

**ORDER**

**ORDER APPROVING EXERCISE AND PAYMENT OF SECOND OPTION OF CONTRACT WITH BSB ASSOCIATES AND AUTHORIZING MAYOR AND CITY CLERK/CHIEF FINANCIAL OFFICER TO EXECUTE DOCUMENTS AND PAY OPTION PRICE**

**WHEREAS**, on June 30, 2022, the City entered into an option to purchase contract with BSB Associates Partnership, attached hereto as Exhibit “A”; and

**WHEREAS**, the contract contains two (2) one-year option provisions; and

**WHEREAS**, the City intends to build a Class II rubbish site on the real property under these options; and

**WHEREAS**, the City awaits Mississippi Department of Environmental Quality (MDEQ) approval of an amendment to the Three Rivers Solid Waste Authority (TRSWA) master plan to add this proposed facility to the region’s solid waste master plan; and

**WHEREAS**, to preserve the ability to purchase this property, the City wishes to exercise the second year option; and

**WHEREAS**, the proposed Class II Rubbish Site will provide at least twenty years capacity to dispose of natural vegetation, such as tree limbs, stumps and leaves brick; mortar, concrete, stone, and asphalt and other similar wastes specifically approved by MDEQ; and

**WHEREAS**, the city generates the need to dispose of these materials in its operations, especially after storms; and

**WHEREAS**, the cost savings from operating its own facility serves the best interests of the health, safety and welfare of its citizens.

**NOW THEREFORE, BE IT ORDERED BY THE TUPELO CITY COUNCIL** as follows:

1. That the exercise of the second option is approved.

2. The Mayor and City Clerk/Chief Financial Officer are authorized to sign any and all documents on behalf of the city and pay the option price of Fifteen Thousand Dollars (\$15,000.00) to BSB or its successor in interest.

The foregoing order was proposed in a motion by Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, and after discussion, no council member having called for a reading was brought to a vote as follows:

Councilmember Mims	_____
Councilmember Bryan	_____
Councilmember Beard	_____
Councilmember Davis	_____
Councilmember Palmer	_____
Councilmember Gaston	_____
Councilmember Jones	_____

**WHEREUPON**, the foregoing Resolution was declared, passed and adopted at a regular meeting of the Council on this the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

CITY OF TUPELO, MISSISSIPPI

\_\_\_\_\_  
Lynn Bryan, City Council President

ATTEST:

\_\_\_\_\_  
MISSY SHELTON, Clerk of the Council

APPROVED:

\_\_\_\_\_  
TODD JORDAN, Mayor

\_\_\_\_\_  
DATE