



STATE OF MISSISSIPPI  
PHIL BRYANT, GOVERNOR  
MISSISSIPPI DEVELOPMENT AUTHORITY  
BRENT CHRISTENSEN  
EXECUTIVE DIRECTOR

January 13, 2014

Mr. Demery Grubbs  
Government Consultants, Inc.  
1830 Crane Ridge Drive  
Jackson, Mississippi 39216

Re: Certificate of Public Convenience and Necessity No. RA-016 for the City of Oxford and Lafayette County

Dear Mr. Grubbs:

Enclosed you will find a copy of the Certificate of Public Convenience and Necessity for the City of Oxford and Lafayette County that was approved during the January 9, 2014, board meeting of the Mississippi Development Authority.

Please do not hesitate to call if I can be of further assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read "Sally Williams".

Sally Williams  
Bureau Manager, Financial Resources Division

Enclosure



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**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. RA-016**

The Mississippi Development Authority (the "Authority"), having made due investigation and determination concerning the Regional Alliance Development Program Application (the "Application"), as amended, filed by the City of Oxford, Mississippi, (the "City") and Lafayette County, Mississippi, (the "County") requesting authority (a) to create a Regional Economic Development Alliance (the "Alliance") for the purpose of providing financing of various infrastructure and site improvements in connection with development of the Public Improvements Project (the "Project") associated with the Oxford Commons Boulevard Extension Project and (b) to issue Bonds of the City acting for and on behalf of itself and the County to provide financing for the cost of improvements for the Project, does hereby issue to the City and the County this **CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. RA-016** (the "Certificate"); and does hereby find and determine as follows:

Subject to and conditioned upon approval by the Attorney General of Mississippi and the filings required pursuant to Section 57-64-23, Mississippi Code of 1972, as amended, the Application is hereby approved as presented, and the City and County are hereby authorized to create and operate the Alliance as set out and described herein; however, this Certificate shall expire twelve (12) months from the date hereof unless within that time the Alliance shall have been created.

The Authority, acting pursuant to the provisions of the Regional Economic Development Act, being Sections 57-64-1 through 57-64-27, Mississippi Code of 1972, as amended (the "REDA Act"), does hereby fix and determine the rights, powers and duties of the City and County conferred by this Certificate and the manner in which they shall be exercised as set out hereinafter, subject to the provisions, limitations and restrictions set out hereinafter. The City and the County are hereby authorized to exercise the power and authority granted and set forth in the REDA Act, as defined below:

(a)(1) The City, acting for and on behalf of itself and the County, is hereby authorized to issue the Bonds in one or more series in the maximum principal amount of Five Hundred Thousand Dollars (\$500,000.00) for a term not to exceed fifteen (15) years in order to provide financing for the costs of improvements for the Project. The City is hereby authorized to expend the proceeds from the sale of the Bonds to finance the costs of improvements for the project pursuant to the REDA Act as well as any and all legal and other costs and fees associated with the issuance and sale of the Bonds.

(2) The City will issue the Bonds pursuant to the authority granted by and the provisions of the REDA Act.

(b) Upon retirement of the Bonds, all revenues of the Project pledged by the City and the County shall thenceforth be retained by the City and the County respectively.

(c) The bond payments shall be the responsibility of the City and shall be paid from the avails of a direct and continuing tax to be levied annually without limitation as to time, rate, or amount upon all the taxable property within the geographical limits of the City; provided, however, that such tax levy for any year shall be abated pro tanto to the extent the City on or prior to September 1 of that year has transferred money to the bond fund of the Bonds, or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Bonds due during the ensuing fiscal year of the City, in accordance with the provisions of the Bond Resolution and/or Note Resolution securing the Bonds and in accordance with Sections 21-33-301 et seq. and/or Sections 17-21-51 et seq., Mississippi Code of 1972, as amended.

(d) The City may use a portion of the bond proceeds within the Project area for construction of infrastructure.


(e) The following expenditures, other than payment of costs and fees in connection with the issuance of the Bonds, are hereby approved and may be made or reimbursed with the Bond proceeds and are costs of the Project as defined in the REDA Act:

1. Construction of infrastructure, installation/extension of domestic water and sanitary sewer lines
2. Construction of roadway improvements and installation of traffic signalization
3. Site preparation and/or site development
4. All related costs of the project as allowed under Section 57-64-7, Mississippi Code of 1972, as amended.

If the governing body of the City or County fails or refuses to follow the requirements made by the Authority in this Certificate, then the members of the governing body of the local government unit voting for such failure or refusal shall be individually and personally liable until they have been out of office for one (1) year, and liable upon their official bonds for any loss that the local government unit may sustain by reason of such failure or refusal to follow such requirements, and in addition may be compelled by injunction to comply with such requirements.

**WITNESS THE SIGNATURE AND SEAL** of the Mississippi Development Authority, hereto affixed by its duly authorized officer, this the 9<sup>th</sup> day of January, 2014.



Approved by  
  
Brent Christensen  
Executive Director