

LETTER 2 — City of Southaven: Board Minutes & Resolutions on xAI Payments

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July 28, 2026

City Clerk
City of Southaven
8710 Northwest Drive
Southaven, MS 38671

RE: Public Records Request — Board of Aldermen minutes, agendas, and resolutions concerning payments and agreements with MZX Tech, LLC, xAI, and the Musk Foundation

To the City Clerk:

Pursuant to the Mississippi Public Records Act (Miss. Code Ann. § 25-61-1 et seq.), I request access to and copies of the following records for the period October 1, 2025 to present:

1. All Board of Aldermen meeting agendas, minutes (draft and approved), resolutions, and orders referencing or approving: (a) the Memorandum of Understanding with MZX Tech, LLC dated December 23, 2025 concerning \$3,460,000 for Stateline Road and Tulane Road improvements; (b) the Musk Foundation Grant Agreement dated December 29, 2025 in the amount of \$1,850,000; (c) the Donation Agreement with MZX Tech LLC in the amount of \$1,380,900 for the Southaven Police Department; and (d) the Ad Valorem Tax (Fee-in-Lieu) Agreement executed January 2026;
2. All records showing formal Board acceptance of each of the four items above, including the date of the vote, the roll call or vote tally, and whether the item appeared on a published agenda;
3. All executive-session certifications, notices, or minutes relating to any discussion of the items above;
4. All records of receipt, deposit, and expenditure of the \$3,460,000, \$1,850,000, and \$1,380,900 payments, including the fund or account into which each was deposited and all disbursements to date;
5. All legal opinions, memoranda, or correspondence (including with Butler Snow LLP) concerning the City's authority to accept the Musk Foundation grant subject to its confidentiality provision (Section 6), or concerning that provision's consistency with the Mississippi Public Records Act;

6. All communications between any City official or employee and MZX Tech, xAI, the Musk Foundation, or their representatives concerning the timing or sequencing of the payments described above relative to approval of the Fee-in-Lieu Agreement.

If any portion of this request is withheld or redacted, please identify each record withheld and cite the specific statutory exemption relied upon, as required by the Mississippi Public Records Act. If any records do not exist, please confirm that in writing. Electronic delivery (email or download link) is preferred. If estimated fees will exceed \$25, please contact me with an estimate before fulfillment.

Please note that Miss. Code Ann. § 25-61-5 requires a response within seven (7) working days of receipt.

Thank you for your assistance.

Sincerely,

Wade Ivy
Move Weight Foundation