

A certified check or bank draft payable to the order of City of Gautier, Gautier, Mississippi, negotiable U.S. Government bonds (at par value), or a satisfactory Bid bond executed by the Bidder and an acceptable surety, in an amount equal to five percent (5%) of the total bid. If a bid bond is used, it must be signed or countersigned by a Mississippi Resident Agent of a surety company qualified and authorized to do business in the State of Mississippi in accordance with the laws of the State of Mississippi. In addition, said bond must be signed by the bidder. Any bid bond which does not contain these requirements shall be considered non-conforming and shall be rejected.

All bids submitted in excess of \$50,000.00 by a prime or subcontractor to do any erection, building, construction, repair, maintenance or related work, must comply with Section 31-3-21, Mississippi Code of 1972, by having a current Certificate of Responsibility from the State Board of Public Contractors. The current Certificate of Responsibility Number **SHALL** be indicated on the exterior of the sealed bid envelope before it can be opened.

Resident contractors shall, in accordance with the laws of the State of Mississippi, be granted preference over non-residents in the award of the contract in the same manner and to the same extent as provided by the laws of the state of domicile of the non-resident. A non-resident contractor shall attach to his proposal a copy of his resident state's current law pertaining to such state's treatment of non-resident contractors. Any bid submitted by a nonresident contractor which does not include the nonresident contractor's current state law shall be rejected and not considered for award.

ALL BIDS SUBMITTED FOR \$50,000.00 OR LESS SHALL BE SO MARKED ON THE EXTERIOR OF THE SEALED BID ENVELOPE.

The City reserves the right to reject any or all bids and to award said bid in the best interest of the City.

Bids may be held by the City for a period not to exceed ninety (90) days from the date of the opening of bids for the purpose of reviewing the bids and investigating the qualifications of Bidders, prior to awarding of the Contract.

Published by order of the City of Gautier, Mississippi

Purchasing Agent
City of Gautier

PROOF OF PUBLICATION

Run 2 times - 03/17/2013
 - 03/24/2013
Open - 04/17/2013

Tricia Thigpen

Subject: FW: Fwd: Old Shell Landing Advertisement

From: [Samantha Abell](#)
Sent: Monday, March 04, 2013 4:58 PM
To: [john](#)
Subject: Fwd: Old Shell Landing Advertisement

FYI.

Samantha Abell
Gautier City Manager

Begin forwarded message:

From: Samantha Abell <sabell@gautier-ms.gov>
Date: March 4, 2013 4:56:28 PM CST
To: Chad Jordan <chad.jordan@clearwatersol.com>, Cindy Russell <crussell@gautier-ms.gov>
Cc: "<mark@seymouren.com>" <mark@seymouren.com>, "<adye@seymouren.com>" <adye@seymouren.com>
Subject: Re: Old Shell Landing Advertisement

We will add tomorrow. Thanks, Amelia.

Samantha Abell
Gautier City Manager

On Mar 4, 2013, at 3:40 PM, "Chad Jordan" <chad.jordan@clearwatersol.com> wrote:

Please add this to the agenda for the council to approve advertising for bids. Thanks.

Chad N. Jordan, P.E., Project Manager
ClearWater Solutions, LLC
3305 Gautier Vancleave Road
Gautier, MS 39553
Cell 251.209.6292
www.clearwatersol.com

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viruses are present in this email, the company cannot accept responsibility for any loss or damage that arise from the use of this email or attachments.

-----Original Message-----

From: Amelia Dye [<mailto:adye@seymouren.com>]

Sent: Monday, March 4, 2013 3:39 PM

To: 'Samantha D. Abell'; 'Chad Jordan'

Cc: mark@seymouren.com

Subject: Old Shell Landing Advertisement

Here is the advertisement to use for the Old Shell Landing project. We just need to fill in the blanks for when the bids will be received and when the prebid meeting will be.

Thank you,

Amelia Dye, P.E., PMP
Seymour Engineering
office: (228) 385-2350, ext 115
adye@seymouren.com

-----Original Message-----

From: Mary Hayward [<mailto:mhayward@seymouren.com>]

Sent: Monday, March 04, 2013 3:37 PM

To: adye@seymouren.com

Subject: ADV4BID pre-bid.docx

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

ORDER NUMBER 064-2013

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the Consent Agenda Items 1-5 are 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 Mayor Fortenberry, 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 March 5, 2013.

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

ORDER NUMBER 065-2013

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that Butler, Snow, O'Mara, Stevens & Cannada, PLLC, are hereby authorized to prepare and submit the Continuing Disclosure Information Statement for the City of Gautier.

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

Motion was made by Mayor Fortenberry, 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 March 5, 2013.

BUTLER | SNOW

February 15, 2013

VIA E-MAIL AT WMCLAIN@GAUTIER-MS.GOV

Mr. Tommy L. Fortenberry, Mayor
Ms. Wendy McClain, City Clerk
3330 Highway 90
Gautier, MS 39553

Re: \$7,000,000 City of Gautier, Mississippi General Obligation Bonds Series 2010 dated: August 1, 2010 (CUSIP Number 368069 AA8); and
\$9,195,000 City of Gautier, Mississippi Combined Utility System Revenue Refunding Bonds, Series 2012 (CUSIP Number 36806P AG9)

Dear Mayor Fortenberry and Ms. McClain:

We served as Bond Counsel in connection with various bond issues of the City. This past fiscal year, the City retained our firm to prepare and submit the City's Continuing Disclosure Information Statement in connection with the Bonds. It is once again time to prepare the current year's annual disclosure.

As you may recall, pursuant to each Continuing Disclosure Agreement executed in connection with the issuance of the Bonds, the City is required to provide on an annual basis certain financial information and operating data to several nationally recognized municipal securities information repositories. This continuing disclosure requirement is set forth in Securities and Exchange Commission Rule 15c2-12(b)(5) (the "Rule") and requires such updated data be filed with the repositories no later than 180 days after the end of each fiscal year. **This year's filing is due on or before March 31, 2013.** Failure to file timely and to comply with the Rule could result in an Enforcement Action by the Securities and Exchange Commission ("SEC") where the SEC may attempt to require performance and may allege penalties are owed. Additionally, the City's failure to disclose timely may adversely impact bondholders of the Bonds and could adversely affect the sale of future bonds issued by the City.

If you would like for our firm to again prepare the Continuing Disclosure Information Statement, we will charge legal fees in an amount not to exceed \$1,500.00 (which includes expenses) to compile the necessary information, with the assistance of the City, and submit the same to the repositories.

If our firm is retained to handle this matter, we will also render an opinion to the effect that you have complied with the SEC continuing disclosure requirement.

Post Office Box 6010
Ridgeland, MS 39158-6010

ELIZABETH LAMBERT GARNER
601.985.4406
elizabeth.garner@butlersnow.com

Suite 1400
1020 Highland Colony Parkway
Ridgeland, MS 39157

T 601.948.5711 • F 601.985.4500 • www.butlersnow.com

BUTLER, SNOW, O'MARA, STEVENS & GANNADA, PLLC

Mr. Tommy Fortenberry, Mayor
Ms. Wendy McClain, City Clerk
February 15, 2013
Page 2

If you would like for us to handle this matter for you, please have this proposal and the form of the Continuing Disclosure Statement, attached hereto as **Exhibit A**, approved and return a signed copy of this letter and the Continuing Disclosure Statement to us at your earliest convenience. Alternatively, if you do not wish for us to handle this matter for you, please sign the portion of this letter indicating same, and return it to us. If you have any questions or wish to discuss this matter further, please do not hesitate to contact me.

Very truly yours,

BUTLER, SNOW, O'MARA, STEVENS & CANNADA, PLLC

Elizabeth L. Garner

Elizabeth L. Garner

APPROVED BY:

Name: *Samantha D. Abel*

Title: *City Manager*

We do not wish to retain Butler, Snow, O'Mara, Stevens & Cannada, PLLC, to prepare and submit the Continuing Disclosure Information Statement for the City of Gautier.

Name: _____

Title: _____

Date: _____

cc: Robert G. Ramsay, Esq. (robertgramsav@bellsouth.net)

EXHIBIT A

ButlerSnow 15399507v1

**CONTINUING DISCLOSURE INFORMATION STATEMENT
BY THE CITY OF GAUTIER, MISSISSIPPI
(2013)**

Pursuant to the Continuing Disclosure Agreements (the "Continuing Disclosure Agreement") executed by the City of Gautier, Mississippi (the "City"), in connection with the following bond issues:

1. \$7,000,000 City of Gautier, Mississippi General Obligation Bonds Series 2010 dated: August 1, 2010 (CUSIP Number 368069 AA8); and
2. \$9,195,000 City of Gautier, Mississippi Combined Utility System Revenue Refunding Bonds, Series 2012 (CUSIP Number 36806P AG9).

the City hereby provides the information described in such Continuing Disclosure Agreement.

Section 1. Annual Report.

- A. Updated financial information and operating data of the City; attached hereto as **APPENDIX A** and information on the City combined utility system; attached hereto as **APPENDIX B**;
- B. Updated financial statements of the City¹; attached hereto as **APPENDIX C** and **APPENDIX D**; and
- C. Updated budgeted or estimated revenues and expenditures of the City; attached hereto as **APPENDIX E**.

Section 2. Event Notice.

The City certifies that none of the event notices have occurred with respect to the Bonds.

Section 3. Certification.

We, the undersigned officers of the City, hereby certify as follows:

That the information, representations and warranties of the City contained herein are true and correct in all material respects on and as of the date of this Continuing Disclosure Information Statement. Further, this Continuing Disclosure Information Statement does not contain any untrue statements of material fact or omit to state any material fact necessary in order to make the statements made herein in light of the circumstances under which they were made, not misleading.

¹ If the audited financial statement for the City is not available as of the date of this disclosure, the City will provide a copy of same when the audit report becomes available.

IN WITNESS WHEREOF, the City has caused this Continuing Disclosure Information Statement to be executed in its name by its undersigned officer, duly authorized, all as of the date first above written.

CITY OF GAUTIER, MISSISSIPPI

By: _____
MAYOR

(SEAL)

ATTESTED:

By: _____
CITY CLERK

APPENDIX A

ECONOMIC AND DEMOGRAPHIC INFORMATION

TAX INFORMATION

DEBT INFORMATION

CITY OF GAUTIER, MISSISSIPPI

APPENDIX B
THE COMBINED WATER AND SEWER SYSTEM