

**THE CITY OF  
CLEVELAND  
BOLIVAR COUNTY  
STATE OF MISSISSIPPI**

**MINUTES OF REGULAR MEETING HELD ON  
TUESDAY, JUNE 15TH, 2021**

This regular meeting of the Mayor and Board of Aldermen of The City of Cleveland, Mississippi, was duly and legally begun and held in person and remotely via Zoom at 8:30 o'clock a.m. on Tuesday, June 15th, 2021.

Present were: Billy Nowell, Mayor; Robert Sanders, Maurice Smith, J. Paul Janoush, Gary Gainspoletti and J. Kirkham Povall, Aldermen; Danny Griffith, City Attorney; Dominique Green, City Clerk; Michelle Arbuckle, Deputy City Clerk; Heather Williams, Human Resources Coordinator; Charles A. Bingham, Chief of Police; Greg Jackson, Fire Inspector; Kenneth Taylor, Community Development Director; Don Ferri, Public Works Streets Superintendent; Jason Woods, Parks and Recreation Director; Clint Johnson, Airport Director; Anna Sledge, Railroad Museum Director; Josh McPherson, Eley Barkley Engineer. Aldermen Danny Abraham and Ted Campbell were absent. The meeting was duly opened, and, upon due proclamation first made, the following proceedings were held, to-wit:

ORDERED this June 15, 2021.

**VISITORS**

Citizen Johnny Hughes appeared before the Board to discuss the destruction to a vacant lot that he owns caused by loitering vehicles, including 4-wheeler vehicles.

**ORDER TO AMEND DISORDERLY HOUSES ORDINANCE TO INCLUDE  
BUSINESSES AND PARKING LOTS**

After discussion, upon Motion by Alderman Gainspoletti, second by Alderman Smith, and unanimously adopted, it is ordered to amend the Disorderly Houses Ordinance to include businesses and parking lots upon research by the City Attorney.

ORDERED this June 15, 2021.

**ORDER TO APPROVE CONSENT AGENDA ITEMS**

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

1. Approval of Consent Agenda
  - a. Approval of June Claims Docket #1
  - b. Request to lift Open Container Ordinance for Railroad Museum Live Music Event on June 18<sup>th</sup>, 2021
  - c. Request to lift Open Container Ordinance for Deep Roots Live! Downtown Concert on July 10<sup>th</sup>, 2021
  - d. Approve sale of surplus street sweeper brooms for \$1,500 per received bid
  - e. Approval of Animal Shelter Renovation Project – Construction Pay Request #2
  - f. Approval of Animal Shelter Renovation Project – Change Order #1
  - g. Approval of Animal Shelter Renovation Project – Consulting Pay Request #7
  - h. Approval of payments to Poll Workers, County Election Support and Polling Places serving in the June 8<sup>th</sup>, 2021 General Election
  - i. Approval of July 2021 – December 2021 Public Works Six Month Bids
  - j. Approval of Governor Reeves' Fourth of July 2021 Holiday Proclamation
  - k. Approval of Emergency authorization actions (Hay cutting and Debris Removal)

ORDERED this June 15, 2021.

**ORDER TO APPROVE LETTER OF ENGAGEMENT WITH WATKINS AND  
EAGER TO ADMINISTER THE CANNON MOTORS TAX INCREMENT  
FINANCING (TIF) REVENUE BOND PROCESS**

After discussion, upon Motion by Alderman Gainspoletti, second by Alderman Smith, and unanimously adopted, it is ordered to approve a letter of engagement with Watkins and Eager to administer the Cannon Motors Tax Increment Financing (TIF) Revenue Bonds process.



*Attorneys and Counselors at Law*

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June 15, 2021

**VIA EMAIL**

Billy Nowell  
Mayor  
City of Cleveland, Mississippi  
100 North Street  
Cleveland, Mississippi 38732

Re: Letter of Engagement re: City of Cleveland, Mississippi (the "Municipality")  
Tax Increment Financing Revenue Bonds for the Cannon Ford Dealership Project  
(the "Bonds" and the "Project")

Dear Mayor:

This letter is to set forth the scope of our engagement and to specify the responsibilities which we assume as Bond Counsel for the City of Cleveland, Mississippi (the "Municipality"), in connection with the proposed issuance by the Municipality of the Tax Increment Financing Revenue Bonds (the "Bonds") for the Cannon Ford Dealership Project (the "Project").

We will undertake to draft the usual documents associated with the development and approval of the Tax Increment Financing Plan (the "TIF Plan"), the creation of the Tax Increment Financing District for the Project (the "TIF District"), the authorization, execution, and filing of the Interlocal Agreement for the Project (the "Interlocal Agreement"), the authorization and execution of the Development and Reimbursement Agreement for the Project (the "Development Project"), and the issuance of the Bonds for the Project. In addition, we will render our approving legal opinion with respect to the Bonds, which will be delivered to the Municipality and the purchaser of the Bonds on the date of closing. This opinion will primarily address the authorizing for the TIF District, the validity of the Bonds, the proceedings under which the Bonds are issued, and the exemption from state income taxation of the interest to be paid on the Bonds. To the extent that it is determined that the Bonds may be issued as tax-exempt bonds under the Internal Revenue Code of 1986, as amended (the "Code"), documents pertaining to the issuance of the Bonds and such opinion will also address the treatment of interest on the Bonds under the Code. We will also draft the customary closing papers for the Bonds, although we do not assume responsibility for verifying the accuracy or completeness of facts certified by others, nor do we assume responsibility for examining legal questions on which other participating attorneys are asked to opine.

We propose that our fee as Bond Counsel will be \$40,000. In addition to our fees for services, our bills will include expenses and costs normally associated with representations of this kind.