

RESOLUTION OF THE CITY OF DIAMONDHEAD
APPOINTING TWO REPRESENTATIVES TO THE
HANCOCK COUNTY REGIONAL SOLID WASTE AUTHORITY

WHEREAS, the Hancock County Board of Supervisors, the Mayor and City Council of the City of Bay Saint Louis, and the Mayor and Board of Alderman of the City of Waveland created the Incorporation Agreement of the Hancock County Regional Solid Waste Management Authority ("the Authority") on December 17, 1997, as amended February 12, 1998, and that the Articles of Incorporation were certified by the Secretary of State on March 17, 1998, pursuant to section 17- 17-301, *et seq.* Mississippi Code of 1972, as amended.

WHEREAS, the Authority was created to allow the units of local government in Hancock County to collaborate to meet the County's solid waste needs.

WHEREAS, the City of Diamondhead was incorporated on January 30, 2012, as the third municipality in Hancock County.

WHEREAS, on January 14, 2013, the Authority passed a Resolution adding the City of Diamondhead as a member of the Authority.

WHEREAS, pursuant to § 17-17-313(1), Mississippi Code of 1972, as amended, all members of the Authority shall have at least one (1) Commissioner on the board.

WHEREAS, the Authority passed a Resolution to amend its Articles of Incorporation to replace paragraph 6 with the following language:

The Authority shall be governed by a Board of Commissioners composed of the following representation:

The Board shall be composed of eight (8) Commissioners, two Commissioners shall be appointed by each member unit of local government, pursuant to the Act. The two Commissioners appointed by Hancock County shall be elected officials. At least one Commissioner from the City of Bay Saint Louis shall be an elected official, at least one Commissioner from the City of Waveland shall be an elected official, and at least one Commissioner from the City of Diamondhead shall be the City Manager.

The incorporators of the Authority have by resolution of the incorporators established, as required by law, staggered terms of office for the Commissioners from each member of the Authority with two for a term of one year, two for a term of two years, two for a term of three years. Commissioners are eligible for reappointment. All terms after the first term shall be for four (4) years each.

The Board has by resolution and as required by law appointed two Commissioners from the City of Diamondhead. These two commissioners will serve four (4) year terms commencing on February 1, 2013, and expiring January 31, 2017.

COMMISSIONERS REPRESENTING
 HANCOCK COUNTY
 CITY OF BAY SAINT LOUIS
 CITY OF WAVELAND
 CITY OF DIAMONDHEAD

TERM
 Expires December 31, 1999
 Expires December 31, 2000
 Expires December 31, 1998
 Expires January 31, 2017

The names and terms of office of the Commissioners shall be filed with the Chancery Clerk of Hancock County and the City Clerk of each member municipality and the Secretary of State.

WHEREAS, the Authority passed a Resolution to amend its Articles of Incorporation to replace paragraph 10 with the following language:

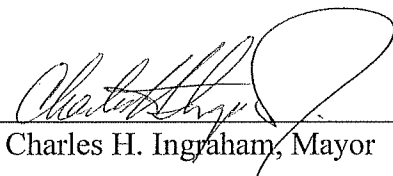
It is the understanding of all parties to that agreement and to this agreement that any actions affecting rates, user fees, capital improvements or contractual obligations must be by unanimous vote of all eight (8) members of the Board, regardless of the quorum requirements.

WHEREAS, the Authority passed a Resolution to restate its Articles of Incorporation to include the City of Diamondhead and all above discussed Resolutions.

NOW THEREFORE, BE IT RESOLVED, the City of Diamondhead Mayor and City Council appoint the Mayor of the City of Diamondhead and the City Manager as the City's representatives to serve as Authority Commissioners on the Hancock County Regional Solid Waste Authority.

SO ORDAINED, this the 6th day of May, 2013.

	Aye	Nay	Absent
Councilmember Ackerman	<u>✓</u>	_____	_____
Councilmember Holcomb	<u>✓</u>	_____	_____
Councilmember Knobloch	<u>✓</u>	_____	_____
Councilmember Rech	<u>✓</u>	_____	_____
Councilmember Roberson	<u>✓</u>	_____	_____
Mayor Ingraham	<u>✓</u>	_____	_____

APPROVED 
 Charles H. Ingraham, Mayor

ATTEST: *Sue W. Foster*
Sue W. Foster, City Clerk

SEAL

THIS IS TO CERTIFY THAT THE FOREGOING RESOLUTION WAS ADOPTED BY THE CITY OF DIAMONDHEAD, MISSISSIPPI, ON THE 6th DAY OF May, 2013.

Sue W. Foster
CITY CLERK