



BOARD OF ALDERMEN REGULAR MEETING

July 19, 2022

6:00 PM

Board Room • 119 W 8th Ave, Petal MS

MINUTES

CALL TO ORDER

Roll Call, Invocation, Pledge of Allegiance

Invocation was offered by Alderman Craig Bullock

Pledge of Allegiance was recited.

PRESENT

Mayor Tony Ducker
Alderman Drew Brickson
Alderman Craig Bullock
Alderman Mike Lott
Alderman Blake Nobles
Alderman Gerald Steele
Alderman Craig Strickland via phone
Alderman Steve Stringer

ADOPT AGENDA

Motion made by Alderman Stringer, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

CONSENT AGENDA

Motion made by Alderman Bullock, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

- Minutes - Regular Meeting July 5, 2022
- Privilege License Report for month of June 2022
- Proofs of Publication
 - Ordinance 2022 (148)
 - FY2022 Budget Amendment

PUBLIC COMMENT

Jay Riley - two houses in Petal that are heroin houses; something needs to be done about them.

Excel by 5 - Nadine Coleman Gay addressed the board with thanks for the city's support of Excel by 5. Recently celebrated their 5th recertification. Thanks for the financial support as well. They are still working towards the funding for the toddler playground. Duck Derby coming up in August. Superintendent Prayer Breakfast is Thursday morning.

PROCLAMATIONS & RESOLUTIONS

Request to adopt resolutions assessing cleanup costs to the following properties: (City Clerk)

- 214 E 6th Ave - \$177.00
- 300 W 7th Ave - \$177.00
- 400 Smith St - \$177.00
- 410 Smith St - \$177.00

Exhibit "A"

Resolutions

Motion made by Alderman Stringer, Seconded by Alderman Steele.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman

Strickland, Alderman Stringer

BIDS — QUOTES

OLD BUSINESS

GENERAL BUSINESS

Slaughter & Assoc. to present draft of redistricting plan.

Richard Donovan addressed the board with a presentation on Redistricting.

Request to accept MOU with Department of Finance regarding funds from HB1353.

Exhibit "B"

MOU

Motion made by Alderman Stringer, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to dispose of one cordless impact wrench, Asset# 3037. (M Trest)

Motion made by Alderman Steele, Seconded by Alderman Bullock.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to send the following vehicles to auction. (Chief Hiatt)

- 2014 Dodge Charger, Vin #48420
- 2013 Ford Expedition, Vin #24420
- 2009 Ford Crown Vic, Vin #32241
- 2009 Ford Crown Vic, Vin #41772
- 2009 Ford Crown Vic, Vin #16926
- 2009 Ford Crown Vic, Vin #16922

Motion made by Alderman Stringer, Seconded by Alderman Steele.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to trade (1) Ford Crown Vic, Vin #16928, to Custom Auto Creations in exchange for labor to install new graphics on two existing Dodge Chargers. (Chief Hiatt)

Motion made by Alderman Brickson, Seconded by Alderman Bullock.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to maintain (8) street lights in Castlewoods Subdivision Phase I.

Motion made by Alderman Bullock, Seconded by Alderman Steele.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to reappoint Bernard Jackson, Sr. to the Planning Commission for a term to expire in July 2027. (Stringer)

Motion made by Alderman Stringer, Seconded by Alderman Steele.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to accept the resignation of Cooper Hughes in the Fire Dept effective July 6, 2022.

Motion made by Alderman Steele, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to purchase Firefighter Turnout Gear, boots and helmets from G & W Diesel for a total cost of \$3,693.46 from State Rebate Fund. (Chief Hendry)

Motion made by Alderman Stringer, Seconded by Alderman Lott.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele,

Alderman Strickland, Alderman Stringer

Request to accept the Participation Agreement under the Endo Settlement per Attorney General's request. (City Clerk)

Motion made by Alderman Brickson, Seconded by Alderman Stringer.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Stringer

Voting Abstaining: Alderman Strickland

Request to approve specifications and advertise for bids on Street Overlay Project.

Motion made by Alderman Stringer, Seconded by Alderman Bullock.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to accept Engineering Agreement with Shows, Dearman & Waits for Water Upgrades on W 7th Ave, Hyland Dr and Garden Lane. (City Clerk)

Motion by Alderman Stringer, Seconded by Alderman Bullock.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to dispose of one table and four chairs in the Fire Dept. (Chief Hendry)

Motion made by Alderman Lott, Seconded by Alderman Bullock.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to refund cash bond in the amount of \$1500.00 to American Surety Company. (Court Clerk)

Motion made by Alderman Stringer, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to refund cash bonds in the amount of \$4,500.00 to American Surety Company. (Court Clerk)

Motion made by Alderman Bullock, Seconded by Alderman Stringer.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to dispose of one Supervac Fan in the Fire Dept, Serial #11583. (Chief Hendry)

Motion made by Alderman Lott, Seconded by Alderman Steele.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to adjust services billed to 108 Pine St as follows due to a leak.

- Water - \$41.00
- Sewer - \$15.00
- Sales Tax - \$2.94

Motion made by Alderman Stringer, Seconded by Alderman Steele.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to pay Estimate #4 in the amount of \$148,111.49 to Warren & Warren for Sports Complex paving.

Motion made by Alderman Stringer, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

SEMINARS & TRAVEL

ORDERS & ORDINANCES

Request to adopt order transferring Janna Madison from full time to part time in the Recreation Dept. (J Young)

Order

Whereas the Mayor and Board of Aldermen
Of the City of Petal deem it necessary to
Transfer Janna Madison

It is hereby ordered that Janna Madison
Be transferred from full time to part time
Effective July 26, 2022

So ordered this the 19th day of July 2022

Motion made by Alderman Bullock, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele,
Alderman Strickland, Alderman Stringer

MAYOR'S REPORT

CONSIDERATION OF COMMITTEE, COMMISSION AND BOARD MATTERS

LEGAL

Request to clear the room to determine the need for executive session.

Motion made by Alderman Stringer, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele,
Alderman Strickland, Alderman Stringer

Alderman Steele recused himself from the meeting due to employment.

Request to enter into executive session to discuss personnel issues.

Motion made by Alderman Lott, Seconded by Alderman Stringer.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Strickland,
Alderman Stringer

Request to adjourn executive session.

Motion made by Alderman Stringer, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Strickland,
Alderman Stringer

Motion to accept Greg Bullock's resignation from the Petal School Board effective immediately.

Motion made by Alderman Stringer, Seconded by Alderman Nobles

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Strickland,
Alderman Stringer

Motion to appoint Jana Causey to the Petal School Board for the remainder of Greg Bullock's term

Motion made by Alderman Bullock, Seconded by Alderman Stringer

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Strickland,
Alderman Stringer

Alderman Steele returned to the meeting.

Discussion of changing ordinance regarding meeting times and work session times.

ADJOURN

Motion made by Alderman Stringer, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman
Strickland, Alderman Stringer



Melissa Martin, City Clerk


Mayor Tony Ducker

CITY OF PETAL
BOOK NUMBER 38
Exhibit "A"

657

Prepared by and return to:
City of Petal
P.O. Box 564
Petal, MS 39465
601-545-1776



DEED
Bk:1400 Page:321
RCD: 08/02/2022 @ 3:09:59:PM
FORREST COUNTY, MS
LANCE C. REID CHANCERY CLERK

RESOLUTION

WHEREAS, Section 21-19-11 of the Mississippi Code of 1972, Annotated, authorizes the governing authorities of municipalities to adjudicate the actual cost to the City of Petal for cleaning properties that have been determined to be in such a state of uncleanliness as to be a menace to the public health and safety of the community, and that the owner has failed, after appropriate notice, to clean said property; and

WHEREAS, the following property has been cleaned by the City of Petal on or about the 2nd day of June, 2022 on behalf of the City;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi:

Section 1, That the City Board of the City of Petal, Mississippi does hereby adjudicate and direct the placement as an assessment the cleanup cost, not to exceed the value of the property per State Law, against the following described property:

OWNER/LEGAL	ADDRESS	PARCEL NUMBER	CLEAN-UP COST
Jason & Frieda Winchem	300 W 7 th St	3-030C-02-172.00	\$177.00

Lot 4 BLK 6 J C HERROD S/D
BLOCK 006 SECTION 02 TWN 04N RANGE 13W

Section 2, That public interest and necessity requiring same, this resolution shall become effective immediately from and after passage;

Section 3, A copy of this Resolution will be certified and recorded in the Chancery Clerk's Office of Forrest County, Mississippi and the Forrest County Tax Collector's Office.

The foregoing Resolution having been reduced to writing, the same was introduced by Alderman Stringer, Seconded by Alderman Steele and was adopted by the following vote, to-wit:

Those present and voting "AYE"

Alderman Drew Brickson
Alderman Craig Bullock
Alderman Mike Lott
Alderman Blake Nobles
Alderman Gerald Steele
Alderman Craig Strickland
Alderman Steve Stringer

Those present and voting "NAY"

NONE

The Mayor hereby declared the motion carried and the Resolution adopted, this the 19th day of July, A. D., 2022.

Tony Ducker, Mayor

The foregoing instrument was acknowledged before me this the 20th day of July 2022 by Mayor Tony Ducker, City of Petal, who is personally known to me or who has produced satisfactory evidence of his identity.

Melina Martin, City Clerk



Prepared by and return to:
City of Petal
P.O. Box 564
Petal, MS 39465
601-545-1776



DEED
Bk:1400 Page:319
RCD: 08/02/2022 @ 3:08:48:PM
FORREST COUNTY, MS
LANCE C. REID CHANCERY CLERK

RESOLUTION

WHEREAS, Section 21-19-11 of the Mississippi Code of 1972, Annotated, authorizes the governing authorities of municipalities to adjudicate the actual cost to the City of Petal for cleaning properties that have been determined to be in such a state of uncleanliness as to be a menace to the public health and safety of the community, and that the owner has failed, after appropriate notice, to clean said property; and

WHEREAS, the following property has been cleaned by the City of Petal on or about the 2nd day of June, 2022, on behalf of the City;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi:

Section 1, That the City Board of the City of Petal, Mississippi does hereby adjudicate and direct the placement as an assessment the cleanup cost, not to exceed the value of the property per State Law, against the following described property:

OWNER/LEGAL	ADDRESS	PARCEL NUMBER	CLEAN-UP COST
Charles Alfred Crook, Jr.	410 Smith St	3-030G-01-056.00	\$177.00

BEG SE COR N1/2 NW 1/4 SW 1/4 N 184FTW 85FT S 250FT E 85FT N
66FT TO BEG
BLOCK 001 SECTION 01 TWN 04N RANGE 13W

Section 2, That public interest and necessity requiring same, this resolution shall become effective immediately from and after passage.

Section 3, A copy of this Resolution will be certified and recorded in the Chancery Clerk's Office of Forrest County, Mississippi and the Forrest County Tax Collector's Office.

The foregoing Resolution having been reduced to writing, the same was introduced by Alderman Stringer, Seconded by Alderman Steele and was adopted by the following vote, to-wit:

Those present and voting "AYE"

Alderman Drew Brickson
Alderman Craig Bullock
Alderman Mike Lott
Alderman Blake Nobles
Alderman Gerald Steele
Alderman Craig Strickland
Alderman Steve Stringer

Those present and voting "NAY"

NONE

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Tony Ducker, Mayor

The foregoing instrument was acknowledged before me this the 20th day of July 2022 by Mayor Tony Ducker, City of Petal, who is personally known to me or who has produced satisfactory evidence of his identity.

Melina Martin, City Clerk



Prepared by and return to:
City of Petal
P.O. Box 564
Petal, MS 39465
601-545-1776



DEED
Bk:1400 Page:322
RCD: 08/02/2022 @ 3:10:38:PM
FORREST COUNTY, MS
LANCE C. REID CHANCERY CLERK

RESOLUTION

WHEREAS, Section 21-19-11 of the Mississippi Code of 1972, Annotated, authorizes the governing authorities of municipalities to adjudicate the actual cost to the City of Petal for cleaning properties that have been determined to be in such a state of uncleanliness as to be a menace to the public health and safety of the community, and that the owner has failed, after appropriate notice, to clean said property; and

WHEREAS, the following property has been cleaned by the City of Petal on or about the 2nd day of June, 2022, on behalf of the City;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi:

Section 1, That the City Board of the City of Petal, Mississippi does hereby adjudicate and direct the placement as an assessment the cleanup cost, not to exceed the value of the property per State Law, against the following described property:

OWNER/LEGAL	ADDRESS	PARCEL NUMBER	CLEAN-UP COST
Mickel L Dyc	214 E 6 th Ave	3-030B-01-228.00	\$177.00

E75FT OF LOTS 9 & 10 BLK 2
OAK PARK S/D B510 P639 7/82
PREV/P63760112
SEC 01, TWN 04N, RGE 13W

Section 2, That public interest and necessity requiring same, this resolution shall become effective immediately from and after passage;

Section 3, A copy of this Resolution will be certified and recorded in the Chancery Clerk's Office of Forrest County, Mississippi and the Forrest County Tax Collector's Office.

The foregoing Resolution having been reduced to writing, the same was introduced by Alderman Stringer, Seconded by Alderman Steele and was adopted by the following vote, to-wit:

Those present and voting "AYE"

Alderman Drew Brickson
Alderman Craig Bullock
Alderman Mike Lott
Alderman Blake Nobles
Alderman Gerald Steele
Alderman Craig Strickland
Alderman Steve Stringer

Those present and voting "NAY"

NONE

The Mayor hereby declared the motion carried and the Resolution adopted, this the 19th day of July, A. D., 2022.

Tony Ducker, Mayor

The foregoing instrument was acknowledged before me this the 20th day of July 2022 by Mayor Tony Ducker, City of Petal, who is personally known to me or who has produced satisfactory evidence of his identity.

Melina Martin, City Clerk



Prepared by and return to:
City of Petal
P.O. Box 564
Petal, MS 39465
601-545-1776



DEED
Bk:1400 Page:320
RCD: 08/02/2022 @ 3:09:20:PM
FORREST COUNTY, MS
LANCE C. REID CHANCERY CLERK

RESOLUTION

WHEREAS, Section 21-19-11 of the Mississippi Code of 1972, Annotated, authorizes the governing authorities of municipalities to adjudicate the actual cost to the City of Petal for cleaning properties that have been determined to be in such a state of uncleanliness as to be a menace to the public health and safety of the community, and that the owner has failed, after appropriate notice, to clean said property; and

WHEREAS, the following property has been cleaned by the City of Petal on or about the 2nd day of June, 2022, on behalf of the City;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi:

Section 1, That the City Board of the City of Petal, Mississippi does hereby adjudicate and direct the placement as an assessment the cleanup cost, not to exceed the value of the property per State Law, against the following described property:

OWNER/LEGAL	ADDRESS	PARCEL NUMBER	CLEAN-UP COST
Sierlin & Amanda Kuhlmann	400 Smith St	3-030G-01-055.00	\$177.00

COM AT THE NW COR OF NW 1/4 OF SW 1/4 S222° E 1135' TO POB EAST 185' S 144' W 185' N 144' TO POB
BLOCK 001 SECTION 01 TWN 04N RANGE 13W

Section 2, That public interest and necessity requiring same, this resolution shall become effective immediately from and after passage.

Section 3, A copy of this Resolution will be certified and recorded in the Chancery Clerk's Office of Forrest County, Mississippi and the Forrest County Tax Collector's Office.

The foregoing Resolution having been reduced to writing, the same was introduced by Alderman Stringer, Seconded by Alderman Steele and was adopted by the following vote, to-wit:

Those present and voting "AYE"

Alderman Drew Brickson
Alderman Craig Bullock
Alderman Mike Lott
Alderman Blake Nobles
Alderman Gerald Steele
Alderman Craig Strickland
Alderman Steve Stringer

Those present and voting "NAY"

NONE

The Mayor hereby declared the motion carried and the Resolution adopted, this the 19th day of July, A. D., 2022.

Tony Ducker, Mayor

The foregoing instrument was acknowledged before me this the 20th day of July 2022 by Mayor Tony Ducker, City of Petal, who is personally known to me or who has produced satisfactory evidence of his identity.

Melina Martin, City Clerk



Government

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (hereinafter the "MOU") is entered into between the Mississippi Department of Finance and Administration (hereinafter the "DFA") and the City of Petal for the purpose of establishing the agreed upon conditions under which the DFA may disburse funds to assist the City of Petal in paying costs associated with the local project (hereinafter the "Project") specified in Section 25(f)(ff) of House Bill 1353, 2022 Regular Legislative Session, Laws of 2022, (hereinafter the "Act"). This MOU is entered into in accordance with Miss. Code Ann. Section 27-104-351, also known as the Line-Item Appropriation Transparency Act, and pursuant to, and subject to the terms of the Act, which authorizes an amount not to exceed \$500,000.00 (hereinafter the "Project Funds"), for the Project. (PLEASE NOTE THAT IT IS YOUR RESPONSIBILITY TO SPEND THE FUNDS RECEIVED FROM THE STATE IN ACCORDANCE WITH THE ACT AS WELL AS ALL STATE AND FEDERAL LAWS AND REGULATIONS.)

RECITALS

WHEREAS, Section 25 of House Bill 1353, 2022 Regular Legislative Session, authorized expenditures from the 2022 Local Improvements Projects Fund for certain projects; and

WHEREAS, pursuant to Section 25(f)(ff) of House Bill 1353, 2022 Regular Legislative Session, Laws of 2022, the Legislature has appropriated funds to the City of Petal to pay the costs of the Project; and

WHEREAS, the Act authorizes the DFA to disburse monies in the 2022 Local Improvements Projects Fund to pay the costs of the Project; and

WHEREAS, the City of Petal shall maintain the Project Funds in a separate bank account; and

WHEREAS, the DFA has requested the City of Petal to maintain on file the documentation listed in "Exhibit A" attached hereto and incorporated herein by reference, to the extent the City of Petal is subject to the State's procurement laws; and

WHEREAS, the City of Petal agrees to expend the funds within thirty-six (36) months from the date of receipt from the DFA; and

WHEREAS, the City of Petal agrees that if any proceeds from the Project Funds are remaining at the completion of the Project, the City of Petal will immediately notify and consult with the DFA regarding the disposition of the funds, and said funds shall be directed in accordance with the Act; and

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Section 5. The City of Petal agrees to maintain copies of all invoices, bank statements, and similar documentation for each expenditure of all funds received from the 2022 Local Improvements Projects Fund sufficient to satisfy and confirm, to the DFA's satisfaction, that such funds have been expended solely for the costs of the project as authorized and provided by the Act.

Section 6. The City of Petal agrees that if any proceeds from the Project Funds are remaining at the completion of the Project, the City of Petal will immediately notify and consult with the DFA regarding the disposition of the funds and said funds shall be directed in accordance with the Act.

Section 7. The City of Petal agrees that Project Funds shall be expended in accordance with all State and Federal laws and regulations, and that failure to do so may cause the DFA to withhold funds for the Project or seek recovery of same.

Section 8. All notices or information pursuant to this MOU shall be provided as follows:

City of Petal
Attn: Tony Ducker, Mayor
119 W. 8th Avenue
Petal, Mississippi 39465
Telephone: 601-545-1776
Email: mmartin@cityofpetal.com

Mississippi Department of Finance and Administration
Attention: Gilda Reyes, Bond Advisory Director
501 North West Street, Suite 1301
Jackson, Mississippi 39201
Telephone: 601-359-5516
Email: Gilda.Reyes@dfa.ms.gov

Section 9. This MOU shall be effective from and after the final signature date.

IN WITNESS WHEREOF, the parties have affixed their signatures on the dates indicated below.

MISSISSIPPI DEPARTMENT OF FINANCE AND ADMINISTRATION

By: _____ Date: _____
Liz Welch, Executive Director

CITY OF PETAL

By:  _____ Date: 7/20/22

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WHEREAS, the City of Petal agrees to provide quarterly notarized reports to the DFA which describe and itemize the expenditure of the Project Funds and also provide an update on the status of the Project including future expenditure of the funds. The quarterly reports must be provided on a form designated by the DFA and must include all invoices and bank statements associated with the reported expenditures. The quarterly reports shall be provided within thirty (30) days of each calendar quarter end. The City of Petal shall also provide to the DFA a final report no more than thirty (30) days after final expenditure of funds, summarizing the expenditures and use of the Project Funds upon completion of the Project. All invoices that have not previously been submitted, shall be submitted upon completion of the Project; and

WHEREAS, the DFA finds that it is in the best interest of the DFA and the City of Petal that the funds on deposit in the 2022 Local Improvements Projects Fund for the City of Petal should be disbursed to the City of Petal and that the City of Petal shall directly administer the expenditure of such funds for the Project.

NOW THEREFORE, IT IS MUTALLY AGREED BY THE MISSISSIPPI DEPARTMENT OF FINANCE AND ADMINISTRATION AND THE CITY OF PETAL AS FOLLOWS:

Section 1. The DFA, pursuant to the Act, shall disburse the Project Funds from the 2022 Local Improvements Projects Fund upon written request of the City of Petal to pay the costs associated with the Project.

Section 2. The City of Petal certifies and agrees to make every effort to expend all funds received from the 2022 Local Improvements Projects Fund within thirty-six (36) months from the date of receipt and solely for the costs of the Project as set forth in the Act and upon the terms and provisions of this MOU. Failure of the City of Petal to adhere to any provision within this MOU may result in immediate action by the State to recover project funds.

Section 3. The City of Petal agrees to procure any necessary construction, goods, and services for the Project in accordance with State procurement laws to the extent the City of Petal is subject to same. Failure to adhere may cause the DFA to withhold all sums for the Project and seek recovery of same. Further, the City of Petal agrees to maintain on file the documentation listed in "Exhibit A" attached hereto and incorporated herein, in accordance with State law and the recitals of this MOU.

Section 4. The City of Petal agrees to provide the DFA quarterly notarized reports as set forth hereinabove, in a format designated by the DFA. The quarterly reports shall be provided within thirty (30) days of each calendar quarter end. The City of Petal shall also provide the DFA with a final report summarizing the expenditures and use of the Project Funds no more than thirty (30) days after final expenditure of the Project Funds.

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Tony Ducker, Mayor

EXHIBIT A

The City of Petal shall maintain on file, the following items in relation to the Project:

1. Proof of Advertisement (i.e., copy of the advertisement, MPTAP and/or procurement portal posting, etc.) for any Request for Qualification (RFQ), Request for Proposals (RFP), or Invitation for Bid (IFB).
2. The Program of Work for the Project.
3. All solicitation documents (RFQ, RFP, IFB, etc.).
4. A list of bidders/respondents, including the Bid Tabulation Form/Register of Proposals. For construction awards, include recommendation of the Professional for the award of contract. For items procured by RFQ or RFP, include evaluation committee tally sheets/overall scoring in support of award decision.
5. A copy of all payment requests or invoices for said construction, goods, and services. In the case of construction contractor payment applications, include Professional's approval of payment.
6. All contracts awarded for the Project.
7. All bank statements.
8. Any and all other documentation which may be required to document, to the DFA's satisfaction, that the Project funds are expended solely for the costs of the Project as set forth in the Act and upon the terms and provisions of this MOU.

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