation of federal, state, or municipal law in conjunction with the use of this facility will result in the cancellation of the privilege of using this facility and will jeopardize any future permit grants for this or any other facility. I hereby agree that I have read and understand the regulations and policies governing the use of the Long Beach Town Green, including the deck area and shoo-fly.

Signature Susan Taylor Date: 11/10/13

Rental Fee \$ N/A Receipt # _____ Date _____

Deposit Fee \$ N/A Receipt # _____ Date _____

Clean-up Fee \$ N/A Receipt # _____ Date _____

PLEASE REVIEW THE POLICY AND RETAIN FOR YOUR RECORDS

Minutes of July 16, 2013
Mayor and Board of Aldermen

LONG BEACH TOWN GREEN RULES AND REGULATIONS

✍ The Town Green is owned and operated by the City of Long Beach and administered by the Department of Parks and Recreation. All groups wishing to book the facility are considered on first come, first serve basis. The City of Long Beach reserves the right to provide activities on those dates deemed appropriate in carrying out its program(s).

✍ Permission to use the Town Green does not include the closing of the Town Green to the general public. When renting the shoo-fly area the permit tee agrees not to restrict the public from entering the grounds or the parking lot connected to the Town Green.

✍ Tables and chairs are NOT provided at this facility. Arrangements for the rental of these items are the responsibility of the permit tee. However, the City does rent their stage and bleacher area. You can get the rental fees for those areas by contacting the Parks and Recreation Department.

✍ Gambling will not be permitted on the Town Green or in any of the buildings at this location and failure to comply with this policy shall be grounds for cancellation of the permit.

✍ The selling or consumption of alcoholic beverages on the Town Green is NOT ALLOWED without written consent for the City of Long Beach Parks and Recreation Department. Requests must be presented in writing and will be considered on an individual basis.

✍ NO GLASS BOTTLES OR OTHER GLASS CONTAINERS are allowed on the Town Green area without the approval of the Parks and Recreation Department.

✍ The permit tee is responsible for the cleaning of the grounds following his/her activity. Failure to clean the area may result in forfeiture of the deposit, and/or the denial of any future use of this facility by their person(s) or group.

✍ All functions must be concluded and the premises emptied no later than midnight. Any deviation from this policy will have to be approved by the Parks and Recreation Department.

✍ There will be no nailing, screwing or tying of any type to the Gazebo's and Shoo-fly structures; this includes the trees on the grounds. Some exceptions can be made but only with prior consent from The City of Long Beach.

✍ Any special requests must be submitted in writing and approved by the City of Long Beach Parks and Recreation Department.

✍ No vehicles are allowed on the grounds without approval from Director or Assistant Director of Parks and Recreation.

Minutes of July 16, 2013
Mayor and Board of Aldermen

STATE OF MISSISSIPPI
COUNTY OF HARRISON
SECOND JUDICIAL DISTRICT

RELEASE AND IDNEMNITY

WHEREFORE, for and in consideration of the use of the ground of the City of Long Beach, Town Green and structures erected upon it owned by the City of Long Beach, Mississippi, and located at 115 East 3rd Street, I Susan Taylor, do hereby release, acquit and forever discharge the City of Long Beach, Mississippi, and all of its respective agents, servants, employees, elected and non-elected officials, successors, predecessors, insurers, attorneys, and any and all other legal entities and persons, of and from any and all claims, demands, actions, damages, liability, or legal recourse of any type, and expenses (including attorneys' fees) in connection with or arising from or out of my use of the Town Green.

WHEREFORE, PREMISES CONSIDERED:

The undersigned further agrees that he/she shall indemnify and hold harmless the City against and from all claims, demands, actions, rights of action, liabilities, losses, judgments, costs, expenses, and attorney fees which shall or may rise by virtue of anything done or omitted to be done by us, including through or by its agents, employees, or other representatives, arising out of, claimed on account of, or in any manner predicated upon the use of the above mentioned property. The undersigned further agrees to protect and save and keep the City harmless and indemnify the City against and from any and all claims, demands, actions, liabilities, judgments, losses, costs, damages or expenses (including attorneys' fees) arising out of, claimed on account of, or in any manner predicated upon any accident or other occurrence arising from the use of the above mentioned property causing injury to person(s) (including death) or property to whomsoever or whatever in law and equity.

Furthermore, as part of the consideration for using the abovementioned property, the undersigned agree to assume full responsibility and liability for any and all risk of loss by theft, vandalism, destruction, or otherwise, of any and all items of personal property belonging to the organization, group or members thereof while in and about said facility, regardless of whether or not said loss relates to, or arises out of, the use of said facility and, in addition, said organization or group agrees to indemnify and hold the City of Long Beach, its agents and servants, and employees harmless from and against all claims and expenses for same, including attorneys fees.

This, the 1st day of July, 2013.

Authorized Signature Susan Taylor

Witness [Signature]

Minutes of July 16, 2013
Mayor and Board of Aldermen

CITY OF LONG BEACH
SPECIAL EVENT APPLICATION
City Clerk's Office * 201 Jeff Davis Avenue * P.O. Box 929 * Long Beach, MS 39560

Date Received By Clerk's Office: 7/11/13 Time: 3:50 By: CS

Please complete this application in accordance with the City of LONG BEACH Special Events Policy, and return it to the Office of the City Clerk at least 90 calendar days before the first day of the event.

Sponsoring Organization's Legal Name: First United Methodist Church of LB
Organization Address: 208 Pine St., Long Beach, MS 39560
Organization Agent: Susan Taylor Title: Fellowship/Events Ministry Chair
Phone: (228) 863-9669 Church office Work Home (228) 255-0497 During event (228) 332-1083 (cell)
Agent's Address: ~~208 Pine St.~~ PO Box 183, Long Beach, MS 39560
Agent's E-Mail Address: the.taylor.family@hotmail.com
Event Name: Veterans' Day Parade & Concert on the Green

* No Throws or vendors

Please give a brief description of the proposed special event: A community parade to honor veterans of our nation's Armed forces. A patriotic concert featuring the LBMS band and LBHS choirs following the parade on the Town Green.

Event Day(s) & Date(s): Sunday 11/10/13 Event Time(s): Stage 12:30 - Parade rolls at 1:00pm

Set-Up Date & Time: Set up 11/9 Tear-Down Date & Time: 11/10/13 by 5:00pm

Event Location: Stage on Church Ave. Parade on Jeff Davis Concert on Town Green Stage

ANNUAL EVENT: Is this event expected to occur next year? YES NO

How many years has this event occurred? 2 yrs

ADOPTED: 11.15.11-BOARD ACTION

Minutes of July 16, 2013
Mayor and Board of Aldermen

MAP: (a) If your event will use streets or sidewalks (for a parade, run, etc.) or will use multiple locations, please attach a complete map showing the assembly and dispersal locations and the route plan. (b) Show any streets or parking lots that you are requesting to be blocked off, and location of vendors, if any. A final map, if different, must be provided seven (7) days before the event. (c) Please show an emergency vehicle access lane.

STREET CLOSURES: Start Date/ Time: 11/10/2013 through Date/ Time 11/10/2013
Jeff Davis Ave.
1:00pm *1:30pm approx*

RESERVED PARKING: Are you requesting reserved parking? YES NO

If yes, list the number of street spaces, City lots or locations where parking is requested:

VENDORS: Food Concessions? YES NO Other Vendors? YES NO

DO YOU PLAN TO HAVE ALCOHOL SOLD/SERVED AT THIS EVENT? YES NO

If yes, are liquor license and liquor liability insurance attached? YES NO

If yes, what time? _____ Until _____

ENTERTAINMENT: Are there any entertainment features related to this event? YES NO

If yes, provide an attachment listing all bands/performers, type of entertainment, and performance schedule.

ATTENDANCE: What is the expected (estimated) attendance for this event? _____

AMUSEMENT: Do you plan to have any amusement or carnival rides? YES NO

If yes, you are required to obtain a permit through the City Clerk's Office.

REST ROOMS: Are you planning to provide portable rest rooms at the event? YES NO

If yes, how many? _____

As an event organizer, you must consider the availability of rest room facilities during this event. Consideration should be made regarding the type of event, the length of time it will be held, the number of people, etc. You must determine the rest room facilities in the immediate area of the event venue and then identify the potential need for portable facilities. Remember to identify accessible facilities for ADA requirements as well.

OTHER REQUESTS: (i.e., Police Department assistance, Fire Dept., street closures, electrical, etc.)

Church Ave. 12:30p - ~~1:00p~~ 1:00p -
Pine St.

ADOPTED: 11.15.11-BOARD ACTION

Minutes of July 16, 2013
Mayor and Board of Aldermen

INSURANCE: All sponsors of special events must carry liability insurance with coverage of at least \$500,000. An event sponsor must provide a valid certificate of insurance naming the City of Long Beach as an additional insured party on the policy. A sponsor of a Low Hazard event may request that Board of Aldermen waive the insurance requirement and execute a Hold Harmless and Indemnification Agreement. This event qualifies consideration for Low Hazard because:

Will provide copy of chuck's insurance when approved.

CERTIFICATION AND SIGNATURE: I understand and agree on behalf of the sponsoring organization that: A Certificate of Insurance must be provided which names the City of Long Beach as an additional named insured party on the policy or I am requesting that Board of Aldermen waive the insurance requirement for this Low Hazard Event as identified in paragraph above

related to insurance, and I have executed the Hold Harmless and Indemnification Agreement on behalf of the event sponsor.

All food vendors must be approved by the Harrison County Health Department, and each food or other vendor must provide the City of Long Beach with a Certificate of Insurance which names the City of Long Beach as an additional named insured party on the policy.

The approval of this special event may include additional requirements or limitations, based on the City's review of this application. Applicants who fail to clean up and repair damages to the Event Area may be billed for City services and such failure will be considered for future applications.

As the duly authorized agent of the sponsoring organization, I am applying for approval of this Special Event, affirm the above understandings, and agree that my sponsoring organization will comply with the terms of the written confirmation of approval, and all other City requirements, ordinances and other laws, which apply to this Special Event. By signing this Special Event Application, I declare I am 21 years of age or older.

7/1/13
Date

Susan Taylor
Signature of Sponsoring Organization's Agent

RETURN THIS APPLICATION at least ninety (90) days before the first day of the event to:
CITY CLERK'S OFFICE - 201 JEFF DAVIS AVENUE - P.O. BOX 929 - LONG BEACH, MS 39560

ADOPTED: 11.15.11-BOARD ACTION

Minutes of July 16, 2013
Mayor and Board of Aldermen

Event Title: _____

DEPARTMENTAL USE ONLY: Please contact applicant directly with any questions or concerns. Sign and return to the City Clerk's Office, as soon as possible.

Approvals noted below, by departments, indicate they have been made aware of the request and the reasonability of their department has been met.

Police Dept.: ABK Recommend Approval: YES NO Est. Economic Impact: \$ 2

Fire Dept.: GLB OK Recommend Approval: YES NO Est. Economic Impact: \$ X

Public Works: DW Recommend Approval: YES NO Est. Economic Impact: \$ _____

Traffic Eng.: _____ Recommend Approval: YES NO Est. Economic Impact: \$ _____

Parks/REC: SLP Recommend Approval: YES NO Est. Economic Impact: \$ _____

Have businesses been notified for street closures?: YES NO

Reason for disapproval _____

Any special requirements/conditions Waive fees to promote the City of
Lion's Beach & Advertise the opportunities available

Insurance / Indemnification Received:

Insurance Approved:

Board of Aldermen Approved: _____ Denied: _____

Approval/ Denial Mailed: _____

ADOPTED: 11.15.11-BOARD ACTION

Minutes of July 16, 2013
 Mayor and Board of Aldermen



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
 7/3/2013

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER BROOKS MINISTRY INS INC PO Box 16747 Jackson, MS 39236	CONTACT NAME: PHONE (A/C, No, Ext): (601) 208-0920 FAX (A/C, No): E-MAIL ADDRESS: mike@brooksmistryinsurance.com
INSURED First UMC Long Beach 609 Parkwood Dr Long Beach, MS 39560	INSURER(S) AFFORDING COVERAGE INSURER A: Brotherhood Mutual Ins Co INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR INSR	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR			23M5A0381564	01/01/2013	01/01/2014	EACH OCCURRENCE \$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY/AUTO <input type="checkbox"/> ALLOWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB EXCESS LIAB OCCUR CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below						<input type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
CLI issued showing proof of liability insurance for First UMC Long Beach.

Veteran's Day Parade participation

CERTIFICATE HOLDER City of Longbeach 201 Jeff Davis Ave Long Beach, MS 39560	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
--	---

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Discussion was held regarding derelict properties; no official action was required or taken at this time.

The MDEQ MS4 Requirements were taken under advisement for further consideration and review at the next regular meeting, August 6, 2013.

Minutes of July 16, 2013
Mayor and Board of Aldermen

The Ward 3 appointment to the Long Beach Planning Commission was taken under advisement until the next regular meeting, August 6, 2013.

Alderman Carrubba made motion seconded by Alderman Parker and unanimously carried to appoint members to the Long Beach Tree Board for the term July, 2013 - July, 2017, as follows:

- Sigrid Seiller
- King Batey
- Dyann Lantz
- Marcia Kruse

The two remaining appointments to the Tree Board were taken under advisement for further review and consideration at the next regular meeting, August 6, 2013.

There came on for consideration two (2) letters from City Engineer David Ball, as follows:

Minutes of July 16, 2013
Mayor and Board of Aldermen



A. GARNER RUSSELL & ASSOCIATES, INC. / CONSULTING ENGINEERS
520 33RD STREET
GULFPORT, MS 39507

TEL (228) 863-0667
FAX (228) 863-5232

MEMORANDUM

Date: 7/2/2013
To: Mayor Skellie
From: David Ball
RE: Stop Sign – Cleveland / 3rd St.

I have reviewed the referenced intersection for the need of a 4-way stop. This review was based on the requirements of the Manual on Uniform Traffic Control Devices (MUTCD), published by the US Dept. of Transportation.

In my opinion, this intersection does not meet the minimum criteria needed for a 4-way stop sign installation, which would be extreme with regard to traffic disruption. There doesn't appear to be the heavy traffic volume, or undesirable configuration which would necessitate controlling Cleveland Avenue in this manner.

However, I understand that Police Chief McDowell has advised that there may be a dangerous condition which may lead or may have already led to numerous traffic accidents. The MUTCD does allow stop sign installation in the case of numerous accidents in the past. If this is the case, I take no exception to the sign installation.

Minutes of July 16, 2013
Mayor and Board of Aldermen



A. GARNER RUSSELL & ASSOCIATES, INC. / CONSULTING ENGINEERS

520 33RD STREET
GULFPORT, MS 39507

TEL (228) 868-0667
FAX (228) 868-5232

MEMORANDUM

Date: 7/2/2013
To: Mayor Skellie
From: David Ball
RE: Stop Sign – Burke / 4th St.

I have reviewed the referenced intersection for the need of a 4-way stop. This review was based on the requirements of the Manual on Uniform Traffic Control Devices (MUTCD), published by the US Dept. of Transportation.

In my opinion, this intersection does not meet the minimum criteria needed for a 4-way stop sign installation, which would be extreme with regard to traffic disruption. There doesn't appear to be the heavy traffic volume, or undesirable configuration which would necessitate controlling Burke Avenue in this manner. Because Burke does not cross the railroad tracks, there is probably very little traffic on the road. Gulf Regional Planning Commission provides no traffic data for this road on its "Traffic Count" web page.

However, I understand that Police Chief McDowell has advised that there may be a dangerous condition which may lead or may have already led to numerous traffic accidents. This may be related to a perceived need for uniformity at intersections in this "downtown" area. The MUTCD does allow stop sign installation in the case of numerous accidents in the past. If this is the case, I take no exception to the sign installation.

Upon discussion, Alderman Parker made motion seconded by Alderman Young and unanimously carried to approve the installation of 4-Way stop signs at South Cleveland Avenue and East 3rd Street and South Burke Avenue and East 4th Street.

There came on for consideration the National Flood Insurance Program and after considerable discussion, official action was taken, as follows:

Minutes of July 16, 2013
Mayor and Board of Aldermen

Page 1/7

There came on for consideration at a duly constituted meeting of the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, held on the 16th day of July, 2013, the following Resolution:

**A RESOLUTION BY THE LONG BEACH BOARD OF ALDERMEN TO URGE
AND MEMORIALIZE THE MISSISSIPPI CONGRESSIONAL DELEGATION
TO MITIGATE THE NEGATIVE IMPACTS OF THE BIGGERT-WATERS
FLOOD INSURANCE REFORM ACT OF 2012 AND FOR RELATED
PURPOSES**

WHEREAS, the National Flood Insurance Program (NFIP) was created by the United States Congress in 1968 with the passage of the National Flood Insurance Act of 1968 (P.L. 90-448) to enable property owners in participating communities to purchase insurance protection from the government against losses from flooding; and

WHEREAS, by April 2010, the NFIP insured over 5 million homes in the United States, the LARGE majority of which were along the Atlantic, Gulf, Pacific and Great Lakes shore lines of the United States; and

WHEREAS, the NFIP, historically, has provided subsidized insurance premium rates which, in an effort to create economic benefit, encouraged and incentivized coastal communities to develop their shore lines, including the concentration of economic production, population and infrastructure along the coast; and

WHEREAS, shoreline communities around the country, and certainly in the State of Mississippi, have become a stronghold for economic vitality by

Minutes of July 16, 2013
Mayor and Board of Aldermen

Page 2/7

providing not only major economic engines (including transportation and access to trade corridors), but also for activities that are major contributors to our area's historic economic success and strength: tourism, recreation, and cultural activities; and

WHEREAS, recently, the United States Congress passed the Biggert-Waters Flood Insurance Reform Act of 2012 (Biggert-Waters) which significantly overhauled the National Flood Insurance Program (NFIP); and

WHEREAS, one of the potentially harmful impacts of Biggert-Waters is the aggressive timeline found in the bill to increase flood insurance premium rates from subsidized rates to market rates on certain properties, a change that creates an affordability and participation challenge for policy holders in coastal and river communities across the country; and

WHEREAS, the National Oceanic and Atmospheric Administration, in its State of the Coast report, indicated that in 2011, shoreline communities contributed 6.6 TRILLION DOLLARS to the US Gross Domestic Product (just under ½ of the entire GDP of the US) and noted that FIFTY-ONE MILLION JOBS exist in shoreline communities paying 2.8 TRILLION DOLLARS IN WAGES in 2011; and

WHEREAS, the National Oceanic and Atmospheric Administration, in its State of the Coast report, further stated that the non-market economic value of

Minutes of July 16, 2013
Mayor and Board of Aldermen

Page 3/7

coastal resources are estimated to be over ONE HUNDRED BILLION DOLLARS PER YEAR; and

WHEREAS, the twenty-three billion dollar plus/minus NFIP deficit accumulated over the past decade sought to be cured by the dramatic flood insurance premium rate increases of Biggert – Waters PALES IN COMPARISON to the yearly economic contribution generated by our nation's shoreline communities, and that reasonable study of impacts to both market and non-market economic benefits to the Country should have been taken into account and considered in Biggert-Waters; and

WHEREAS, while ensuring the long term solvency and long-term sustainability of the NFIP are valid goals of the US Congress, those goals must take into account the negative side-effects associated with Biggert-Waters including, but not limited to, the increased difficulties to conduct business, trade, and live in these shoreline communities throughout the Country; and

WHEREAS, raising rates as required by Biggert-Waters might diminish the GDP and long-term viability of shoreline communities which currently contribute almost half of the Country's entire GDP; and, as such, might also have continuing negative Federal Revenue effects yearly in amounts much greater than the deficit sought to be closed by Biggert-Waters; and

WHEREAS, communities that have recently had FEMA flood map changes will pay higher rates due to Biggert-Waters than communities in other

**Minutes of July 16, 2013
Mayor and Board of Aldermen**

Page 4/7

areas of the Country that, though built at similar flood elevations, have not had recent flood map studies; and, as a result of incomplete flood map studies and changes, those recently revised communities will adversely bear a larger burden of the NFIP program than communities without recent changes and thus competitive trade disadvantages are likely to materialize; and

WHEREAS, Biggert-Waters requires FEMA in coordination with a "Technical Mapping Advisory Council" to establish an ongoing flood mapping program and authorizes expenditures for additional map studies though no appropriations have been made for such studies, which studies are critical to the potential goals of Biggert-Waters as it is currently enacted; and

WHEREAS, the significant rate increases resulting from Biggert-Waters will negatively impact over one million policy holders nationwide, including 10,000 policy holders in Mississippi; and

WHEREAS, the House of Representatives has recently passed the Cassidy-Grimm-Palazzo-Richmond Amendment to the FY14 Homeland Security Appropriations Act which ensured that no funds within the said Appropriations Act would be used to implement Section 207 of Biggert-Waters (the section that ended "grandfathered" NFIP rates for existing policy holders who, through no fault of their own, find themselves below the "Base Flood Elevation" requirements of the Flood Insurance Rate Maps (FIRMs) issued after their initial compliance with FEMA issued FIRMs);and

Minutes of July 16, 2013
Mayor and Board of Aldermen

Page 5/7

WHEREAS, the Cassidy-Grimm-Palazzo-Richmond Amendment was not intended as a comprehensive fix to the valid solvency and sustainability concerns related to the NFIP, but it provides for additional time to allow FEMA and the Congress to fully understand the impacts of Section 207 of Biggert-Waters and to determine a more feasible manner to balance consumer affordability with flood insurance accessibility.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF LONG BEACH, MISSISSIPPI, AS FOLLOWS, TO WIT:

Section 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

Section 2. That the Board of Aldermen of the City of Long Beach, Mississippi, extends thanks and esteem to our Mississippi Congressional delegation for their tireless work to-date to mitigate the damage to our economy and to help the Long Beach citizens that are directly impacted by the Biggert-Waters Flood Insurance Reform Act of 2012.

Section 3. That the Board of Aldermen of the City of Long Beach, Mississippi, hereby urges and memorializes the Mississippi Congressional delegation to continue to pursue actively any and all means available to mitigate, to the greatest extent possible, the negative impacts of Section 207 of Biggert-Waters Flood Insurance Reform Act of 2012 in order to find and preserve a

Minutes of July 16, 2013
Mayor and Board of Aldermen

Page 6/7

balance between affordable flood insurance coverage and a sustainable and solvent NFIP, while ensuring that the economic benefits enjoyed by the entire Country derived from shoreline communities such as Long Beach, are considered and not diminished.

Section 4. That the Board of Aldermen of the City of Long Beach, MS, hereby urges and memorializes the Mississippi Congressional delegation to seek a delay to all rate increases related to Biggert-Waters until such time that all NFIP communities are re-mapped to ensure that all communities are assessed from a "level playing field" so that certain communities with recent flood map changes do not bear a larger burden and do not face competitive trade disadvantages with those communities without such recent flood map studies and changes.

Section 5. That this Resolution is hereby ordered to be spread on the minutes of the Governing Authority, and to be in full force and effect immediately upon its passage and enactment according to law.

Section 6. That a copy of this resolution shall be provided to each member of the Mississippi Congressional Delegation, as follows: US Senator Thad Cochran, US Senator Roger Wicker, Rep. Alan Nunnelee (First Congressional District), Rep. Bennie Thompson (Second Congressional District), Rep. Gregg Harper (Third Congressional District) and Rep. Steven Palazzo (Fourth Congressional District).

Minutes of July 16, 2013
Mayor and Board of Aldermen

The above and foregoing Resolution, after having been first reduced to writing and read by the Clerk, was introduced by Alderman Carrubba seconded by Alderman Lishen, and the question being to a roll call vote by the Mayor, the result was as follows:

Alderman Bernie Parker	voted	Aye
Alderman Gary Ponthieux	voted	Aye
Alderman Kelly Griffin	voted	Aye
Alderman Alan Young	voted	Aye
Alderman Leonard Carrubba	voted	Aye
Alderman Mark Lishen	voted	Aye
Alderman Ronnie Hammons	voted	Aye

The question having received the affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and the resolution adopted this the 16th day of July, 2013.



APPROVED:

William Skellie, Jr.

William Skellie, Jr., Mayor

ATTEST:
Rebecca E. Schuff

Rebecca E. Schuff, City Clerk

The Mayor recognized the City Attorney for his report; no official action was required or taken.

The Mayor opened the floor for public comments regarding general matters not appearing on the agenda, as follows:

Minutes of July 16, 2013
 Mayor and Board of Aldermen

PUBLIC COMMENTS PERTAINING TO MATTERS NOT APPEARING ON THE AGENDA

NOTE: All comments shall be directed to the Chairman (Mayor) at the end of the meeting.
 Comments of a personal nature regarding individual members of the Governing Authority (Mayor and Board of Aldermen), City Staff and/or Personnel, other Citizens, disruptive comments or improper actions will not be permitted.
 Public Comments will be limited to a total of **ten (10) minutes** and limited to a maximum of **two (2) minutes** per person.
 Except as otherwise directed by the Chairman (Mayor), Public Comments will not be permitted before or after the allotted time. Disruption of the regular business meeting will be cause for removal from the public meeting.

PLEASE PRINT:		
	NAME / ADDRESS / TELEPHONE	SUBJECT MATTER
1	Robert E. Kennedy 865-0325	GET YARD CLEANUP. 105 Oak View
2	Kendra Case 8062939	105 OAK VIEW
3		
4		
5		
6		
7		
8		
9		
10		

City of Long Beach, Mississippi
 Mayor and Board of Aldermen Meeting
 Date: _____

Excel Worksheet: public comments - agenda PUBLIC COMMENTS-NOT ON AGENDA

After considerable discussion, it was the consensus of the Board for the Mayor and the City Attorney to meet with Earl Levens to discuss procedures to condemn and demolish the structure at 105 Oak View and to proceed with cleaning the property in Municipal Court.

There being no further business to come before the Mayor and Board of Aldermen at this time, Alderman Parker made motion seconded by Alderman Carrubba and unanimously carried to adjourn until the next regular meeting in due course.

Minutes of July 16, 2013
Mayor and Board of Aldermen

APPROVED:

Alderman Leonard G. Carrubba, Sr., At-Large

Alderman Gary J. Ponthieux, Ward 1

Alderman Bernie Parker, Ward 2

Alderman Kelly Griffin, Ward 3

Alderman Ronnie Hammons, Jr., Ward 4

Alderman Mark E. Lishen, Ward 5

Alderman Alan Young, Ward 6

Date

ATTEST:

Rebecca E. Schruff, City Clerk