

NOTICE. Notices under this Lease shall not be deemed valid unless given or served in writing and forwarded by mail, postage prepaid, addressed to the party at the appropriate address set forth below. Such addresses may be changed from time to time by either party by providing notice as set forth below. Notices mailed in accordance with these provisions shall be deemed received on the third day after posting.

LANDLORD:

City of Gautier
3330 Hwy 90
Gautier, Mississippi 39553

TENANT:

Mike Hooks
8108 Meadowdale Rd
Gautier, Mississippi 39553

Such addresses may be changed from time to time by either party by providing notice as set forth above.

GOVERNING LAW. This Lease shall be construed in accordance with the laws of the State of Mississippi.

ENTIRE AGREEMENT/AMENDMENT. This Lease contains the entire agreement of the parties and there are no other promises, conditions, understandings or other agreements, whether oral or written, relating to the subject matter of this Lease. This Lease may be modified or amended in writing, if the writing is signed by the party obligated under the amendment.

SEVERABILITY. If any portion of this Lease shall be held to be 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 Lease 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.

WAIVER. The failure of either party to enforce any provisions of this Lease shall not be construed as a waiver or limitation of that party's right to subsequently enforce and compel strict compliance with every provision of this Lease.

BINDING EFFECT. The provisions of this Lease shall be binding upon and inure to the benefit of both parties and their respective legal representatives, successors and assigns.

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LANDLORD:

City of Gautier

Dated: _____

TENANT:

Mike Hooks

Dated: _____

REAL ESTATE LEASE INSPECTION CHECKLIST

Tenant has inspected the Premises and states that the Premises are in satisfactory condition, free of defects, except as noted below: *(Mark any non-applicable items as N/A.)*

	SATISFACTORY	COMMENTS
Bathrooms	_____	_____
Carpeting	_____	_____
Ceilings	_____	_____
Closets	_____	_____
Dishwasher	_____	_____
Disposal	_____	_____
Doors	_____	_____
Fireplace	_____	_____
Lights	_____	_____
Locks	_____	_____
Refrigerator	_____	_____
Screens	_____	_____
Stove	_____	_____
Walls	_____	_____
Windows	_____	_____
Window coverings	_____	_____
_____	_____	_____
_____	_____	_____

Date

Tenant Signature:

Mike Hooks

Acknowledged by Landlord:

Date:

City of Gautier

This is a RocketLawyer.com document.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

RESOLUTION NUMBER 005-2013

WHEREAS, the Gautier Men’s Club has requested the Members of the Council of the City of Gautier to provide four (4) trash barrels and scalpel for the Blessing of the Bikes, which is scheduled to be held on March 16, 2013 8:00 AM – 2:00 PM.

WHEREAS, the Mayor and Council have determined that this event will bring into favorable notice the opportunities, possibilities and resources of the City of Gautier.

NOW, THEREFORE, be it resolved by the Mayor and Members of the Council of the Council of the City of Gautier, MS as follow to-wit:

SECTION 1. That the Cultural Services Department shall four (4) trash barrels and scalpel on March 15th & 16th, 2013.

SECTION 2. That the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Gollott**, seconded by **Councilwoman Martin** and the following vote was recorded:

AYES: **Tommy Fortenberry**
 Johnny Jones
 Hurley Ray Guillotte
 Gordon Gollott
 Mary Martin
 Scott Macfarland
 Adam Colledge

NAYS: **None**

MAYOR

ATTEST:

CITY CLERK

PASSED AND ADOPTED by the Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of February 5, 2013.

There came for consideration of the Mayor and Council of the City of Gautier, Mississippi the following:

ORDER NUMBER 027-2013

WHEREAS, the minutes of the August 21, 2012 Council meeting contain errors concerning the Motion and Order relative to the consideration of the Preliminary Plat Approval for Cypress Landing, and do not accurately reflect the action taken by the Council;

NOW, THEREFORE, IT IS HEREBY ORDERED BY the Mayor and Council of the City of Gautier, Mississippi, that the minutes of the Council Meeting on August 21, 2012 concerning the action taken regarding the Preliminary Plat Approval for Cypress Landing are hereby rescinded, and the following Motion and Order are adopted as the minutes for the action taken on August 21, 2012.

Motion was made by Councilman Colledge to deny GPC Case 11-11-SD for the Subdivision Preliminary Plat Approval for Cypress landing, a subdivision comprising of plus or minus 17 acres, for the following reasons:

Section 1. Section 4.1.8, Major Development, Section B, following the required public notice of hearing, City Council shall either approve, approve with conditions, approve with modifications or deny the Technical Review Committee's recommendation and shall determine conformity of the proposed development with the Comprehensive Plan, this code and other applicable requirements.

Section 2. This proposed major development does not conform and is not consistent with the goals and objectives and policies of the City's comprehensive plan and does not conform to the existing character of the neighborhood.

Section 3. The Comprehensive Plan designates this area as low residential. It's primarily of homes on larger lots and larger homes. This proposed development involves lot sizes smaller that are not in the current character with the neighborhood. You have to preserve the character. It's not compatible. It does not conform.

Section 4. Some types of infill development are desired. However, care must be taken to ensure the new development fits in contextually with existing development; part of the Comprehensive Plan adopted September 2009. This development does not.

Section 5. Per the Comprehensive Plan, as new homes are being built, a concentrated, sustained effort must be made to preserve the integrity of existing neighborhoods. This development does not preserve the integrity and conform with the existing neighborhood.

Section 6. Per the Comprehensive Plan, protecting existing single-family neighborhoods from excessive through traffic, commercial encroachment and inappropriate subdivision of lots. Once again, this development is inappropriate for this area, does not conform, does not fit in contextually.

Based on those items, we must deny this subdivision plan.

Motion was made by Councilman Colledge, seconded by Councilman Gollott and the following vote was recorded:

AYES: Tommy Fortenberry
Johnny Jones
Hurley Ray Guillotte
Gordon Gollott
Mary Martin
Scott Macfarland
Adam Colledge

NAYS: None

MAYOR

ATTEST:

CITY CLERK

PASSED AND ADOPTED by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of February 5, 2013.

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi the following:

ORDER NUMBER 028-2013

IT IS HEREBY ORDERED by the Mayor and Member of the Council of the City of Gautier, Mississippi that the acceptance of a temporary easement, to enter property and perform work necessary to repair/replace infrastructure at 2209 Bayou View Circle is hereby approved.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by Councilman Colledge, seconded by Councilman Macfarland and the following vote was recorded:

AYES: Tommy Fortenberry
Johnny Jones
Hurley Ray Guillotte
Gordon Gollott
Mary Martin
Scott Macfarland
Adam Colledge

NAYS: None

MAYOR

ATTEST:

CITY CLERK

PASSED AND ADOPTED by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of February 5, 2013.

Tricia Thigpen

From: Samantha Abell <sabell@gautier-ms.gov>
Sent: Thursday, January 31, 2013 10:53 AM
To: tthigpen@gautier-ms.gov
Subject: FW: Bayou View Circle Drainage Easement
Attachments: Bayou View Circle Easement Sketch.pdf; Right of Entry.doc

Tricia,
Per Bob Ramsay please add to agenda, along with this email from Chad.

TY

From: Chad Jordan [<mailto:chad.jordan@clearwatersol.com>]
Sent: Thursday, January 31, 2013 8:22 AM
To: sabell@gautier-ms.gov
Cc: adamcolledge@aol.com
Subject: RE: Bayou View Circle Drainage Easement

Sam,
As we discussed on Monday, the owner is not willing to execute a permanent easement. I will have the attached sketch revised to show as a temporary easement. Also, please find attached a Right of entry form I intend to have the owner sign giving us permission to enter private property and perform work. Let me know if we need council / legal approval before presenting to the owner or if you have any recommendations. Thanks.

Chad N. Jordan, PE
Project Manager
ClearWater Solutions, LLC
3305 Gautier Vancleave Rd.
Gautier, Ms 39553
Cell Phone 251-209-6292
www.clearwatersol.com

From: Chad Jordan [<mailto:chad.jordan@clearwatersol.com>]
Sent: Thursday, January 17, 2013 1:04 PM
To: sabell@gautier-ms.gov
Cc: adamcolledge@aol.com
Subject: FW: Bayou View Circle Drainage Easement

Sam, please see attached and let me know if your legal counsel or anyone else needs to review before executing. The property owner has agreed to sign whatever documents required in order to get the drainage problem fixed. Let me know if any questions. Thanks.

Chad N. Jordan, PE
Project Manager
ClearWater Solutions, LLC
3305 Gautier Vancleave Rd.
Gautier, Ms 39553
Cell Phone 251-209-6292
www.clearwatersol.com

From: Kirk Clayton [<mailto:kclayton@gmcnetwork.com>]
Sent: Thursday, January 17, 2013 11:06 AM
To: Chad Jordan (chad.jordan@clearwatersol.com)
Subject: Bayou View Circle Drainage Easement

Chad,

Attached are the documents we have been discussing for the referenced project. Please don't hesitate to contact me if you have any questions.

Thanks,
Kirk Clayton PLS
Surveying

Tel	251.964.8866
Fax	251.964.8869
Cell	251.370.0630

Kirk.Clayton@gmcnetwork.com
2127 North HickorySt.
Suite F
Loxley, AL 36551

GOODWYN | MILLS | CAWOOD
GMCNETWORK.COM

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**TEMPORARY RIGHT OF ENTRY
TO ENTER AND PERFORM WORK ON PRIVATE PROPERTY**

I _____, do hereby attest to be the owner of the property
located at _____, and give ClearWater Solutions, LLC, agent for
the City of Gautier, permission to enter said property and perform work necessary to repair/replace
infrastructure on said property in accordance with the attached sketch.

Attest: _____
ClearWater Solutions, LLC

Date: _____

Attest: _____
Property Owner

Date: _____