



Lynn Fitch
ATTORNEY GENERAL
OPINIONS AND POLICY

September 25, 2021

John P. Scanlon, Esq.
Attorney, City of Gluckstadt
800 Avery Boulevard, Suite 101
Ridgeland, Mississippi 39157

Re: Interlocal Agreement between the City of Gluckstadt and Madison County related to
Collection of Ad Valorem and Assessments

Dear Mr. Scanlon:

Pursuant to Mississippi Code Annotated Section 17-13-11(1), interlocal agreements shall be “submitted to the Attorney General of this state who shall determine whether the agreement is in proper form and compatible with the laws of this state.” On August 24, 2021, the Mississippi Attorney General’s Office received your request to review the above-referenced agreement.

Our office has reviewed the agreement and has found that it is in proper form and is compatible with the laws of this state, specifically those laws found in Section 17-13-1 *et seq.* We note that you cite Sections 21-33-1 *et seq.*, 27-1-1 *et seq.*, and 27-41-2 as additional authority for the duties set forth in the instant agreement.

The duration of the agreement may exceed the term of the boards of the participating governmental entities. Any contract that extends beyond the term of the governing board(s) without express statutory authority is voidable at the discretion of the successors. *Northeast Mental Health-Mental Retardation Comm’n v. V.M. Cleveland*, 187 So. 3d 601 (Miss. 2016).

Any subsequent amendment(s) to the agreement must be approved by this office in accordance with Section 17-13-11(1).

Do not hesitate to contact our office should you require anything further in this regard.

Sincerely,

/s/ Gregory Alston

Gregory Alston
Special Assistant Attorney General