

REGULAR CITY COUNCIL MEETING
MUNICIPAL MINUTES CITY OF TUPELO
STATE OF MISSISSIPPI
JUNE 21, 2022

Be it remembered that a regular meeting of the Tupelo City Council was held in the Council Chambers in the City Hall building on Tuesday, June 21, 2022, at 6:00 p.m. with the following in attendance: Council Members Chad Mims, Lynn Bryan, Travis Beard, Nettie Davis, Buddy Palmer, and Rosie Jones; Ben Logan, City Attorney and Missy Shelton, Clerk of the Council. Council Member Janet Gaston was absent. Council Member Travis Beard gave the invocation and Council Member Lynn Bryan led the pledge of allegiance. Council President Buddy Palmer called the meeting to order at 6:00 p.m.

CONFIRMATION OR AMENDMENT TO THE AGENDA AND AGENDA ORDER

Council Member Bryan moved, seconded by Council Member Beard, to confirm the agenda and agenda order, as presented. Of those present, the vote was unanimous in favor.

PUBLIC RECOGNITION

Council Member Chad Mims commented on the Elvis Presley Festival and how much he enjoyed the events.

Council Member Travis Beard gave a shout out to Nettie Davis for all the hard work she put into the Juneteenth Festival.

Council Member Nettie Davis also commented on the Juneteenth Festival. She said it was considered to be a great success. There was a parade, outstanding speakers and great attendance. She gave accolades to the Downtown Main Street Association for the great Elvis Presley Festival. She said that several City Officials would be attending the MML Conference in Biloxi next week.

Council Member Buddy Palmer said that Tupelo is a very special city, and the Elvis Festival always brings a lot of visitors. He also commented on the success of Tupelo native, Hayden Buckley, who tied for 14th place in the recent US Open.

IN THE MATTER OF PUBLIC HEARING FOR LOT MOWING

No one spoke concerning the properties on the final lot mowing list, as follows:

101H0115002	823 SHUMACOLA TRL
101H0115000	819 SHUMACOLA TRL
077P3524500	109 S FOSTER ST
077D2501200	1611 CLAYTON AVE
089B3014300	1204 HILDA AVE

112E0400300	1090 S VETERANS MEMORIAL BLVD
089F3031300	201 W DOZIER ST
089F3030000	200 W DOZIER ST
078S2805211	801 HIGHLAND PARK DR
113B0602200	S GREEN ST
089F3028300	328 FREEMAN ST
089F3008400	638 N CHURCH ST
089F3030100	202 W DOZIER ST
089F3031200	203 W DOZIER ST
089F303010H	204 W DOZIER ST
089F3030200	206 W DOZIER ST

IN THE MATTER OF APPROVAL OF JUNE 7, 2022 COUNCIL MINUTES

Council Member Beard moved, seconded by Council Member Jones, to approve the minutes of the Regular Council meeting held on June 7, 2022. Of those present, the vote was unanimous in favor.

IN THE MATTER OF BILL PAY

Bills were reviewed at 4:30 p.m. by Council Members Palmer, Beard and Davis. Council Member Bryan moved, seconded by Council Member Jones, to approve the payment of the checks, bills, claims and utility adjustments. Of those present, the vote was unanimous in favor. APPENDIX A

IN THE MATTER OF APPROVAL TO SUBMIT 2022 CARPENTER FOUNDATION GRANT REQUEST

Council Member Beard moved, seconded by Council Member Bryan, to approve the submission of an application for the E. Rhodes and Leona B. Carpenter Foundation grant to assist in funding the Tupelo skate park renovations. Of those present, the vote was unanimous in favor of the submission. The request is for \$20,000, and there is no local match. APPENDIX B

IN THE MATTER OF LOT MOWING

Council Member Bryan moved, seconded by Council Member Jones, to adjudicate the following properties on the public hearing lot mowing list, which were in such a condition to be a menace to the public health, safety and welfare of the community and in need of mowing pursuant to Miss. Code Ann. 21-19-11 (1972) as amended. Of those present, the vote was unanimous in favor.

101H0115002	823 SHUMACOLA TRL
101H0115000	819 SHUMACOLA TRL
077P3524500	109 S FOSTER ST
077D2501200	1611 CLAYTON AVE
089B3014300	1204 HILDA AVE
112E0400300	1090 S VETERANS MEMORIAL BLVD

089F3031300 201 W DOZIER ST
 089F3030000 200 W DOZIER ST
 078S2805211 801 HIGHLAND PARK DR
 113B0602200 S GREEN ST
 089F3028300 328 FREEMAN ST
 089F3008400 638 N CHURCH ST
 089F3030100 202 W DOZIER ST
 089F3031200 203 W DOZIER ST
 089F303010H 204 W DOZIER ST
 089F3030200 206 W DOZIER ST

APPENDIX C

IN THE MATTER OF AWARD OF BID # 2022-020PW - SIDEWALK CONNECTIVITY AT EXISTING RAILROAD CROSSINGS

Bids were received for Bid # 2022-020PW - Sidewalk Connectivity at Existing Railroad Crossings. City Engineer Dennis Bonds requested that the Council award the bid to the lowest and best bid of J.M. Duncan for \$439,204.50. Mr. Bonds explained that this bid will also have to be awarded by MDOT, but that the City must approve it first. Council Member Davis moved, seconded by Council Member Bryan to approve the bid, as requested. Of those present, the vote was unanimous in favor. APPENDIX D

IN THE MATTER OF APPROVAL OF REQUEST TO ALLOW POLICE OFFICERS TO WEAR POLICE UNIFORM AND ISSUE PROPER EQUIPMENT FOR SECURITY AND DETERRENT FOR EVENTS AT THE AMERICAN FAMILY ASSOCIATION

Police Chief John Quaka submitted a request and list of officers to allow City of Tupelo Police Officers be able to wear their police uniforms and to have proper city-issued equipment for help with security and deterrence at American Family Association events when working off-duty private security. Pursuant to city policy and as allowed by Miss. Code Anno. Sec. 17-25-11 (1972 as amended), compensation and liability and workers compensation insurance for the officers will be provided by the place of employment where the officer is performing private security duties. The private employer would also agree to hold harmless and indemnify the city from any liability.

Council Member Beard moved, seconded by Council Member Davis to approve the request. Of those present, the vote was unanimous in favor. A copy of this letter of request, list of officers and the hold harmless agreement, are attached to these minutes as APPENDIX E.

IN THE MATTER OF AWARD OF BID # 2022-022PW - CURB AND GUTTER/FLAT WORK 12 MONTH SUPPLY

Bids were received for Bid # 2022-022PW - Curb and Gutter/Flat Work 12 Month Supply. One bid was received from Slayton's Concrete Construction, LLC. Council Member Bryan moved, seconded by Council Member Mims, to find the single bid commercially reasonable

and award the bid to Slayton's Concrete Construction, LLC. Of those present, the vote was unanimous in favor. APPENDIX F

IN THE MATTER OF CVB MINUTES OF JUNE 14, 2022

Council Member Davis moved, seconded by Council Member Beard, to approve the CVB Minutes of the June 14, 2022, meeting. Of those present, the vote was unanimous in favor. APPENDIX G

IN THE MATTER OF APPROVAL OF REQUEST TO ALLOW INTERNATIONAL TRAVEL FOR TUPELO CONVENTION AND VISITORS BUREAU EMPLOYEE JENNIE BRADFORD CURLEE AND SET MAXIMUM PER DIEM RATE

Council Member Beard moved, seconded by Council Member Mims, to approve this request as submitted and to set the maximum daily per diem rate as indicated on the letter of request. Of those present, the vote was unanimous in favor. A copy of the letter of request is attached to these minutes as APPENDIX H.

IN THE MATTER OF RESOLUTION FOR 2021 AD VALOREM TAX EXEMPTION APPLICATION FOR HAWKEYE INDUSTRIES, INC.

Of those present, the Council unanimously agreed to move the item "In the Matter of Resolution for 2021 Ad Valorem Tax Exemption Application for Hawkeye Industries, Inc." to the next meeting's Action Agenda. APPENDIX I

EXECUTIVE SESSION

Council Member Davis moved, seconded by Council Member Bryan, to close the regular session and to determine the need for an executive session. Attorney Ben Logan said the session will be for prospective litigation and the purchase, sale or leasing of lands under Miss. Code Anno. 25-41-7 (b) (g) (1972 as amended). Of those present, the vote was unanimous in favor at 6:17 p.m.

Council Member Bryan moved, seconded by Council Member Davis, to close the regular session and enter executive session for discussion of prospective litigation and the purchase, sale or leasing of lands under Miss. Code Anno. 25-41-7 (b) (g) (1972 as amended). Of those present, the vote was unanimous in favor.

After discussion in executive session, Council Member Bryan moved, seconded Council Member Jones to return to the regular meeting at 6:59 p.m. Of those present, the vote was unanimous in favor.

IN THE MATTER OF PURCHASE, SALE OR LEASING OF LANDS

Council Member Bryan moved, seconded by Council Member Beard to approve "A Resolution Declaring that Certain Drainage Improvements in the Vicinity of Clark Place are Necessary for the Health, Comfort and Convenience of the Municipality and Authorizing

Compensation for the Acquisition of a Temporary Construction and Permanent Maintenance Easement" under the city's policy for acquisition of small value real property and to give the Mayor the authority to sign all necessary documents for the transfer of the property. Of those present, the vote was unanimous in favor. APPENDIX J

ADJOURNMENT

There being no further business to come before the Council at this time, Council Member Mims moved, seconded by Council member Beard to adjourn the meeting at 7:00 P.M. Of those present, the vote was unanimous in favor. This the 21st day of June, 2022.


Buddy Palmer, President
City Council

ATTEST:


Missy Shelton, Clerk of the Council


Todd Jordan, Mayor

7-5-2022
Date

**CHECK INFORMATION FOR COUNCIL MEETING
JUNE 21, 2022**

FUND	CHECK NUMBERS
POOL CASH EFT TWL ADJUSTMENTS	ID-410647--410662; 410663-411029 50001660-50001688

ELECTRONIC TRANSFERS AS SHOWN ON THE FACE OF DOCKET

INVOICES AS SHOWN ON FACE OF DOCKET



AGENDA REQUEST

TO: Mayor and City Council

FROM: Abby Christian, Grant Administrator

DATE June 21, 2022

SUBJECT: IN THE MATTER OF APPROVAL TO SUBMIT 2022 CARPENTER
FOUNDATION GRANT REQUEST AC

Request: Seeking approval to submit application for the E. Rhodes and Leona B. Carpenter Foundation grant to assist in funding the Tupelo skate park renovations.

Agency: Mississippi Department of Transportation (MDOT)

Grant: E. Rhodes and Leona B. Carpenter Foundation

Match: Tupelo Skate Park

Submission Deadline: 15 July 2022.

Total Requested Amount: 100% of \$20,000.00.

Overview: The funding will go towards a piece of the skate park renovations. Which part of this project the funds will be applied towards TBD prior to submission.

Final Lot Mowing Report for 6/21/22

	Violation Ref	Parcel	Location	Owner	Owner Address	Owner City State Zip	Inspector
1.	40693	101H0115002	823 SHUMACOLA TRL	MAH JEANINE E	3408 DELL GLADE DRIVE	MEMPHIS, TN 38111	SB
2.	40694	101H0115000	819 SHUMACOLA TRL	MAH JEANINE E	3408 DELL GLADE DRIVE	MEMPHIS, TN 38111	SB
3.	40698	077P3524500	109 S FOSTER ST	KZ PROPERTIES LLC	2514 ST ANDREWS DR	BELDEN, MS 38826	JLS
4.	40701	077D2501200	1611 CLAYTON AVE	WILSON BOBBY L	604 RACOVE DR	TUPELO, MS 38801	SB
5.	40702	089B3014300	1204 HILDA AVE	AGUILAR GUSTAVO	1008 EISENHOWER DR	TUPELO, MS 38801	SB
6.	40713	112E0400300	1090 S VETERANS MEMORIAL BLVD	TUPELO MASONIC LODGE #318	P O BOX 1495	TUPELO, MS 38802	RS
7.	41729	089F3031300	201 W DOZIER ST	AGNEW FRANK	201 W DOZIER ST	TUPELO, MS 38804	SB
8.	41739	089F3030000	200 W DOZIER ST	SATTRAKOUNE SAOWANEE & KABCHAI TIMRATTHA	1032 COUNTY ROAD 204	BLUE SPRINGS, MS 38828	SB
9.	41742	078S2805211	801 HIGHLAND PARK DR	TUBB HILLARY P & JASON	801 HIGHLAND PARK DR	TUPELO, MS 38801	DS
10	41746	113B0602200	S GREEN ST	GENLYTHE THOMAS GROUP LLC	4360 BROWNSBORO ROAD STE 300	LOUISVILLE, KY 40232	LF
11	41751	089F3028300	328 FREEMAN ST	COMPLETE PROPERTY RESTORATION LLC	P O BOX 2638	TUPELO, MS 38803	SB
12	41754	089F3008400	638 N CHURCH ST	JOHNSON ANTOINETTA	376 ROAD 1	TUPELO, MS 38804	SB

Final Lot Mowing Report for 6/21/22

	Violation Ref	Parcel	Location	Owner	Owner Address	Owner City State Zip	Inspector
13	41771	089F3030100	202 W DOZIER ST	AGNEW FRANK	201 W DOZIER ST	TUPELO, MS 38804	SB
14	41772	089F3031200	203 W DOZIER ST	AGNEW ELLIS	C/O FRANK AGNEW	201 DOZIER	SB
15	41773	089F303010H	204 W DOZIER ST	AGNEW FRANK	201 W DOZIER ST	TUPELO, MS 38804	SB
16	41774	089F3030200	206 W DOZIER ST	COLE JOANNE M	877 ELVIS PRESLEY DR	TUPELO, MS 38804	SB
17							
18							
19							
20							721
21							
22							
23							
24							



AGENDA REQUEST

TO: Mayor and City Council
FROM: Dennis Bonds, City Engineer
DATE May 20,2022
SUBJECT: IN THE MATTER OF BID AWARD FOR FEDERAL AID PROJECT NO. STP-0430-00(040) LPA 107362-701000 **DRB**

Request: DRB

Bid Award for the Federal Aid Project No STP-0430-00(040) LPA 107362-701000
Sidewalk Connectivity at existing Railroad Crossings to J.M. Duncan Construction for
\$439,204.50.

The low bid amount is within total amounts allocated for the project including contingencies, but **10.2% ABOVE** the Engineer's estimate of \$398,539.95. This precludes negotiation with the lowest and best bidder.

RECOMMENDATION: Grant authority for the Mayor and City Clerk/CFO to sign the bid documents contingent upon MDOT concurrence with Council Approval before the job is officially awarded.



May 11, 2022

City of Tupelo, MS
Attn: Dennis Bonds
71 Troy Street
Tupelo, MS

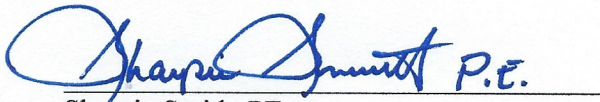
Subject: Bid Tab Analysis
Federal Aid Project STP-0430-00(021) LPA/107362-701000
Sidewalk Connectivity at Existing Railroad Crossings

Dennis,

After a thorough analysis of the three bids received (see attached bid tab analysis), I hereby recommend that the city tentatively award the contract to the low bidder, J. M. Duncan, Inc, PENDING MDOT concurrence in the award. The low bid is \$439,204.50.

If you have any questions, please call me.

Thanks


Sharpie Smith, PE
Principal

CITY OF TUPELO

Federal Aid Project STP-0430-00(021)LPA/107362-701000

Sidewalk Connectivity at Existing Railroad Crossings

Item Number	Description	Unit	Quantity	Estimated Unit Price	Estimated Total Price
EARTHWORK ITEMS					
201-A001	CLEARING AND GRUBBING	LS	1	\$15,000.00	\$15,000.00
202-A001	REMOVAL OF OBSTRUCTIONS	LS	1	\$12,000.00	\$12,000.00
202-B007	REMOVAL OF ASPHALT PAVEMENT, ALL DEPTHS	SY	280	\$90.00	\$25,200.00
202-B080	REMOVAL OF CONCRETE SIDEWALK	SY	22	\$80.00	\$1,760.00
202-B088	REMOVAL OF CURB & GUTTER, ALL TYPES	LF	80	\$20.00	\$1,600.00
202-B090	REMOVAL OF CURB INLET	EA	1	\$850.00	\$850.00
202-B240	REMOVAL OF TRAFFIC STRIPE	LF	204	\$6.00	\$1,224.00
203-EX020	BORROW EXCAVATION, AH, FME, CLASS B9	CY	145	\$48.00	\$6,960.00
203-G001	EXCESS EXCAVATION, FM, AH	CY	19	\$48.00	\$912.00
209-A005	GEOTEXTILE STABILIZATION, TYPE V, NON-WOVEN	SY	48	\$10.00	\$480.00
ROADSIDE DEVELOPMENT ITEMS					
211-B001	TOPSOIL FOR SLOPE TREATMENT, CONTRACTOR FURNISHED	CY	37	\$50.00	\$1,850.00
216-A001	SOLID SODDING	SY	392	\$10.00	\$3,920.00
219-A001	WATERING	KGAL	8	\$20.00	\$160.00
220-A001	INSECT PEST CONTROL	AC	1	\$30.00	\$30.00
226-A001	TEMPORARY GRASSING	AC	1	\$4,200.00	\$4,200.00
237-A001	WATTLES, 12"	LF	294	\$14.02	\$4,121.88
246-A001	SANDBAGS	LF	101	\$11.00	\$1,111.00
CRUSHED STONE BASE ALTERNATIVES					
		TON	6	\$400.00	\$2,400.00
304-F001	SIZE 610 CRUSHED STONE BASE				
	OR				
304-F002	3/4" AND DOWN CRUSHED STONE BASE				
	OR				
304-F003	SIZE 8258 CRUSHED STONE BASE				
PAVING ITEMS					
403-A003	12.5-MM, ST, ASPHALT PAVEMENT	TON	36	\$274.31	\$9,875.16
403-A015	9.5-MMA, ST, ASPHALT PAVEMENT	TON	94	\$200.00	\$18,800.00
406-A002	COLD MILLING OF BITUMINOUS PAVEMENT, ALL DEPTHS	SY	1132	\$13.50	\$15,282.00
503-C010	SAWCUT, FULL DEPTH	LF	1051	\$4.00	\$4,204.00
DRAINAGE ITEMS					
601-B001	CLASS "B" STRUCTURAL CONCRETE, MINOR STRUCTURES, PER PLANS	CY	3	\$6,992.57	\$20,977.71
602-A001	REINFORCING STEEL	LB	221	\$8.00	\$1,768.00
603-CA138	12" REINFORCED CONCRETE PIPE, CLASS V	LF	10	\$170.00	\$1,700.00
603-CE002	22" X 13" CONCRETE ARCH PIPE, CLASS A III	LF	15	\$116.00	\$1,740.00
605-U001	4" NON-PERFORATED PIPE FOR UNDERDRAINS	LF	43	\$40.00	\$1,720.00
613-D004	ADJUSTMENT OF INLETS	LS	1	\$5,250.00	\$5,250.00
SIDEWALK, CURB AND GUTTER, MEDIAN PAVEMENT, DRIVEWAYS					
608-A001	CONCRETE SIDEWALK WITHOUT REINFORCEMENT	SY	237	\$82.77	\$19,616.49
907-608-C001	DETECTABLE WARNING PANELS	SF	72	\$37.94	\$2,731.68
609-B002	CONCRETE CURB, HEADER	LF	405	\$48.12	\$19,488.60
609-D001	CONCRETE CURB AND GUTTER, TYPE 1	LF	247	\$75.00	\$18,525.00
614-A003	CONCRETE DRIVEWAY, WITHOUT REINFORCEMENT, 6-INCH THICKNESS	SY	48	\$106.30	\$5,102.40
616-A001	CONCRETE MEDIAN AND/OR ISLAND PAVEMENT, 10-INCH	SY	3	\$400.00	\$1,200.00
616-A004	CONCRETE MEDIAN AND/OR ISLAND PAVEMENT, 4-INCH	SY	20	\$350.00	\$7,000.00
TEMPORARY TRAFFIC CONTROL ITEMS					
618-A001	MAINTENANCE OF TRAFFIC	LS	1	\$6,000.00	\$6,000.00
619-D1001	STANDARD ROADSIDE CONSTRUCTION SIGNS, LESS THAN 10 SQUARE FEET	SF	157	\$12.23	\$1,920.11
619-D2001	STANDARD ROADSIDE CONSTRUCTION SIGNS, 10 SQUARE FEET OR MORE	SF	98	\$18.45	\$1,808.10
907-619-E3001	CHANGEABLE MESSAGE SIGN	EA	4	\$6,001.74	\$24,006.96
619-G4005	BARRICADES, TYPE III, SINGLE FACED	LF	498	\$21.07	\$10,492.86
620-A001	MOBILIZATION	LS	1	\$20,000.00	\$20,000.00
PAVEMENT MARKING ITEMS					
907-625-C002	TRAFFIC STRIPE, CONTINUOUS WHITE, 4" WIDTH	LF	357	\$15.00	\$5,355.00
907-625-D002	TRAFFIC STRIPE, CONTINUOUS YELLOW, 4" WIDTH	LF	1550	\$2.48	\$3,844.00
626-H004	THERMOPLASTIC LEGEND, WHITE	SF	254	\$19.50	\$4,953.00
PERMANENT TRAFFIC CONTROL ITEMS					
630-F003	DELINEATORS, FLEXIBLE POST MOUNTED, CROSSOVER, TYPE II	EA	42	\$200.00	\$8,400.00
686-A001	RELOCATION OF EXISTING LIGHTING ASSEMBLIES	EA	1	\$3,000.00	\$3,000.00
699-A001	ROADWAY CONSTRUCTION STAKES	LS	1	\$10,000.00	\$10,000.00
907-899-A001	RAILWAY-HIGHWAY PROVISIONS	LS	1	\$60,000.00	\$60,000.00
				Estimated Construction Cost	\$398,539.95
				Estimated CEI Cost	\$39,854.00
				Estimated Sampling and Testing Cost	\$19,927.00
				5% Contingency	\$22,916.05
				TOTAL Estimated Construction Cost	\$481,236.99

Duncan Unit Price	Duncan Total Price	Gregory Unit Price	Gregory Total Price	Phillips Unit Price	Phillips Total Price
\$ 10,000.00	\$ 10,000.00	\$ 72,000.00	\$ 72,000.00	\$ 30,000.00	\$ 30,000.00
\$ 5,000.00	\$ 5,000.00	\$ 72,000.00	\$ 72,000.00	\$ 35,000.00	\$ 35,000.00
\$ 25.00	\$ 7,000.00	\$ 48.00	\$ 13,440.00	\$ 40.00	\$ 11,200.00
\$ 50.00	\$ 1,100.00	\$ 250.00	\$ 5,500.00	\$ 50.00	\$ 1,100.00
\$ 25.00	\$ 2,000.00	\$ 136.00	\$ 10,880.00	\$ 20.00	\$ 1,600.00
\$ 2,500.00	\$ 2,500.00	\$ 2,700.00	\$ 2,700.00	\$ 1,500.00	\$ 1,500.00
\$ 5.00	\$ 1,020.00	\$ 6.00	\$ 1,224.00	\$ 10.00	\$ 2,040.00
\$ 40.00	\$ 5,800.00	\$ 103.00	\$ 14,935.00	\$ 50.00	\$ 7,250.00
\$ 50.00	\$ 950.00	\$ 69.00	\$ 1,311.00	\$ 50.00	\$ 950.00
\$ 10.00	\$ 480.00	\$ 50.00	\$ 2,400.00	\$ 15.00	\$ 720.00
\$ 50.00	\$ 1,850.00	\$ 106.00	\$ 3,922.00	\$ 50.00	\$ 1,850.00
\$ 10.00	\$ 3,920.00	\$ 15.00	\$ 5,880.00	\$ 15.00	\$ 5,880.00
\$ 20.00	\$ 160.00	\$ 20.00	\$ 160.00	\$ 20.00	\$ 160.00
\$ 30.00	\$ 30.00	\$ 30.00	\$ 30.00	\$ 30.00	\$ 30.00
\$ 2,500.00	\$ 2,500.00	\$ 2,200.00	\$ 2,200.00	\$ 3,000.00	\$ 3,000.00
\$ 15.00	\$ 4,410.00	\$ 15.00	\$ 4,410.00	\$ 15.00	\$ 4,410.00
\$ 20.00	\$ 2,020.00	\$ 15.00	\$ 1,515.00	\$ 15.00	\$ 1,515.00
\$ 250.00	\$ 1,500.00	\$ 930.00	\$ 5,580.00	\$ 250.00	\$ 1,500.00
\$ 375.00	\$ 11,700.00	\$ 600.00	\$ 21,600.00	\$ 350.00	\$ 12,600.00
\$ 300.00	\$ 28,200.00	\$ 540.00	\$ 50,760.00	\$ 350.00	\$ 32,900.00
\$ 30.00	\$ 33,960.00	\$ 38.00	\$ 43,016.00	\$ 35.00	\$ 39,620.00
\$ 15.00	\$ 15,765.00	\$ 11.00	\$ 11,561.00	\$ 15.00	\$ 15,765.00
\$ 2,700.00	\$ 8,100.00	\$ 3,300.00	\$ 9,900.00	\$ 5,000.00	\$ 15,000.00
\$ 5.00	\$ 1,105.00	\$ 3.00	\$ 663.00	\$ 10.00	\$ 2,210.00
\$ 250.00	\$ 2,500.00	\$ 270.00	\$ 2,700.00	\$ 330.00	\$ 3,300.00
\$ 250.00	\$ 3,750.00	\$ 123.00	\$ 1,845.00	\$ 360.00	\$ 5,400.00
\$ 20.00	\$ 860.00	\$ 119.00	\$ 5,117.00	\$ 60.00	\$ 2,580.00
\$ 2,500.00	\$ 2,500.00	\$ 5,100.00	\$ 5,100.00	\$ 2,500.00	\$ 2,500.00
\$ 90.00	\$ 21,330.00	\$ 195.00	\$ 46,215.00	\$ 190.00	\$ 45,030.00
\$ 100.00	\$ 7,200.00	\$ 24.00	\$ 1,728.00	\$ 50.00	\$ 3,600.00
\$ 35.00	\$ 14,175.00	\$ 58.00	\$ 23,490.00	\$ 97.00	\$ 39,285.00
\$ 40.00	\$ 9,880.00	\$ 82.00	\$ 20,254.00	\$ 97.00	\$ 23,959.00
\$ 150.00	\$ 7,200.00	\$ 186.00	\$ 8,928.00	\$ 210.00	\$ 10,080.00
\$ 400.00	\$ 1,200.00	\$ 1,600.00	\$ 4,800.00	\$ 250.00	\$ 750.00
\$ 100.00	\$ 2,000.00	\$ 720.00	\$ 14,400.00	\$ 200.00	\$ 4,000.00
\$ 15,000.00	\$ 15,000.00	\$ 26,000.00	\$ 26,000.00	\$ 40,000.00	\$ 40,000.00
\$ 14.00	\$ 2,198.00	\$ 18.00	\$ 2,826.00	\$ 16.00	\$ 2,512.00
\$ 14.00	\$ 1,372.00	\$ 18.00	\$ 1,764.00	\$ 16.00	\$ 1,568.00
\$ 5,200.00	\$ 20,800.00	\$ 6,600.00	\$ 26,400.00	\$ 12,000.00	\$ 48,000.00
\$ 35.00	\$ 17,430.00	\$ 44.00	\$ 21,912.00	\$ 50.00	\$ 24,900.00
\$ 50,000.00	\$ 50,000.00	\$ 102,000.00	\$ 102,000.00	\$ 50,000.00	\$ 50,000.00
\$ 2.50	\$ 892.50	\$ 3.00	\$ 1,071.00	\$ 10.00	\$ 3,570.00
\$ 2.50	\$ 3,875.00	\$ 3.00	\$ 4,650.00	\$ 10.00	\$ 15,500.00
\$ 18.00	\$ 4,572.00	\$ 22.00	\$ 5,588.00	\$ 25.00	\$ 6,350.00
\$ 700.00	\$ 29,400.00	\$ 880.00	\$ 36,960.00	\$ 1,000.00	\$ 42,000.00
\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 20,000.00	\$ 20,000.00
\$ 5,000.00	\$ 5,000.00	\$ 33,000.00	\$ 33,000.00	\$ 25,000.00	\$ 25,000.00
\$ 50,000.00	\$ 50,000.00	\$ 63,000.00	\$ 63,000.00	\$ 50,000.00	\$ 50,000.00
	\$ 439,204.50		\$ 832,335.00		\$ 697,684.00
Overrun	10.20%	Overrun	108.85%	Overrun	75.06%

SECTION 905 - PROPOSAL

Date 5-11-22TO: City of Tupelo, Lee County, MS
71 East Troy St., Tupelo, MS 38804Sirs: The following proposal is made on behalf of MATT DUNCAN
of J.M. DUNCAN, INC.

for constructing the following designated project(s) within the time(s) hereinafter specified.

The plans are composed of drawings and blue prints on file in the offices of Smith Section
Reid, Inc. Memphis, Tennessee.

The Specifications are the current Standard Specifications of the Mississippi Department of Transportation approved by the Federal Highway Administration, except where superseded or amended by the plans, Special Provisions and Notice(s) to Bidders attached hereto and made a part thereof.

I (We) certify that I (we) possess a copy of said Standard and any Supplemental Specifications.

Evidence of my (our) authority to submit the Proposal is hereby furnished. The proposal is made without collusion on the part of any person, firm or corporation. I (We) certify that I (we) have carefully examined the Plans, the Specifications, including the Special Provisions and Notice(s) to Bidders, herein, and have personally examined the site of the work. On the basis of the Specifications, Special Provisions, Notice(s) to Bidders, and Plans, I (we) propose to furnish all necessary machinery, tools, apparatus and other means of construction and do all the work and furnish all the materials in the manner specified. I (We) understand that the quantities mentioned herein are approximate only and are subject to either increase or decrease, and hereby propose to perform any increased or decreased quantities of work at the unit prices bid, in accordance with the above.

I (We) acknowledge that this proposal will be found irregular and/or non-responsive unless a certified check, cashier's check, or Proposal Guaranty Bond in the amount as required in the Advertisement (or, by law) is submitted electronically with the proposal or is delivered to the office of The City of Tupelo located at 71 E Troy St, Tupelo MS, 38804 prior to the bid opening time specified in the advertisement.

INSTRUCTION TO BIDDERS: Alternate and Optional Items on Bid Schedule.

1. Two or more items entered opposite a single unit quantity WITHOUT DEFINITE DESIGNATION AS "ALTERNATE ITEMS" are considered as "OPTIONAL ITEMS". Bidders may or may not indicate on bids the Optional Item proposed to be furnished or performed WITHOUT PREJUDICE IN REGARD TO IRREGULARITY OF BIDS.
2. Items classified on the bid schedule as "ALTERNATE ITEMS" and/or "ALTERNATE TYPES OF CONSTRUCTION" must be preselected and indicated on bids. However, "Alternate Types of Construction" may include Optional Items to be treated as set out in Paragraph 1, above.
3. Optional items not preselected and indicated on the bid schedule MUST be designated in accordance with Subsection 102.06 prior to or at the time of execution of the contract.
4. Optional and Alternate items designated must be used throughout the project.

I (We) further propose to perform all "force account or extra work" that may be required of me (us) on the basis provided in the Specifications and to give such work my (our) personal attention in order to see that it is economically performed.

I (We) further propose to execute the attached contract agreement (Section 902) as soon as the work is awarded to me (us), and to begin and complete the work within the time limit(s) provided for in the Specifications and Advertisement. I (We) also propose to execute the attached contract bond (Section 903) in an amount not less than one hundred (100) percent of the total of my (our) part, but also to guarantee the excellence of both workmanship and materials until the work is finally accepted.

SECTION 905 - PROPOSAL (CONTINUED)

I (We) shall submit electronically with our proposal or deliver prior to the bid opening time a certified check, cashier's check or bid bond for **five percent (5%) of total bid** and hereby agree that in case of my (our) failure to execute the contract and furnish bond within Ten (10) days after notice of award, the amount of this check (bid bond) will be forfeited to the State of Mississippi as liquidated damages arising out of my (our) failure to execute the contract as proposed. It is understood that in case I am (we are) not awarded the work, the check will be returned as provided in the Specifications.

I (We) hereby certify by conventional signature below of a paper bid submission, or by digital signature of an electronic submission via any authorized electronic submittal software, of the Section 905 proposal below, that all certifications, disclosures and affidavits incorporated herein are deemed to be duly executed in the aggregate, fully enforceable and binding upon delivery of the bid proposal. I (We) further acknowledge that this certification shall not extend to the bid bond or alternate security which must be separately executed for the benefit of the Owner. This signature does not cure deficiencies in any required certifications, disclosures and/or affidavits. I (We) also acknowledge the right of the Owner to require full and final execution on any certification, disclosure or affidavit contained in the proposal at the Owner election upon award. Failure to so execute at the request within the time allowed in the Standard Specifications for execution of all contract documents will result in forfeiture of the bid bond or alternate security.

Bidder acknowledges receipt of and has added to and made a part of the proposal and contract documents the following addendum (addenda):

ADDENDUM NO. _____ DATED _____ ADDENDUM NO. _____ DATED _____
ADDENDUM NO. _____ DATED _____ ADDENDUM NO. _____ DATED _____

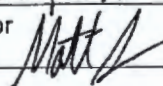
TOTAL ADDENDA: 0
(Must agree with total addenda issued prior to opening of bids)

Respectfully submitted,

DATE: 5-11-22

J. M. DUNCAN, INC.

Contractor

BY: MATT DUNCAN 

TITLE: PRESIDENT

ADDRESS: P.O. Box 1355

CITY: Rosley, MS 38663

PHONE: 662-882-3231

FAX: 662-993-8579

EMAIL: jmduncaninc@yahoo.com



SECTION 905 PROPOSAL (Bid Sheet No. 2-1)

PROJECT NUMBER: STP-0430-00(040) LPA 107362-701000

COUNTY: LEE

PROJECT DESCRIPTION: CITY OF TUPELO - SIDEWALK CONNECTIVITY AT EXISTING RAILROAD CROSSINGS

I (We) agree to complete the entire project within the specified contract time.

*** SPECIAL NOTICE TO BIDDERS ***

BIDS WILL NOT BE CONSIDERED UNLESS BOTH UNIT PRICES AND ITEM TOTALS ARE ENTERED

BIDS WILL NOT BE CONSIDERED UNLESS THE BID CERTIFICATE LOCATED AT THE END OF THE BID SHEETS IS SIGNED

BID SCHEDULE					
Line No.	PAY ITEM NO.	PLAN QUANTITY	UNIT	DESCRIPTION	ITEM TOTAL
				EARTHWORK	
00001	201-A001	1	LS	CLEARING AND GRUBBING	XXXX
00002	202-A001	1	LS	REMOVAL OF OBSTRUCTIONS	XXXX
00003	202-B007	280	SY	REMOVAL OF ASPHALT PAVEMENT, ALL DEPTHS	25. ⁰⁰
00004	202-B080	22	SY	REMOVAL OF CONCRETE SIDEWALK	50. ⁰⁰
00005	202-B088	80	LF	REMOVAL OF CURB & GUTTER, ALL TYPES	25. ⁰⁰
00006	202-B090	1	EA	REMOVAL OF CURB INLET	2,500. ⁰⁰
00007	202-B240	204	LF	REMOVAL OF TRAFFIC STRIPE	5. ⁰⁰
00008	203-EX020	145	CY	BORROW EXCAVATION, AH, FME, CLASS B9	40. ⁰⁰
00009	203-G001	19	CY	EXCESS EXCAVATION, FM, AH	50. ⁰⁰
00010	209-A005	48	SY	GEOTEXTILE STABILIZATION, TYPE V, NON-WOVEN	10. ⁰⁰

Line No.	PAY ITEM NO.	PLAN QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	ITEM TOTAL
				EROSION CONTROL		
00011	211-B001	37	CY	TOPSOIL FOR SLOPE TREATMENT, CONTRACTOR FURNISHED	50. ⁰⁰	1,850. ⁰⁰
00012	216-A001	392	SY	SOLID SODDING	10. ⁰⁰	3,920. ⁰⁰
00013	219-A001	8	KGAL	WATERING	20.00	\$160.00
00014	220-A001	1	AC	INSECT PEST CONTROL	30.00	\$30.00
00015	226-A001	1	AC	TEMPORARY GRASSING	2,500. ⁰⁰	2,500. ⁰⁰
00016	237-A001	294	LF	WATTLES, 12"	15. ⁰⁰	4,410. ⁰⁰
00017	246-A001	101	LF	SANDBAGS	20. ⁰⁰	2,020. ⁰⁰
				CRUSHED STONE ALTERNATIVES		
00018	304-F001	6	TON	SIZE 610 CRUSHED STONE BASE	250. ⁰⁰	1,500. ⁰⁰
				OR		
00019	304-F002	6	TON	3/4" AND DOWN CRUSHED STONE BASE	N/A	N/A
				OR		
00020	304-F003	6	TON	SIZE 825B CRUSHED STONE BASE	N/A	N/A
				PAVEMENT		
00021	403-A003	36	TON	12.5-MM, ST, ASPHALT PAVEMENT	325. ⁰⁰	11,700. ⁰⁰
00022	403-A015	94	TON	9.5-MM, ST, ASPHALT PAVEMENT	300. ⁰⁰	28,200. ⁰⁰
00023	406-A002	1132	SY	COLD MILLING OF BITUMINOUS PAVEMENT, ALL DEPTHS	30. ⁰⁰	33,960. ⁰⁰

Line No.	PAY ITEM NO.	PLAN QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	ITEM TOTAL
00024	503-C010	1051	LF	SAWCUT, FULL DEPTH	15.00	15,765.00
				DRAINAGE		
00025	601-B001	3	CY	CLASS "B" STRUCTURAL CONCRETE, MINOR STRUCTURES PER PLANS	2,700.00	8,100.00
00026	602-A001	221	LB	REINFORCING STEEL	5.00	1,105.00
00027	603-CA138	10	LF	12" REINFORCED CONCRETE PIPE, CLASS V	250.00	2,500.00
00028	603-CE002	15	LF	22" X 13" CONCRETE ARCH PIPE, CLASS A III	250.00	3,750.00
00029	605-U001	43	LF	4" NON-PERFORATED PIPE FOR UNDERDRAINS	20.00	860.00
00031	613-D004	1	LS	ADJUSTMENT OF INLETS	XXXXX	2,500.00
				CONCRETE		
00032	608-A001	237	SY	CONCRETE SIDEWALK WITHOUT REINFORCEMENT	90.00	21,330.00
00033	907-608-C001	72	SF	DETECTABLE WARNING PANELS	100.00	7,200.00
00034	609-B002	405	LF	CONCRETE CURB, HEADER	35.00	14,175.00
00035	609-D001	247	LF	CONCRETE CURB AND GUTTER, TYPE 1	40.00	9,880.00
00036	614-A003	48	SY	CONCRETE DRIVEWAY, WITHOUT REINFORCEMENT, 6-INCH THICKNESS	150.00	7,200.00
00037	616-A001	3	SY	CONCRETE MEDIAN AND/OR ISLAND PAVEMENT, 10-INCH	400.00	1,200.00
00038	616-A004	20	SY	CONCRETE MEDIAN AND/OR ISLAND PAVEMENT, 4-INCH	100.00	2,000.00

Line No.	PAY ITEM NO.	PLAN QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	ITEM TOTAL
00039	618-A001	1	LS	TRAFFIC CONTROL	XXXXX	15,000.00
00040	619-D1001	157	SF	MAINTENANCE OF TRAFFIC		
00041	619-D2001	98	SF	STANDARD ROADSIDE CONSTRUCTION SIGNS, LESS THAN 10 SQUARE FEET	14.00	2,198.00
00042	907-619-E3001	4	EA	STANDARD ROADSIDE CONSTRUCTION SIGNS, 10 SQUARE FEET OR MORE	14.00	1,372.00
00043	619-G4005	498	LF	CHANGEABLE MESSAGE SIGN	5,200.00	2,9800.00
				BARRICADES, TYPE III, SINGLE FACED	35.00	17,430.00
00044	620-A001	1	LS	MOBILIZATION	XXXXX	50,000.00
				PAVEMENT MARKING		
00045	907-625-C002	357	LF	TRAFFIC STRIPE, CONTINUOUS WHITE, 4" WIDTH	2.50	892.50
00046	907-625-D002	1550	LF	TRAFFIC STRIPE, CONTINUOUS YELLOW, 4" WIDTH	2.50	3,875.00
00047	626-H004	254	SF	THERMOPLASTIC LEGEND, WHITE	18.00	4,572.00
00048	630-F003	42	EA	DELINEATORS, FLEXIBLE POST MOUNTED, CROSSEOVER, TYPE II	700.00	29,400.00
00049	686-A001	1	EA	PERMANENT SIGNING		
				RELOCATION OF EXISTING LIGHTING ASSEMBLIES	15,000.00	15,000.00
00050	699-A001	1	LS	ROADWAY CONSTRUCTION STAKES	XXXXX	5,000.00

Line No.	PAY ITEM NO.	PLAN QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	ITEM TOTAL
00051	907-899-A001	1	LS	RAILWAY-HIGHWAY PROVISIONS	XXXXXX	50,000. ⁰⁰
					TOTAL BID AMOUNT	439,204. ⁵⁰

COMPLETE ITEM NOS. 1, 2 AND/OR 3 AS APPROPRIATE. SEE NOTICE TO BIDDERS NO. 2611 AND SUPPLEMENT.

1. I/We agree that no less than 5 percent shall be expended with small business concerns owned and controlled by socially and economically disadvantaged individuals (DBE and WBE).
2. Classification of Bidder: Small Business (DBE) _____ Small Business (WBE) _____
3. A joint venture with a Small Business (DBE/WBE): YES _____

*** SIGNATURE STATEMENT ***

BIDDER ACKNOWLEDGES THAT HE/SHE HAS CHECKED ALL ITEMS IN THIS PROPOSAL FOR ACCURACY AND CERTIFY THAT THE FIGURES SHOWN THEREIN CONSTITUTE THEIR OFFICIAL BID.


BIDDER'S SIGNATURE



AGENDA REQUEST

TO: Mayor and City Council
FROM: John Quaka, Chief of Police
DATE June 16, 2022
SUBJECT: IN THE MATTER OF SPECIAL POLICE DETAIL – AFA JQ

Request:

Requesting Council approval for Officers to wear TPD uniform while working security for AFA.



733
Tupelo Police Department
Deputy Chief Anthony Hill

To: Mayor Todd Jordan & COO Don Lewis
CC: Council Members
Fr: Chief John Quaka & DC Anthony Hill
Dt: June 20, 2022
Re: Special Police Detail – American Family Association

Ladies and Gentlemen:

I respectfully request that you allow all Tupelo Police Officers & Reserve Officers to be able to wear Police uniform and to have proper city issued equipment for help with security and deterrent for the American Family Association. Liability and the fee for the officer's detail will come from AFA. Please see attached lists of Officers.

Sincerely,

Anthony Hill, 3991

Anthony Hill
Deputy Chief of Police

1 Bell, Samuel	53 McRee, David
2 Bell, Travis	54 Merrill, Adam
3 Berryman, Keylon Zackary	55 Miller, Joshua
4 Bowens, Michael	56 Miller, L'Brien
5 Bramble, Jon	57 Mills, Kaleb
6 Bramlett, Brett "Colton"	58 Montgomery, Jeremy
7 Brown, Christopher	59 Moore, Austin Tyler
8 Brown, Jeffery	60 Moses, Johnny
9 Burnley, Shelby	61 Moyer, Brett
10 Burress, Devin Blake	62 Naron, Christopher Neil
11 Bynum, Tyler	63 Noe, Roy
12 Caldwell, Joshua	64 Parker, Josh
13 Carter, Jessica	65 Parker Jr., Kevin
14 Chavers, Alan	66 Payne, Noah
15 Cook, Tyler	67 Price, Jon
16 Cook, Tyson	68 Quaka, John
17 Cunningham, Mitchell	69 Ramirez Jr., Heriberto
18 Davidson, Jarret	70 Ray, George
19 Davis, Jerry	71 Sanford, James Adam
20 Dodson, Bruce	72 Scott, Derek
21 Doss, Stephanie Nicole	73 Senter, Christopher Austin
22 Edmondson, Braxton	74 Senter, Joseph
23 Farris, Peyton	75 Shea, James
24 Finney, Greg	76 Sheffield, Nathan
25 Floyd, William Scott	77 Shepherd, Daniel
26 Forman, Jacob	78 Simmons, Christopher Seth
27 Forrester, Chris	79 Smith, Bethany
28 Franklin, Aamil	80 Smith, Quevandas
29 Franklin, Richard	81 Styles, Lauren
30 Gazaway, Myles	82 Summerlin, Michael
31 Griffin, Jeffery	83 Tallant, Cameron
32 Harvey, Charles	84 Thompson, Jared
33 Harville, David	85 Thornton, Brenton
34 Hayes, Christian	86 Tubbs, Ahmad
35 Hendrix, Robert Paul	87 Tucker, Brandon
36 Henson, Jason	88 Tutor, Dustin
37 Hill, Anthony	89 Tyra, Elijah
38 Hudson, Perry	90 Uhiren, Benjamin
39 Iglesias Marcado, Karlo	91 Vail, Robert
40 Johnson, Jonathan	92 Veal, Hal
41 Johnson, Patrick	93 Voicu, Victor
42 Jones, Cameron	94 Walker, Ambrose
43 Jumper, Cassidy	95 Ware, Justin
44 Kloac, James Weston	96 Weaver, Thomas
45 Knight, John	97 Webb II, Dean Justin
46 Lee, Joshua	98 Webb, Mark
47 Macon, Lemadrick	99 White, Katarsha
48 Mansell, Douglas	100 Whitlock, Jacob
49 Manning, Davis	101 Wilkerson, Walter
50 Marshall Jr., James	102 Williams, Brittney
51 Mask, Marty	103 Wright, Nathan
52 McDougald, Charles	

- 1 Bearden, Dean
- 2 Bell, Tim
- 3 Blanton, Len
- 4 Conrad, Stewart
- 5 Gibens, Michael Eric
- 6 Jackson, John
- 7 Johnson, Patrick
- 8 King, James
- 9 Kingsley, Randy
- 10 Madlock, Charles
- 11 Magers, Sylvia Dawn
- 12 McClain, Mike
- 13 Nesmith, Bill
- 14 Parker Sr., Kevin
- 15 Richey, Sean
- 16 Sanderson, Philip
- 17 Sanford, Terry
- 18 Sumner, Charles
- 19 Underwood, Dustin
- 20 Watkins, Sennett Connor
- 21 Williams, Michael

STATE OF MISSISSIPPI

COUNTY OF LEE

HOLD HARMLESS AND INDEMNITY AGREEMENT

This hold harmless and indemnity agreement (this "Agreement") is made effective on 7th, July, 2022 by and between the City of Tupelo (hereinafter "City") and the American Family Association (hereinafter "Business"); and

WHEREAS, the Business acknowledges and agrees that any City police officer performing private security services for the Business shall be deemed to be acting under an independent contractual service agreement for the Business; and

WHEREAS, the Business desires to hold harmless and indemnify the City from any claims and/or litigation arising from employment of any police officer performing private security services;

NOW THEREFORE, in consideration of the mutual covenants and conditions contained herein, the Business and the City hereby agree as follows:

TERMS:

1. Hold Harmless and Indemnification. Acts and omissions of an officer in discharge of private security employment shall be deemed to be the acts and omissions of the person or entity who hires or enters into any independent contractual service agreement with an officer for the private security services, and not the acts and omissions of the employing jurisdiction whose uniform, weapon and vehicle are approved for the private security use. The Business employing the officer for private security purposes shall hold harmless the City and fully indemnify the City for any expense or loss, including attorney's fees, which results from any action taken against the City arising out of the acts or omissions of the officer in discharge of private security services while wearing the official uniform or using the official weapon of the City. The Business agrees the City shall not be liable for acts or omissions of an officer in the discharge of the private security employment duties for the Business.

2. Authority to Enter Agreement. Each Party warrants that the individuals who have signed this Agreement have the actual legal power, right, and authority to make this Agreement and bind each respective party.

3. Amendment; Modification. No supplement, modification, or amendment of this agreement shall be binding unless executed in writing by the parties.

4. Waiver. No waiver of any default by the City shall constitute a waiver of any other default or breach, whether of the same or other covenant or condition.

5. Insurance Coverage: Business will provide general liability insurance coverage naming the City as a named insurance for no less than the amount of recovery provided for by Miss. Code

Anno. §11-46-15 (1972 as amended), and applicable insurance for any City police officer providing approved private security services for the Business.

6. Entire Agreement. This Agreement contains the entire agreement between the Parties related to the matters specified herein, and supersedes any prior oral or written statements or agreements between the Parties related to such matters.

7. Enforceability, Severability, and Reformation. If any provisions of this Agreement shall be held invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court finds that any provision of this Agreement is invalid or unenforceable but that by limiting such provision it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited. In the event any aspect of this Agreement is deemed unenforceable, the court is empowered to modify this Agreement to give the broadest possible interpretation permitted under Mississippi law.

8. Applicable Law. This Agreement shall be governed exclusively by the laws of the State of Mississippi, without regard to conflict of law provisions.

9. Exclusive Venue and Jurisdiction. Any lawsuit or legal proceeding arising out of or relating to this Agreement in any way whatsoever shall be exclusively brought and litigated in the applicable federal and/or state courts of Lee County, Mississippi. Each party expressly consents to and submits to this exclusive jurisdiction and exclusive venue. Each Party expressly waives the right to challenge this jurisdiction and/or venue as improper or inconvenient. Each Party consents to the dismissal of any lawsuit that they might bring in any other jurisdiction or venue.

10. Signatories: This Agreement shall be signed on behalf of the Business American Family Association, by Abraham Hamilton, General Counsel, and on behalf of the City Police Department by John Quaka, Chief of Police and effective as of the date first written above.

AMERICAN FAMILY ASSOCIATION

By: 
Name of Signatory, Title

CITY OF TUPELO

By: 
John Quaka, Chief of Police



AGENDA REQUEST

TO: Mayor and City Council
FROM: Chuck Williams, Director of Public Works
DATE 06/16/2022
SUBJECT: IN THE MATTER OF BID APPROVAL FOR CURB AND GUTTER / FLAT
WORK – 12 MONTH SUPPLY – 2022-022PW - **CW**

Request:

In the matter of bid approval for Curb and Gutter / Flat Work – 12 Month Supply

One bidder responded –

Slayton's Concrete Construction, LLC

We recommend that the bid be awarded to Slayton's Concrete Construction, LLC.



BID PACKAGE

CURB AND GUTTER / FLATWORK 12 MOS SUPPLY

Bid # 2022-022PW

CITY OF TUPELO, MS

ADVERTISEMENT FOR BIDS

NOTICE is hereby given that the City of Tupelo, Mississippi Public Works Department will receive bids for:

**CONCRETE CURB AND GUTTER / FLATWORK 12 MONTHS SUPPLY
Bid # 2022-022PW**

until 10:00 o'clock A.M. local time on Thursday, June 16, 2022.

Bids can be submitted via sealed bid at the Purchasing Office, City Hall 1st Floor, 71 East Troy Street, Tupelo, Mississippi, 38804 or electronically at www.tupelomsbids.com. Bid Documents and Specifications can be viewed and obtained online at www.tupelomsbids.com.

Any questions regarding electronic bidding should be directed to PH Bidding Group at 662-407-0193.

Award will be made to the lowest and best bidder. The Mayor and City Council reserve the right to reject any and all bids and to waive any and all informalities.

**BY ORDER OF THE MAYOR AND CITY COUNCIL OF THE CITY OF TUPELO,
MISSISSIPPI.**

CITY OF TUPELO, MISSISSIPPI

**BY: s/b Jennifer Shempert
JENNIFER SHERPERT, City Purchasing Clerk**

Publish Dates: 05/17/2022 and 05/24/2022 in the NE Mississippi Daily Journal.

CURB AND GUTTER / FLATWORK 12 MOS SUPPLY

Bid # 2022-022PW

SPECIFICATIONS

Maintenance of Traffic: The contractor shall provide qualified flagmen where necessary to direct the traffic; and shall take all necessary precautions for the protection of the work and the safety of the public. The contractor shall erect warning signs (men working) in advance of all places on the project where operations may interfere with the use of road by traffic, and at all intermediate points where the new work crosses or coincides with existing traveled roads.

All warning signs, flagmen and signaling devices shall conform to the minimum requirements contained in the Manual on Uniform Traffic Control Devices and its revisions published by the United States Government Printing office current at the time bids are received.

Section 601- Structural Concrete

601.02 Materials

601.02.1 General: Materials for structural concrete and their use, care and handling shall be in accordance with Subsection 804.02. In addition, Type IP Hydraulic Cement (e.g. Portland Cement) meeting the requirements of Subsection 701.04 will be permitted. Sampling and testing will be in accordance with Subsection 804.02.3.

601.02.2 Classification of Concrete: Concrete for this work shall be the class specified on the plans or in the bid schedule of the contract. Classes of concrete are identified in Subsection 804.02.6.

804 Concrete Bridges and Structures

804.02 Materials

804.02.6 Classification and Uses of Concrete: When a specific class of concrete is not specified on the plans or in the contract documents, the structure parts thereof shall be constructed with the class of concrete as directed by the Engineer / City of Tupelo.

The classes and their uses are as follows –

- 1) Class AA – Concrete for bridge construction and concrete exposed to seawater.
- 2) Class B – General use, heavily reinforced sections, cast-in place concrete piles, and conventional concrete piles.
- 3) Class BD – Concrete for bridge decks
- 4) Class C – Massive sections or lightly reinforced sections
- 5) Class D – Massive unreinforced sections and riprap
- 6) Class F – Concrete for prestressed members
- 7) Class FX – Extra strength concrete for prestressed members, as shown on plans
- 8) Class S – For all seal concrete deposited under water
- 9) Class DS – Drilled shaft

Section 609 Concrete curb, gutter and combination curb and gutter.

609.01 Description: This work consists of constructing curb, gutter, and combination curb and gutter in accordance with these specifications and in reasonably close conformity with the lines, grades, dimensions, and cross sections shown on the plans or as established.

609.02 Materials: Concrete for detached curb, gutter and combination curb and gutter shall meet the requirements of Section 601*. Concrete for curbs integral with concrete pavement shall meet the requirements of Section 501*.

609.03 Construction Requirements

609.03.2 Cast in place Hydraulic Cement Concrete (e.g. Portland cement)

609.03.2.1 Forms: Forms, except for divider plates and templates, may be wood or metal. All forms shall be full depth, straight, and free of warp and shall be securely staked, braced and sufficiently tight to prevent leakage of mortar. All forms shall be cleaned thoroughly and oiled before placing concrete against them.

Lumber for wood forms shall be sound, free of bulges, loose knots, and warps and of uniform width. All lumber shall be dressed and at least two (2) inches thick, except the City of Tupelo may permit the use of another size of lumber along with flexible material on short radii.

Metal forms shall be of approved sections and shall have a flat surface on top. They shall present a smooth surface and be of sufficient strength when braced to withstand the weight of the concrete without bulging or displacement. Special care shall be exercised to keep metal forms free from rust, grease, or other foreign matter that would discolor the concrete.

Metal templates or dividing plates shall be of sufficient thickness and of such design as to hold the forms rigidly in place and to produce a smooth vertical joint after the plates are removed. They shall be of the full dimensions shown on the plans for curb, gutter or combination curb or gutter.

609.03.2.2 Proportioning, Mixing and Placing Concrete: Unless otherwise specified, concrete used for detached curb, gutter and combination curb and gutter shall be Class "B" proportioned, mixed and placed in accordance with the provisions of Section 601*.

Concrete used for curb integral with concrete pavement shall be proportioned, mixed and placed in accordance with the provisions of Section 501*.

The concrete shall be placed on a moist grade and consolidated by vibration or other acceptable methods. Weep holes shall be placed through curbs where indicated on the plans or as directed.

609.03.2.3 Extruded Construction: Concrete curb and gutter may be constructed by the use of a curb forming machine. Such a machine shall conform to (a), (b), and (e) of 609.03.3.2, and in addition, its continued use shall be contingent upon it producing curb with the specified section, line and grade.

If these conditions cannot be met, construction shall be by conventional methods. **Also, expansion joints will need to be cut with a concrete saw.**

In the event a curb forming machine is used, minor modifications in the concrete mix design may have to be made to improve placement, subject to approval of the City of Tupelo.

609.03.2.4 Sections and Joints: Concrete curb, gutter or combination curb and gutter shall be constructed in uniform sections of the length specified on the plans. These lengths may be reduced where necessary for closure, but no section less than six feet will be permitted. The templates shall be accurately set before placing the concrete and, to the extent possible, allowed to remain in place until the concrete has set sufficiently to hold its shape. The templates shall be removed while the forms are still in place.

Expansion joints shall be formed of pre-molded joint filler of the specified thickness, and shall be placed in line with expansion joints in the adjoining pavement or structure and at other locations designated on the plans. All joint fillers shall be cut to full cross section and shall extend for full depth, width and length. All expansion joint material protruding after the concrete is finished shall be trimmed as directed. Immediately after removal of forms, the outer edges of filled joints shall be carefully exposed.

609.03.2.5 Finishing: The concrete shall be finished smooth and even by an approved float. Forms on the face of curbs shall be removed as soon as the concrete will hold its shape, and the surface shall be finished with a float to a smooth even texture. Plastering will not be permitted. Strike-off templates of the form and shape of the gutter shall be used to shape the top surface of gutters. Before final finishing the surface of gutters shall be checked with a 10-foot straightedge, and all irregularities of more than 1/8 inch in 10 feet shall be corrected.

Edges on the faces of curbs shall be rounded with finishing tools and having the radii shown on the plans or to match existing. Edges where templates have been removed or expansion joint material has been placed shall be finished with an edging tool having a radius of 1/4 inch. All exposed surfaces against which some rigid type of construction is to be made shall be left smooth and uniform so as to permit free movement of the curb, gutter, or combination curb and gutter.

All tool marks shall be removed with a wetted brush or wood float. The finished surface shall be a uniform color free from discolorations.

609.03.2.6 Protection and Curing: The contractor shall have materials available at all times for the protection of unhardened concrete against rain. During the curing period all traffic, both pedestrian and vehicular, shall be kept off the concrete. Vehicular traffic shall be kept off for such additional times as the City of Tupelo may direct. The contractor shall protect the work from damage until release of maintenance. All sections damaged before release of maintenance shall be removed and reconstructed by the Contractor without extra compensation.

609.03.4 Backfilling and Cleaning Up: After the concrete has set sufficiently, all surplus material shall be disposed of as directed, and the entire area shall be left in a neat and satisfactory condition.

609.04 Method of measurement: Complete In-place Concrete gutter, curb and combination curb and gutter will be measured by the linear foot along the face of the curb or flow line of the gutter. Deduction will be made of driveway openings.

Concrete integral curb, complete in place, will be measured by the linear foot along the face of the curb including the full length of curb returns for driveways.

No deduction in length will be made for drainage structures such as catch basins and inlets installed in the curbing.

609.05 Basis of payment: The work - concrete gutter, curb, combination curb and gutter will be paid for at the contract unit prices per linear foot, complete in place, which shall be full compensation for completing the work.

GENERAL BIDDER REQUIREMENTS:

1. All bids must be submitted on the bid form. The bid form is the signed form with the date, bid number and the vendor address on it.
2. The bidder shall sign and date the bid at the bottom of the form.
3. If the bid is delivered to City Hall, the outside of the envelope shall be clearly marked with vendor, invitation number, time and date to be opened, and Certificate of Responsibility Number. If the bid is submitted electronically through www.tupelomsbids.com, the Certificate of Responsibility shall be included with the bid documents.
Responsibility number or state work will be under \$50,000.
4. Bidder must show evidence of Worker's Compensation insurance submitted with bid.
5. Bid must show evidence of \$1,000,000 general liability insurance with submitted bid.
6. Bidder must have and show evidence of Mississippi State Contractor's license with submitted bid.
7. Bidder must have current Privilege License with the City of Tupelo and show proof with submitted bid.
8. Successful bidder must provide traffic control when needed.
9. Successful bidder must be willing to accept curb and gutter jobs as short as ten linear feet.
10. The City of Tupelo reserves the right to reject any and all bids, to waive any informalities in the bid, or award the bid to whomever they may choose.

*of the Mississippi Standard Specifications for Road and Bridge Construction 2017 edition by the Mississippi Department of Transportation

END OF SECTION

BID FORM

UNIT PRICE BID- CONCRETE CURB AND GUTTER / FLATWORK

Item Description	Unit	Unit Price
STANDARD CURB & GUTTER - Broom Finish <i>Material and Labor per Linear Foot – to form and pour</i> <i>(Public Works will excavate.)</i>	LF	
STANDARD CURB & GUTTER - Exposed Aggregate <i>Material and Labor per Linear Foot – to form and pour</i> <i>(Public Works will excavate.)</i>	LF	
LAY BACK CURB & GUTTER - Broom Finish <i>Material and Labor per Linear Foot – to form and pour</i> <i>(Public Works will excavate.)</i>	LF	
LAY BACK CURB & GUTTER- Exposed Aggregate <i>Material and Labor per Linear Foot – to form and pour</i> <i>(Public Works will excavate.)</i>	LF	
FLAT WORK- Broom Finish <i>Material and Labor per Square Foot – to form and pour</i> <i>(Public Works will excavate.)</i> (a) <u>4" thick per sq ft</u>	<u>SF</u>	4" Thick: \$ _____
(b) <u>6" thick per sq ft</u>	<u>SF</u>	6" Thick: \$ _____
(c) <u>8" thick per sq ft</u>	<u>SF</u>	8" Thick: \$ _____
FLAT WORK- Exposed Aggregate <i>Material and Labor per Square Foot – to form and pour</i> <i>(Public Works will excavate.)</i> (a) 4" thick per sq ft	<u>SF</u>	4" Thick: \$ _____
(b) 6" thick per sq ft	<u>SF</u>	6" Thick: \$ _____
(c) 8" thick per sq ft	<u>SF</u>	8" Thick: \$ _____
FLAT WORK- Stamped Finish <i>Material and Labor per Square Foot – to form and pour</i> <i>(Public Works will excavate.)</i> (a) 4" thick per sq ft	<u>SF</u>	4" Thick: \$ _____
(b) 6" thick per sq ft	<u>SF</u>	6" Thick: \$ _____
(c) 8" thick per sq ft	<u>SF</u>	8" Thick: \$ _____
ADA Ramps <i>Material and Labor per Square Foot – to form and pour</i> <i>(Public Works will excavate.)</i>	SF	

This Bid is submitted for: **Concrete Curb and Gutter / Flatwork- 12 Month Supply**

This bid is submitted to: **City of Tupelo, 71 East Troy Street, Tupelo, MS 38804**
(Owner)

The undersigned, in compliance with the request for bids for the above referenced project hereby proposes to furnish all labor, permits, material, machinery, tools, supplies and equipment to faithfully perform all work required for construction of Concrete Curb and Gutter- 12 Month Supply for the City of Tupelo in accordance with the specifications provided for the above UNIT PRICE amount:

BIDDER INFORMATION

Company Name: _____

Company Representative: _____

Title: _____

Business Address: _____

Street

City

State

Zip

Phone

Email

Certificate of Responsibility #: _____

Signature of Bidder: _____

Date: _____

ADVERTISEMENT FOR BIDS

NOTICE is hereby given that the City of Tupelo, Mississippi Public Works Department will receive bids for:

**CONCRETE CURB AND GUTTER / FLATWORK 12 MONTHS SUPPLY
Bid # 2022-022PW**

until 10:00 o'clock A.M. local time on Thursday, June 16, 2022.

Bids can be submitted via sealed bid at the Purchasing Office, City Hall 1st Floor, 71 East Troy Street, Tupelo, Mississippi, 38804 or electronically at www.tupelomsbids.com. Bid Documents and Specifications can be viewed and obtained online at www.tupelomsbids.com.

Any questions regarding electronic bidding should be directed to PH Bidding Group at 662-407-0193.

Award will be made to the lowest and best bidder. The Mayor and City Council reserve the right to reject any and all bids and to waive any and all informalities.

**BY ORDER OF THE MAYOR AND CITY COUNCIL OF THE CITY OF TUPELO,
MISSISSIPPI.**

CITY OF TUPELO, MISSISSIPPI

**BY: s/b Jennifer Shempert
JENNIFER SHEMPERT, City Purchasing Clerk**

Publish Dates: 05/17/2022 and 05/24/2022 in the NE Mississippi Daily Journal.

Time: 10:00

Department: PUBLIC WORKS

Mos Supply

Attendance	Company
Mac Dillal	City of Tupelo
Shirley Shempert	COT
Doni Mead	City of Tupelo

749

PH BIDDING GROUP

ABOUTE-BIDDINGREVERSE AUCTIONSCUSTOM SOLUTIONS

CONTACT

UPLOAD FILES

BIDDING OPPORTUNITIES

PH BIDDING GROUP

Hi, Jennifer

2022-022PW Curb and Gutter / Flatwork- 12 Months Supply

My Dashboard

Tupelo, MS (T-NR-E)

Details

Specs

Addenda

Plan Holders

Activity

View Bids

No bids have been submitted

Have a question?

This Bid is submitted for: Concrete Curb and Gutter / Flatwork- 12 Month Supply

This bid is submitted to: City of Tupelo, 71 East Troy Street, Tupelo, MS 38804
(Owner)

The undersigned, in compliance with the request for bids for the above referenced project hereby proposes to furnish all labor, permits, material, machinery, tools, supplies and equipment to faithfully perform all work required for construction of Concrete Curb and Gutter- 12 Month Supply for the City of Tupelo in accordance with the specifications provided for the above UNIT PRICE amount:

BIDDER INFORMATION

Company Name: Slaytons Concrete Construction, LLC

Company Representative: Jennifer Weatherford

Title: Owner

Business Address: 110 Garrett Cove
Street

Sattilo MS 38866
City State Zip

662-891-0147 slaytonsconcrete@yahoo.com
Phone Email

Certificate of Responsibility #: _____

Signature of Bidder: Jennifer Weatherford

Date: 6/3/2022

BID FORM

UNIT PRICE BID- CONCRETE CURB AND GUTTER / FLATWORK

Item Description	Unit	Unit Price
STANDARD CURB & GUTTER - Broom Finish Material and Labor per Linear Foot – to form and pour (Public Works will excavate.)	LF	\$20.75 per LF
STANDARD CURB & GUTTER - Exposed Aggregate Material and Labor per Linear Foot – to form and pour (Public Works will excavate.)	LF	\$22.75 per LF
LAY BACK CURB & GUTTER - Broom Finish Material and Labor per Linear Foot – to form and pour (Public Works will excavate.)	LF	\$20.75 per LF
LAY BACK CURB & GUTTER- Exposed Aggregate Material and Labor per Linear Foot – to form and pour (Public Works will excavate.)	LF	\$22.75 per LF
FLAT WORK- Broom Finish Material and Labor per Square Foot – to form and pour (Public Works will excavate.) (a) <u>4" thick per sq ft</u>	SF	4" Thick: \$5.50 per SF
(b) <u>6" thick per sq ft</u>	SF	6" Thick: \$6.50 per SF
(c) <u>8" thick per sq ft</u>	SF	8" Thick: \$7.50 per SF
FLAT WORK- Exposed Aggregate Material and Labor per Square Foot – to form and pour (Public Works will excavate.) (a) <u>4" thick per sq ft</u>	SF	4" Thick: \$6.00 per SF
(b) <u>6" thick per sq ft</u>	SF	6" Thick: \$7.00 per SF
(c) <u>8" thick per sq ft</u>	SF	8" Thick: \$8.00 per SF
FLAT WORK- Stamped Finish Material and Labor per Square Foot – to form and pour (Public Works will excavate.) (a) <u>4" thick per sq ft</u>	SF	4" Thick: \$8.50 per SF
(b) <u>6" thick per sq ft</u>	SF	6" Thick: \$9.50 per SF
(c) <u>8" thick per sq ft</u>	SF	8" Thick: \$10.50 per SF
ADA Ramps Material and Labor per Square Foot – to form and pour (Public Works will excavate.)	SF	\$6.00 per SF



AGENDA REQUEST

TO: Mayor and City Council
FROM: Neal McCoy, Director
DATE June 14, 2022
SUBJECT: IN THE MATTER OF CVB MINS. JUNE 14, 2022 **NM**

Request:

Review May Board Mins.



Tupelo Convention & Visitors Bureau Board Meeting
Tuesday, June 14, 2022

The Tupelo Convention & Visitors Bureau met Tuesday, June 14, 2022, at 2 p.m. in the Tupelo CVB board room. Board members present were Neal McCoy, Louis Britton, Stephanie Browning, Chauncey Godwin and Leslie Nabors. Tupelo CVB staff members present were Jennie Bradford Curlee, Kylie Boring, and Stephanie Moody-Coomer. Kim Hanna represented the City of Tupelo.

Neal McCoy called the meeting to order at 2:06 p.m.

Chauncey Godwin moved for approval of the agenda, Louis Britton seconded. All voting aye, the motion carried.

Louis Britton moved for approval of the minutes from the board meeting held in May, 2022. Leslie Nabors seconded approval of the minutes. All voting aye, the motion carried.

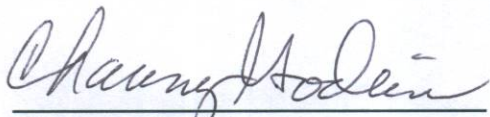
Kim Hanna presented the financial report.


Jennie Bradford Curlee, Kylie Boring and Stephanie Moody-Coomer presented staff reports.

Stephanie Browning moved, Leslie Nabors seconded ratification of a unanimous email vote to support the skate park in the amount of \$150,000. All voting aye the motion carried.

The meeting adjourned at 2:40 p.m.

Submitted by:


Chauncey Godwin


Neal McCoy, Executive Director



AGENDA REQUEST

TO: Mayor and City Council
FROM: Neal McCoy, Director
DATE June 14, 2022
SUBJECT: IN THE MATTER OF CVB INT'L TRAVEL. JUNE 14, 2022 NM

Request:

Approval of International Travel for Jennie Bradford Curlee



June 14, 2022

Mayor Todd Jordan
Mr. Buddy Palmer, Council President
Mr. Lynn Bryan
Mr. Travis Beard
Ms. Nettie Davis
Ms. Janet Gaston
Ms. Rosie Jones
Mr. Chad Mims

Mayor Jordan and City Council,

I am requesting approval of international travel for Jennie Bradford Curlee. She will participate in Brand USA Travel Week Europe in Frankfurt, Germany. This annual event brings together U.S. destinations and key European travel trade to drive future visitation to the United States. It includes four days of pre-scheduled appointments with international tour operators, enrichment sessions, and networking events. The European market continues to be one of the first to rebound following the lifting of COVID-19 restrictions and we want to make sure that Europeans are including Tupelo as part of their Southern itineraries in 2023 and beyond.

The maximum per diem rate is \$200 and the total travel cost estimated for this trip is \$4,500 (meals, hotels, airfare, taxi fees).

Sincerely,

Neal McCoy
Executive Director



tupelo.net
APPENDIX H

COPY

rec'd 6-7-2022

May 27, 2022

15241-0020

Gregory D. Pirkle
pirkleg@phelps.com
Direct 662 690 8135

VIA HAND DELIVERY

Ms. Kim Hanna
Tupelo City Clerk
71 East Troy Street, 2nd Floor
Tupelo, Mississippi 38804

Re: 2021 Ad Valorem Tax Exemption Application for Hawkeye Industries, Inc.

Dear Ms. Hanna:

Enclosed please find three (3) *originals* of the application for Ad Valorem Tax Exemption for filing with the Mayor and City Council of the City of Tupelo on behalf of Hawkeye Industries, Inc. For your convenience, I am also enclosing a proposed Resolution, which grants the exemption, as well as a draft Position Statement of the County Tax Assessor.

Hawkeye Industries, Inc. would appreciate the Board's review of this application at its earliest convenience. If any additional information is needed prior to action on the application, or if you need me to present the application, please contact me or my paralegal, Justin Dean, at (662) 842-7907.

Sincerely,



Gregory D. Pirkle

GDP:jhd
Enclosures

cc: Benjamin M. Logan, Esq.
Mr. J. Bryan Hawkins (via e-mail)

COPY

APPLICATION FOR AD VALOREM TAX EXEMPTION
As Authorized by Section 27-31-101, et seq.,
MISSISSIPPI CODE OF 1972, AS AMENDED

NAME OF ENTERPRISE: Hawkeye Industries, Inc.

PHYSICAL ADDRESS: 1126 North Eason Drive, Tupelo, MS 38801

TYPE OF INDUSTRY: Manufacturing

PRODUCT/SERVICE: Sheet Metal Fabrication

LOCATION – COUNTY: Lee **CITY:** Tupelo

DATE OF COMPLETION: 12/31/2021 **YEARS REQUESTED:** 10

NEW (SECTION 27-31-101): **EXPANSION (SECTION 27-31-105):** X

NEW JOBS: N/A **ESTIMATED PAYROLL:** N/A

TRUE VALUE OF PROPERTY EXEMPTED: \$2,537,038.04¹

*Attach an itemized list of property to be exempted as Exhibit "A".

The applicant requests that the Mayor and City Council of the City of Tupelo, Mississippi approve this application by an order spread on its minutes declaring that the above property be exempt from all ad valorem taxation except school taxation for the period requested. The applicant further requests that the application and certified approval of exemption be forwarded to the Mississippi Department of Revenue and upon approval and certification by the Department of Revenue, the Mayor and City Council of The City of Tupelo, Mississippi enter a final order on its minutes granting the exemption. The above information is true and correct as certified by the applicant.

¹ Applicant requests exemption on all amounts of Raw Materials and Work in Progress listed in its current year's personal property rendition to the extent that a previous years exemption for Raw Materials and Work in Progress does not extend to the present year and to the extent that said Raw Materials and Work in Progress is not already exempt pursuant to the Freeport Warehouse exemption granted by this Board.

This application is submitted on the 26th day of May, 2022.

HAWKEYE INDUSTRIES, INC.,
Applicant

By: J. Bryan Hawkins
J. BRYAN HAWKINS, President

STATE OF MISSISSIPPI

COUNTY OF LEE

Personally appeared before me, the undersigned authority, J. BRYAN HAWKINS known to me to be the President of Hawkeye Industries, Inc., a Mississippi corporation, who being first duly sworn upon his oath says that he is a person authorized to sign the foregoing Application for Exemption from Ad Valorem Taxes and that the facts stated in the foregoing Application for Exemption from Ad Valorem Taxes are true and correct.

GIVEN under my hand and seal of office, this the 26th day of May, 2022.

Justin Dean
NOTARY PUBLIC

My Commission Expires:

7/14/2023

Document prepared by:

Gregory D. Pirkle, Esquire (MS Bar No. 4269)
Phelps Dunbar LLP
P.O. Box 1220
Tupelo, MS 38802-1220
(662) 842-7907



Exhibit A**General Information**

Applicant Name: Hawkeye Industries, Inc.
 Location: 1126 North Eason Drive, Tupelo, MS 38801
 Type of Business: Sheet Metal Fabrication
 Number of Projected: _____
 New Jobs: N/A
 Estimated Annual Payroll: N/A
 Owner of Land: Bryan Hawkins
 Owner of Improvements: Hawkeye Industries, Inc.

Applicant Contact Person
 Name: Bryan Hawkins
 Mailing Address: 1126 North Eason Drive
Tupelo, MS 38801
 Phone Number: 662-842-3333
 Fax Number: 662-842-3664
 E-mail: bryan@hawkeye.ws

Exemption Request of Real Property

Improvement Description: _____
 Improvement Value as of Completion: _____
 Date: _____
 Completion Date: _____

Exemption Request of Personal Property		
Description of Personal Property	Value	
See Attachment A to Exhibit A	\$2,537,038.04	Within the year ending 12/31/2021
Total Value of Property Exempted:	\$2,537,038.04²	

² Applicant requests exemption on all amounts of Raw Materials and Work in Progress listed in its current year's personal property rendition to the extent that a previous years exemption for Raw Materials and Work in Progress does not extend to the present year and to the extent that said Raw Materials and Work in Progress is not already exempt pursuant to the Freeport Warehouse exemption granted by this Board.

Attachment A
760
Exemption Request of Personal Property

PROPERTY LIST	
<u>Description</u>	<u>Value</u>
<u>Personal Property:</u>	
<i>Leasehold Improvements</i>	
LED Plant Lighting	\$4,780.58
Leasehold Improvements Total:	\$4,780.58
<i>Furniture/Fixtures</i>	
HDWE Storage Bin	\$536.25
Furniture and Fixtures Total:	\$536.25
<i>Machinery and Equipment</i>	
VOIP Communications	\$3,574.80
Backup Server	\$1,450.55
Epson Label Printer	\$1,899.00
CPU Upgrades Solidworks	\$9,600.00
Press Brake Tooling	\$8,609.55
Digital Height Gages	\$2,117.85
Standby 120V Generator	\$1,428.56
Trumpf L3040 8KW FiberLaser	\$1,015,787.16
Trumpf Trubend 5085X	\$251,459.85
Mig Welder	\$5,261.89
Machinery and Equipment Total:	\$1,301,189.21
Real and Personal Property Subtotal:	\$1,306,506.04
<u>Raw Materials:</u>	
<u>Description</u>	<u>Value</u>
Total Raw Materials in 2021*: \$607,754.00, less \$47,984.00 exempt under the 2013 exemption good through 2023	\$559,770.00
Raw Materials Total:	\$559,770.00
<u>Work in Progress:</u>	
<u>Description</u>	<u>Value</u>
Total Work in Progress in 2021**: \$670,762.00	\$670,762.00
Work in Progress Total:	\$670,762.00
Property Total:	\$2,537,038.04
<p>*Applicant requests exemption on all the amounts of Raw Materials listed in its current year's personal property rendition to the extent that a previous years exemption for Raw Materials does not extend to the present year and is not already exempt pursuant to the Freeport Warehouse exemption.</p>	

Attachment A
Exemption Request of Personal Property

****Applicant requests exemption on all the amounts of Work in Progress listed in its current year's personal property rendition to the extent that a previous years exemption for Work in Progress does not extend to the present year and is not already exempt pursuant to the Freeport Warehouse exemption.**

Property additions from January 1, 2021 to December 31, 2021

COPY

RESOLUTION GRANTING EXEMPTION
From Ad Valorem Taxes

The Mayor and City Council of the City of Tupelo, Lee County, Mississippi this day considered the matter of granting exemption from ad valorem taxes, except school district taxes, to Hawkeye Industries, Inc.

The Mayor and City Council finds that the above named enterprise has submitted verification and documentation as to the authenticity and accuracy of the application in regard to the true value of the property to be exempted and the date of completion of said enterprise. The Mayor and City Council also finds that the property described in the application constitutes an industrial enterprise as described in Section 27-31-101, Mississippi Code of 1972, as amended.

This Mayor and City Council does hereby grant, subject to approval and certification of the Mississippi Department of Revenue, ad valorem tax exemption to the above taxpayer for a period of ten (10) years, beginning December 31, 2021, on the property described in the application with a total true value of \$2,537,038.04¹.

Therefore the resolution to grant ad valorem tax exemption to the above named enterprise is hereby approved by the Mayor and City Council of the City of Tupelo, Lee County, Mississippi for a period of ten (10) years as authorized by Section 27-31-101 *et seq.*, Mississippi Code of 1972, as amended, on this the _____ day of _____, 2022.

City of Tupelo, Mississippi

By: _____
 PRESIDENT, City Council of the City of
 Tupelo, Mississippi

ATTEST:

 KIM HANNA, City Clerk

 TODD JORDAN, Mayor

Date: _____

Date: _____

¹ Exemption is granted on all amounts of Raw Materials and Work in Progress listed in Applicant's current year's personal property rendition to the extent that a previous years exemption for Raw Materials and Work in Progress does not extend to the present year and to the extent that said Raw Materials and Work in Progress is not already exempt pursuant to the Freeport Warehouse exemption granted by this Board.

Attachment A
763
Exemption Request of Personal Property

PROPERTY LIST	
Description	Value
<u>Personal Property:</u>	
<i>Leasehold Improvements</i>	
LED Plant Lighting	\$4,780.58
Leasehold Improvements Total:	\$4,780.58
<i>Furniture/Fixtures</i>	
HDWE Storage Bin	\$536.25
Furniture and Fixtures Total:	\$536.25
<i>Machinery and Equipment</i>	
VOIP Communications	\$3,574.80
Backup Server	\$1,450.55
Epson Label Printer	\$1,899.00
CPU Upgrades Solidworks	\$9,600.00
Press Brake Tooling	\$8,609.55
Digital Height Gages	\$2,117.85
Standby 120V Generator	\$1,428.56
Trumpf L3040 8KW FiberLaser	\$1,015,787.16
Trumpf Trubend 5085X	\$251,459.85
Mig Welder	\$5,261.89
Machinery and Equipment Total:	\$1,301,189.21
Real and Personal Property Subtotal:	\$1,306,506.04
<u>Raw Materials:</u>	
Description	Value
Total Raw Materials in 2021*: \$607,754.00, less \$47,984.00 exempt under the 2013 exemption good through 2023	\$559,770.00
Raw Materials Total:	\$559,770.00
<u>Work in Progress:</u>	
Description	Value
Total Work in Progress in 2021**: \$670,762.00	\$670,762.00
Work in Progress Total:	\$670,762.00
Property Total:	\$2,537,038.04
<p>*Applicant requests exemption on all the amounts of Raw Materials listed in its current year's personal property rendition to the extent that a previous years exemption for Raw Materials does not extend to the present year and is not already exempt pursuant to the Freeport Warehouse exemption.</p>	

Attachment A
Exemption Request of Personal Property

****Applicant requests exemption on all the amounts of Work in Progress listed in its current year's personal property rendition to the extent that a previous years exemption for Work in Progress does not extend to the present year and is not already exempt pursuant to the Freeport Warehouse exemption.**

Property additions from January 1, 2021 to December 31, 2021

COPY

POSITION STATEMENT OF TAX ASSESSOR**EXEMPTION OF REALTY AND/OR PERSONAL PROPERTY**TRADE NAME OF APPLICANT: Hawkeye Industries, Inc.LOCATION: City of Tupelo, Lee County, Mississippi PARCEL #: _____EXEMPTION RELATES TO MISS. CODE OF 1972, SECTION: 27-31-101 et seq.TYPE OF BUSINESS: ManufacturingFINISHED PRODUCTS ARE: Sheet Metal Fabrication

STATE THE ENUMERATION THIS APPLICATION IDENTIFIES WITH: _____

Additions and/or Expansions under Section 27-31-105HAS THIS ENTERPRISE ENJOYED AN EXEMPTION PREVIOUSLY? (YES - NO) YesUNDER ANY OTHER TRADE NAME? (YES - NO) _____ANY OTHER LOCATION? (YES - NO) _____

UNDER ANY OTHER OWNERSHIP? _____

NUMBER OF NEW JOBS? N/A ESTIMATED ANNUAL PAYROLL N/A**EXEMPTION TO BE ON:**LAND: (YES - NO) VALUE \$ 0.00IMPROVEMENTS: (YES - NO) VALUE \$ 4,780.58**PERSONAL PROPERTY:**FURN. & FIX. VALUE \$ 536.25MACH. & EQUIP. VALUE \$ 1,301,189.21RAW MATERIALS VALUE \$ 559,770.00WORK IN PROGRESS VALUE \$ 670,762.00PERSONAL PROPERTY TOTAL: \$ 2,532,257.46EXEMPTION TOTAL VALUE: \$ 2,537,038.04¹**LAND AND IMPROVEMENTS:**

OWNER OF LAND: _____

OWNER OF IMPROVEMENTS: Hawkeye Industries, Inc.DATE OF IMPROVEMENTS: COMPLETED 2021 EXPANDED _____

¹ The exemption applies to Raw Materials and Work in Progress only to the extent that said Raw Materials and Work in Progress are not exempt pursuant to the Freeport Warehouse exemption granted by this Board.

ANY PRIOR EXEMPTION: 2013, 2014, 2015, 2017, 2018

YEARS OF EXEMPTION APPLIED FOR: 12/31/2021 THRU 12/31/2031

APPLICANT'S REPRESENTATIVE: Gregory D. Pirkle

ADDRESS: P. O. Box 1220, Tupelo, Mississippi 38802 PHONE: (662) 842-7907

INVESTIGATED BY: _____

COMMENTS: _____

DATE: _____ TAX ASSESSOR: _____

City of Tupelo
Summary of Tax Exemption
For the Council Meeting of June 7, 2022

True Property Value Assessment %	15.00%					
School Tax Millage	64.10					
City Tax Millage	32.47					
Company	Council Meeting Date	True Value of Property to Be Exempted	Assessed Value of Exemption	Annual School Tax Generated	Annual City Taxes Exempted	Expiration Date
Hawkeye Industries, Inc.	6/7/2022	2,537,038.04	380,555.71	24,393.62	12,356.64	12/31/232
Grand Totals		2,537,038.04	380,555.71	24,393.62	12,356.64	

RESOLUTION**A RESOLUTION DECLARING THAT CERTAIN DRAINAGE IMPROVEMENTS IN THE VICINITY OF CLARK PLACE ARE NECESSARY FOR THE HEALTH, COMFORT AND CONVENIENCE OF THE MUNICIPALITY AND AUTHORIZING COMPENSATION FOR THE ACQUISITION OF A TEMPORARY CONSTRUCTION AND PERMANENT MAINTENANCE EASEMENT**

WHEREAS, the City of Tupelo is authorized by Miss. Code Ann. § 21-19-13 to establish, alter and change the channels of streams or other water courses, and to bridge the same, whenever to do so will promote the health, comfort and convenience of the inhabitants of the municipality; and

WHEREAS, storm water drainage conditions exist that cause erosion, siltation, flooding and undermining of property and storm water infrastructure in the vicinity of Clark Place in the City of Tupelo, such conditions are averse to the public health, safety and welfare of the municipality; and

WHEREAS, the City of Tupelo has designed a drainage improvement project that will improve the storm water drainage in the area by altering the natural watercourse; and

WHEREAS, in order to implement this drainage plan, the city must acquire permanent right-of-way and maintenance easements and temporary construction easements from the adjoining landowners; and

WHEREAS, the city is authorized by Miss. Code Ann. § 43-37-3(1)(b) to waive the necessity of an appraisal in cases involving the acquisition of real property with a low fair-market value.

NOW THEREFORE, incorporating the prefatory findings contained herein, the governing authorities of the City of Tupelo resolve as follows:

1. The prefatory findings are incorporated herein.
2. Drainage improvements in the vicinity of Clark Place are necessary for the public health, safety and welfare of the citizens of the City of Tupelo (Exhibit "A").
3. Based on the size and type of acquisition being a permanent right-of-way and maintenance easement and temporary construction easement, the value of \$1,000 would be just compensation.

4. The value of such compensation was established by a local real estate agent having sufficient knowledge of the local real estate market in accordance with the City's stated policy on the acquisition of low-value real estate. (Exhibit "B")
5. The Mayor of the City of Tupelo is authorized to accept all conveyances of real property necessary to effectuate the aforementioned drainage improvement project.
6. The City of Tupelo is authorized to pay compensation in the amount of \$1,000 to BRW Enterprises as consideration for their granting to the City of Tupelo a Permanent Right-of-way and maintenance Easement and Temporary Construction Easement, and to sign all documents necessary to effectuate the same.

After a full discussion of this matter, Council Member Bryan moved that the foregoing Resolution be adopted and said motion was seconded by Council Member Beard and upon the question being put to a vote, the results were as follows:

Councilmember Mims voted	<u>Aye</u>
Councilmember L. Bryan voted	<u>Aye</u>
Councilmember Beard voted	<u>Aye</u>
Councilmember Davis voted	<u>Aye</u>
Councilmember Palmer voted	<u>Aye</u>
Councilmember Gaston voted	<u>Absent</u>
Councilmember Jones voted	<u>Aye</u>

The motion having received the affirmative vote of a majority of the members present, the President declared the motion carried and the resolution adopted.

WHEREUPON, the foregoing Resolution was declared, passed and adopted at a regular meeting of the Council on this the 21st day of June, 2022.

CITY OF TUPELO, MISSISSIPPI

By:

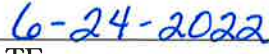

 BUDDY PALMER
 City Council President

ATTEST:


MISSY SHELTON
Clerk of the Council

APPROVED:


TODD JORDAN, Mayor


DATE

June 21, 2022

Don Lewis, COO
City of Tupelo
PO Box 1485
Tupelo, MS 38804

RE: BRW Enterprises property – Parcel # 089J-31-285-01
Permanent right-of-way and maintenance easement and temporary construction easement

Dear Mr. Lewis,

I am Ellen Short, a licensed real estate agent/licensed real estate broker/licensed real estate appraiser and have sufficient understanding of the local real estate market in the Tupelo, Mississippi area, particularly the property listed above.

I understand that the City of Tupelo desires to acquire an easement over and along the property listed above from the owner. I have reviewed the project specifications, map and location and can give the following opinions regarding a waiver of appraisal valuation:

- 1) The valuation problem is uncomplicated.
- 2) The anticipated value of the proposed acquisition is estimated to be \$1,000.
- 3) Based on the size and type of acquisition being a permanent right-of-way and maintenance easement and temporary construction easement, the value of \$1,000 would be just compensation.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Ellen Short
Signature

Ellen T. Short
Name

TRT inc. Realtors
Employer

Exhibit

B