

**MISSISSIPPI DEVELOPMENT AUTHORITY
DEVELOPMENT INFRASTRUCTURE PROGRAM
GUIDELINES
2007**

Applications should be submitted to:

**Mississippi Development Authority
Financial Resources Division
Attn: Penny Barrentine
PO Box 849
Jackson, MS 39215**

DEVELOPMENT INFRASTRUCTURE PROGRAM (DIP)

The Mississippi Development Infrastructure Program (DIP), administered by the Mississippi Development Authority (MDA) is designed for making grants or loans to counties or municipalities (Local Governmental entities) to finance small infrastructure projects to promote economic growth in the State of Mississippi (State). Counties and municipalities are encouraged to use these funds in connection with other State and federal programs. Funding for grants or loans to Local Governmental entities is derived from the issuance of State bonds.

Eligibility

- The local governing authority of the county or municipality is eligible for DIP program.
- Projects must be directly related to the construction, renovation, or expansion of a new or expanded industry.

ALL Eligible projects financed with DIP funds must be publicly owned.

Including but not limited to:

- Drainage systems
- Energy facilities (power generation and distribution)
- Sewer systems (pipe treatment)
- Transportation facilities directly affecting the site, including roads, bridges, rail lines, or pipelines
- Water supply systems (storage, treatment, and distribution)
- Marine structures
- Land improvements

Eligible Projects should benefit the following types of industries:

- Manufacturing and processing
- Large distribution facility
- Service support to agriculture, aquaculture, and mariculture
- Service support to manufacturing and processing
- Telecommunications and data processing
- Corporate headquarters and operations centers
- Research and development

General Terms

- DIP funds may not be used for working capital or to provide facilities for utilization by a gaming enterprise.
- In most circumstances the Local Governmental entity will be required to expend local funds before the State injects any proceeds into the project.

Conditions of Disbursement of Funds

- An Agreement will be executed between the Local Governmental entity and MDA.
- The Agreement cannot be executed until all required conditions in these guidelines have been met and all documentation received.
- MDA will release DIP funds on a reimbursement basis for approved eligible costs of the project as incurred.
- The Local Governmental entity shall certify to MDA during construction that the expenses were incurred and were in accordance with the plans approved by MDA.

- Funds will be released upon receipt of the DIP Form of Requisition and supporting documentation from the Local Governmental entity.
- Local Governmental entities have one year from the date of the Grant Agreement to request reimbursement for DIP project costs.

TERMS:	Local governmental entities have 1 year from the date of the executed grant agreement to request reimbursement for DIP project costs.
AMOUNT:	Maximum amount: \$150,000

Statute Section 57-61-36, MS Code

Audit

Grants and/or loans made under this program are subject to audit by the State Auditor's Office.

Waiver

These guidelines may be amended by MDA at anytime. MDA, in its discretion, may temporarily waive any requirement of the guidelines to the extent that the result of such waiver is to promote the public purpose of the Act and is not prohibited by State law.

Additional Information

Program inquiries should be made to:

Financial Services Division

Telephone: 601.359.3552

Fax: 601.359.3619

Email: financial@mississippi.org

APPLICATION REQUIREMENTS

Local Governmental entity Application

The application is submitted by a Local Governmental entity must include:

- The purpose of the proposed grant or loan, including a list of eligible items and the cost of each;
- The estimated cost of the total project, a description of the Local Governmental entity's investment in the project, and all public or private sources of funding;
- The time schedule for implementation and completion of the project, evidencing an expeditious completion of the project;
- Information on the financial arrangement with the private company.
- A Resolution of Authorization of the Local Sponsor to apply for DIP funds. (Examples of the Resolution may be found as Exhibit A or B.)
- A statement that the specific improvements are necessary for the efficient and cost-effective operation of the project, together with supporting financial and engineering documentation;
- A statement of willingness to comply with nondiscrimination and equal employment opportunity requirements; and
- Current employment levels at the project site and estimated increase, if any, as a result of financing the project.

One (1) copy of the application must be submitted to MDA. MDA will evaluate the application to determine if the project meets the program criteria. Applications are approved at the monthly MDA Board Meeting.

**EXHIBIT A
COUNTY GOVERNMENT
RESOLUTION OF AUTHORIZATION**

The Board of Supervisors (the "Board") acting for and on behalf of _____ County, Mississippi, (the "County") took up for consideration the matter of authorizing and approving a grant/loan on behalf of the County from the Mississippi Development Authority (the "MDA") for the purpose of completing infrastructure related to _____ and thus enhancing economic development through the creation of jobs.

Thereupon Supervisor _____ offered and moved the adoption of the following resolution:

RESOLUTION OF THE BOARD OF SUPERVISORS OF ____ COUNTY, MISSISSIPPI, TO AUTHORIZE AND APPROVE THE PRESIDENT OF THE BOARD, ON BEHALF OF THE COUNTY ENTERING INTO A GRANT/LOAN AGREEMENT WITH THE MISSISSIPPI DEVELOPMENT AUTHORITY IN ORDER TO RECEIVE A GRANT/LOAN ON BEHALF OF THE COUNTY FROM THE MISSISSIPPI DEVELOPMENT AUTHORITY IN AN AMOUNT NOT TO EXCEED _____ DOLLARS

(\$ _____) FOR THE PURPOSE OF COMPLETING INFRASTRUCTURE RELATED TO _____ AND THUS ENHANCING ECONOMIC DEVELOPMENT THROUGH THE CREATION OF JOBS.

WHEREAS, the Mississippi Business Investment Act, Sections 57-61-1 et. seq., of the Mississippi Code of 1972, as amended, (the "Act") was enacted for the purpose of promoting business and economic development in the state of Mississippi (the "State") through job producing programs and by providing loans and grants to counties to assist in securing investment by private companies locating in the State; and

WHEREAS, pursuant to Section 57-61-36 of the Act, MDA is authorized to make a grant to the County for the purpose of completing infrastructure related to _____ and thus enhancing economic development through the creation of jobs; and

WHEREAS, pursuant to the Act and the guidelines adopted by MDA, the County has filed an application with MDA for a grant/loan to complete infrastructure related to ____; and

WHEREAS, based on the application, the Act and the guidelines, MDA has agreed to provide a grant/loan to the County for the purposes set forth; and

WHEREAS, before the grant/loan can be processed, a Grant/Loan Agreement must be entered into by the County and MDA, setting out the terms and conditions of the grant/loan.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY, AS FOLLOWS:

Section 1. That all of the findings of fact made and set forth in the preamble to this resolution shall be and the same are hereby found, declared, and adjudicated to be true and correct.

Section 2. That the Board of Supervisors of _____ County, Mississippi, is now fully authorized and empowered under the provisions of Sections 57-61-1 et. seq., of the Mississippi Code of 1972, as amended, to proceed with the execution of the Grant/Loan Agreement with MDA.

Section 3. That the President and Clerk of the Board are hereby authorized and directed to execute any and all documents and certificates as may be necessary in order to consummate the transaction contemplated by the resolution and upon execution, each of the documents and certificates shall be legal, valid, and binding obligations of the County enforceable in accordance to the terms of each.

Supervisor _____ seconded the motion to adopt the foregoing Resolution, and the vote thereupon was as follows:

Supervisor _____ voted _____
Supervisor _____ voted _____
Supervisor _____ voted _____
Supervisor _____ voted _____
Supervisor _____ voted _____

(SEAL)

PRESIDENT, BOARD OF SUPERVISORS
_____ COUNTY, MISSISSIPPI

CHANCERY CLERK

EXHIBIT B
MUNICIPAL GOVERNMENT
RESOLUTION OF AUTHORIZATION

The Mayor and Board of Aldermen (the "Governing Body") acting for and on behalf of the City of _____, Mississippi, (the "Municipality") took up for consideration the matter of authorizing and approving a grant/loan on behalf of the Municipality from the Mississippi Development Authority (the "MDA") for the purpose of completing infrastructure related to _____ and thus enhancing economic development through the creation of jobs.

Thereupon Alderman _____ offered and moved the adoption of the following resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF _____, MISSISSIPPI, TO AUTHORIZE AND APPROVE THE MAYOR, ON BEHALF OF THE CITY, ENTERING INTO A GRANT/LOAN AGREEMENT WITH THE MISSISSIPPI DEVELOPMENT AUTHORITY IN ORDER TO RECEIVE A GRANT ON BEHALF OF THE CITY FROM THE MISSISSIPPI DEVELOPMENT AUTHORITY IN AN AMOUNT NOT TO EXCEED _____ DOLLARS (\$ _____) FOR THE PURPOSE OF COMPLETING INFRASTRUCTURE RELATED TO _____ AND THUS ENHANCING ECONOMIC DEVELOPMENT THROUGH THE CREATION OF JOBS.

WHEREAS, the Mississippi Business Investment Act, Sections 57-61-1 et. seq., of the Mississippi Code of 1972, as amended, (the "Act") was enacted for the purpose of promoting business and economic development in the state of Mississippi (the "State") through job producing programs and by providing loans and grants to municipalities to assist in securing investment by private companies locating in the State; and

WHEREAS, pursuant to Section 57-61-36 of the Act, MDA is authorized to make grants/loans to the Municipality for the purpose of completing infrastructure related to _____ and thus enhancing economic development through the creation of jobs; and

WHEREAS, pursuant to the Act and the guidelines adopted by MDA, the Municipality has filed an application with MDA for a grant/loan to complete infrastructure related to _____; and

WHEREAS, based on the application, the Act and the guidelines, MDA has agreed to provide a grant/loan to the Municipality for the purposes set forth; and

WHEREAS, before the grant/loan can be processed, a Grant/Loan Agreement must be entered into by the Municipality and MDA, setting out the terms and conditions of the grant/loan.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE MUNICIPALITY, AS FOLLOWS:

Section 1. That all of the findings of fact made and set forth in the preamble to this resolution shall be and the same are hereby found, declared, and adjudicated to be true and correct.

Section 2. That the Mayor and Board of Aldermen of the City of _____, Mississippi, is now fully authorized and empowered under the provisions of Sections 57-61-1 *et. seq.*, of the Mississippi Code of 1972, as amended, to proceed with the execution of the Grant/Loan Agreement with the Department.

Section 3. That the Mayor and Clerk of the Board are hereby authorized and directed to execute any and all documents and certificates as may be necessary in order to consummate the transaction contemplated by the resolution and upon execution, each of the documents and certificates shall be legal, valid, and binding obligations of the Municipality enforceable in accordance to the terms of each.

Alderman _____ seconded the motion to adopt the foregoing Resolution and after the same had been read and considered section by section and put to a roll call vote, the results was as follows:

Alderman _____	voted _____

The motion having received the foregoing vote of the Governing Body, the Mayor declared the motion carried and the Resolution adopted, on this the _____ day of _____, 2006.

MAYOR,
CITY OF _____, MISSISSIPPI

(SEAL)

CITY CLERK