

**CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, OCTOBER 4, 2011 - 7:00 P.M.
MUNICIPAL COURTROOM – 305 MONROE STREET**

WELCOME AND CALL TO ORDER Mayor Rosemary Aultman

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

The invocation was led by Alderman Cashion followed by the pledge of allegiance to the flag led by Alderman Brabham.

ROLL CALL City Clerk, Russell Wall

Present: Jehu Brabham – Alderman-at-Large
 Tony Greer – Alderman Ward 2
 William O Barnett – Alderman Ward 3
 Kathy Peace – Alderwoman Ward 4
 Mike Cashion – Alderman Ward 6

Absent: Tony Hisaw – Alderman Ward 1
 Mike Morgan – Alderman Ward 5

RECOGNITION

The Maids and Matrons Association was recognized by the Mayor for providing refreshments for the October 4th meeting.

APPROVAL OF CONSENT AGENDA ITEMS A - Q

MOTION made by Alderman Greer and **SECONDED** by Alderwoman Peace to approve the Consent Agenda Items A-Q. **MOTION CARRIED UNANIMOUSLY**

CONSTRUCTION – 222 HIGHWAY 80 EAST – BRIDGEFORTH RUTLEDGE

Upon presentation by Jerry Bounds, Director of Community Development, **MOTION** made by Alderman Cashion and **SECONDED** by Alderman Brabham the board approved the request by Bridgeforth Rutledge for the construction of an office building to be located at 222 Highway 80 East in the City of Clinton, Mississippi. The Planning and Zoning Commission and the Architectural Review Committee recommended approval. **MOTION CARRIED UNANIMOUSLY**

CONDITIONAL USE – 1475 EAST NORTHSIDE DRIVE – NORTHSIDE BAPTIST CHURCH

Upon presentation by Jerry Bounds, Director of Community Development, **MOTION** made by Alderman Brabham and **SECONDED** by Alderwoman Peace the board approved the request by Northside Baptist Church for a conditional use to operate an after school program for public school children at the church located at 1475 east Northside Drive. The board finds that the church meets the requirements of Section 3005.01 of the zoning ordinance. The following conditions were included in the granting of the approval: (1) The program may only provide services to children in the K5 through 6th grade age group; (2) Daily operation of the after school care is limited to no more than 6 hours per day Monday through Friday; (3) The church must secure and maintain all required licenses and approvals from the Department of Human Services and all other required approvals by State, County and Municipal Agencies; (4) The conditional use shall expire if the church ceases to operate the after school program for 120 consecutive days. The Planning and Zoning Commission recommended approval. **MOTION CARRIED UNANIMOUSLY**

CONSTRUCTION – 754 WEST NORTHSIDE DRIVE – CHURCH OF PHILADELPHIA

Upon presentation by Jerry Bounds, Director of Community Development, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Barnett the board approved the request from the Church of Philadelphia to construct a church to be located at 754 West Northside Drive in the City of Clinton, Mississippi. The Planning and Zoning Commission and the Architectural Review Committee recommended approval. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF PROPERTY AND LIABILITY INSURANCE FOR THE FISCAL YEAR 2012

Sam Bryson of Bryson & Company presented a proposal from Trident Insurance Company for fire, auto liability and worker's compensation insurance for the fiscal year 2011-2012. **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Greer the board approved the proposal of \$317,882.00 from Trident Insurance Company as the lowest and best bid, and furthermore approved the payment of the additional premium of \$2,055.00 for terrorism coverage and approved the \$2,500.00 agent fee included in the Worker's Compensation Insurance premium. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF THE MUNICIPAL COMPLIANCE QUESTIONNAIRE FOR THE YEAR ENDING SEPTEMBER 30, 2011

Upon presentation by Russell Wall, City Clerk, **MOTION** made by Alderman Cashion and **SECONDED** by Alderman Barnett the board approved the Municipal Compliance Questionnaire for the year ending September 30, 2011. The questionnaire is on file with the City Clerk. **MOTION CARRIED UNANIMOUSLY**

ACCEPTANCE OF \$500.00 FROM WOODMEN OF THE WORLD TO BE USED FOR THE PURCHASE OF SMOKE DETECTORS

Upon presentation by Barry Burnside, Fire Chief, **MOTION** made by Alderman Cashion and **SECONDED** by Alderman Barnett the board accepted the \$500.00 from Woodmen of the World to be used for the purchase of smoke detectors. **MOTION CARRIED UNANIMOUSLY**

AWARD OF GARBAGE CONTRACT

Upon presentation by Mike Parker, Director of Public Works, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Cashion the board approved awarding the garbage contract to Waste Management for \$12.79 including curbside collection for residential pickup and \$12.79 including curbside collection for commercial pickup as the lowest and best bid. **MOTION CARRIED UNANIMOUSLY**

APPRAISALS OF 16th SECTION PROPERTY

Upon presentation by Ken Dreher, City Attorney, **MOTION** made by Alderman Brabham and **SECONDED** by Alderwoman Peace the board authorized the City Attorney to hire an appraiser to appraise the 16th section property the City leases from the Clinton Public School District as required in the leases. **MOTION CARRIED UNANIMOUSLY**

ADJOURN 7:46 P.M.

MOTION made by Alderman Brabham and **SECONDED** by Alderwoman Peace to adjourn until the next regular meeting of the Mayor and Board of Aldermen to be held on October 18, 2011 at 7:00 pm. **MOTION CARRIED UNANIMOUSLY**

APPROVED:

Rosemary G. Aultman
Rosemary G. Aultman, Mayor

10-5-2011
Date

ATTEST:

Russell L. Wall
Russell L. Wall, City Clerk

10-5-2011
Date



City of Clinton
Mississippi
Community Development

September 21, 2011

Bridgforth Rutledge
P.O. Box 5331
Jackson, MS 39296

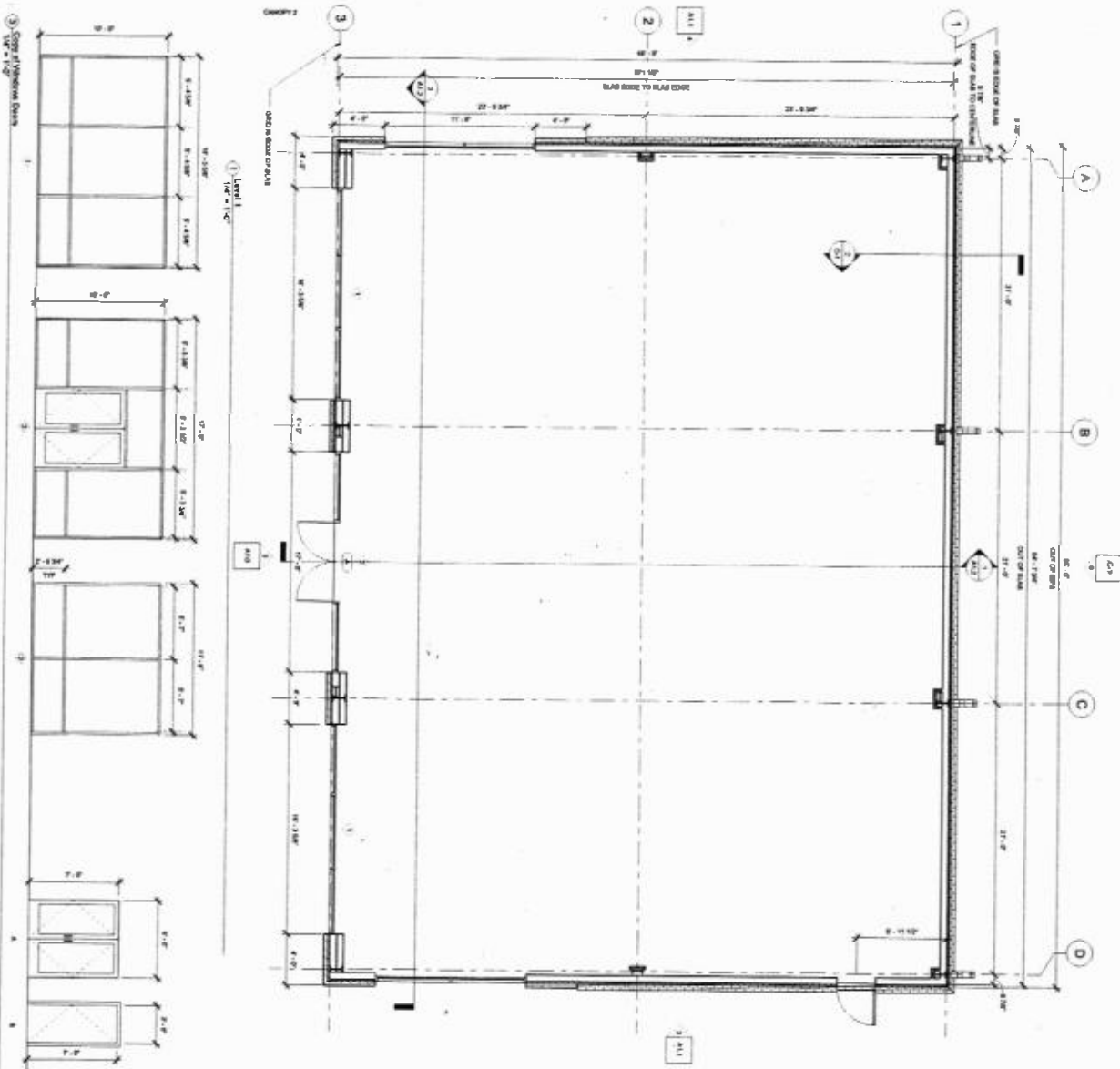
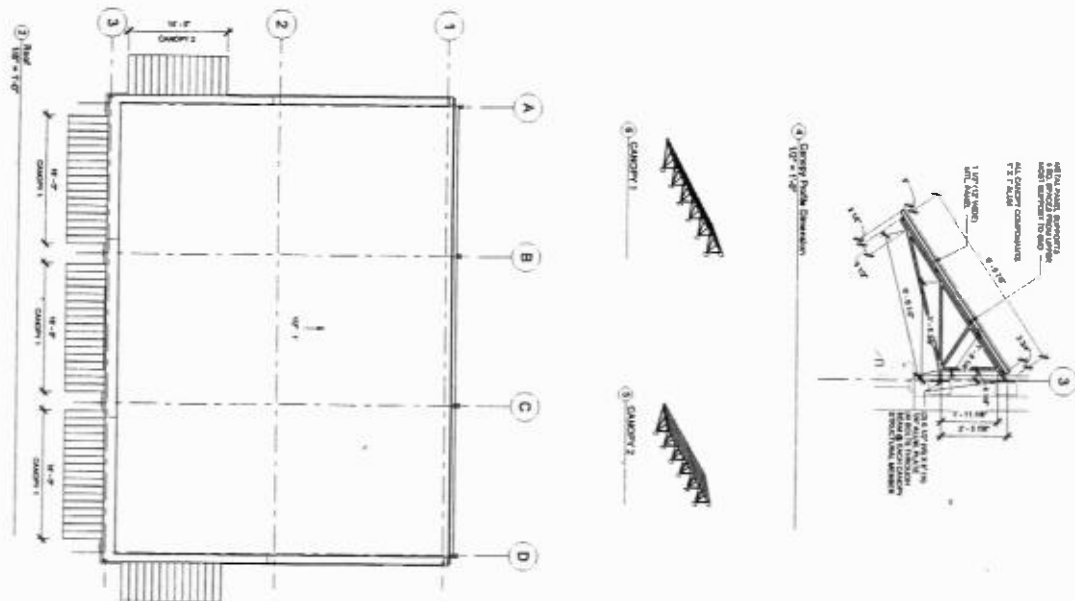
Brigeforth:

I have received the drawings for the building you are proposing to be located at 222 Hwy 80 East. I have you on schedule to appear before the Planning and Zoning Commission on September 27, 2011 at 6:30 and the Mayor and Board of Alderman on October 4, 2011 at 7:00. Both meetings will be held in the Municipal Courtroom at the Police Department, 305 Monroe Street. If you would make a note of these dates and time, you or your representative must be present at the Planning and Zoning and The Mayor and Board of Alderman meetings.

If you have any questions I can be reached at (601) 924-2256.

Sincerely,

Jerry "J.B." Bounds
Director
Community Development



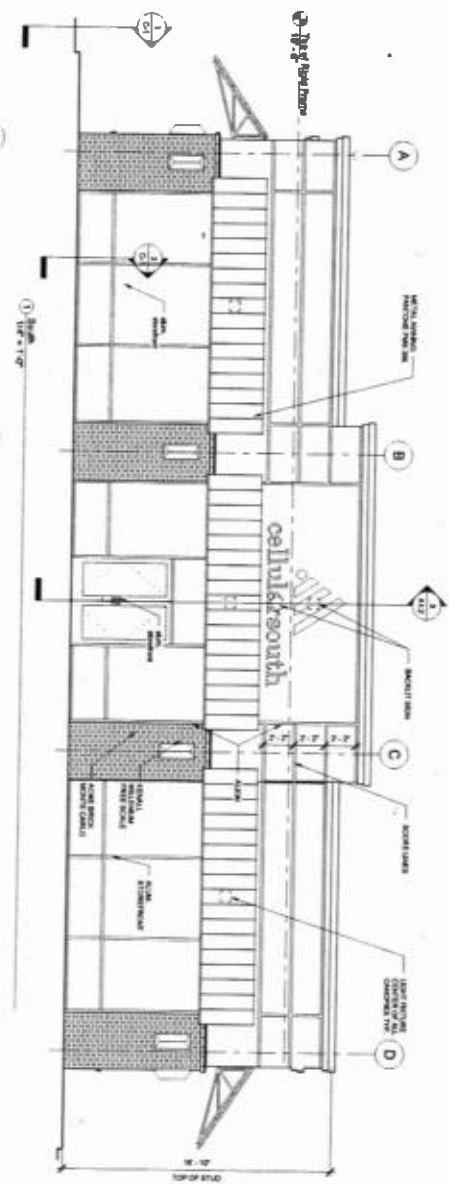
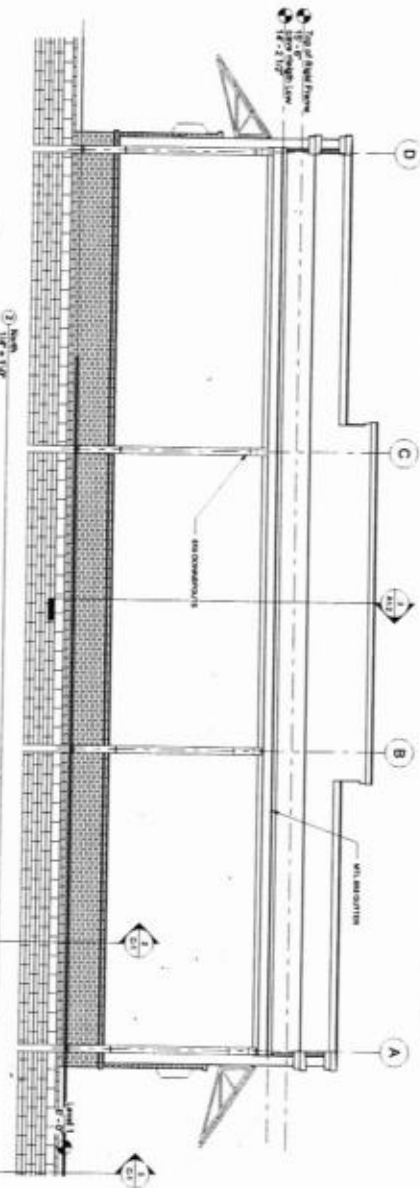
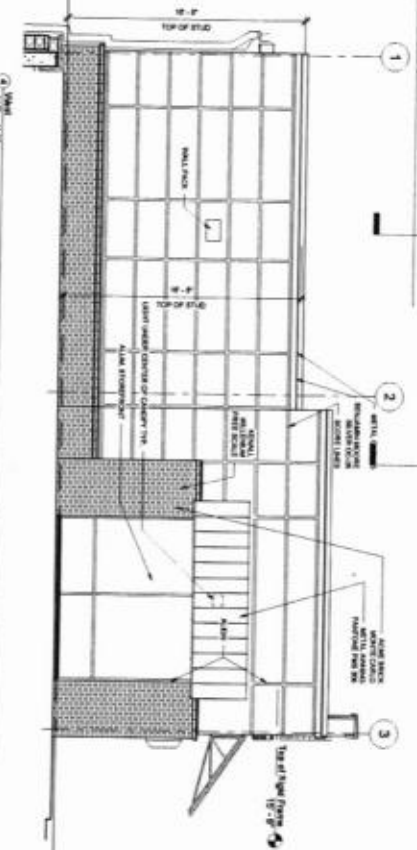
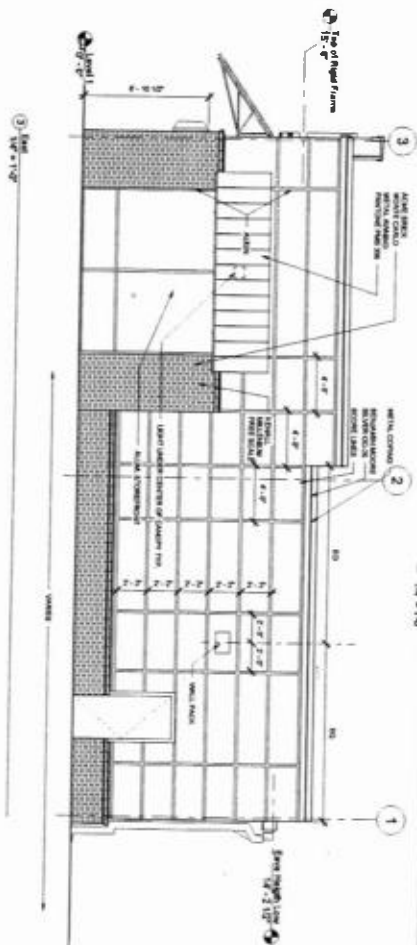
CLINTON MANAGEMENT, LLC
 222 Hwy. 80 East
 Clinton, MS 39056

BUDGET PRICING SET

Joseph Orr aia
 Architecture PA
 137 West Prince Street
 Canton, Mississippi
 601 855-0123

A1.0

Project Name
 Date
 Page 1 of 1



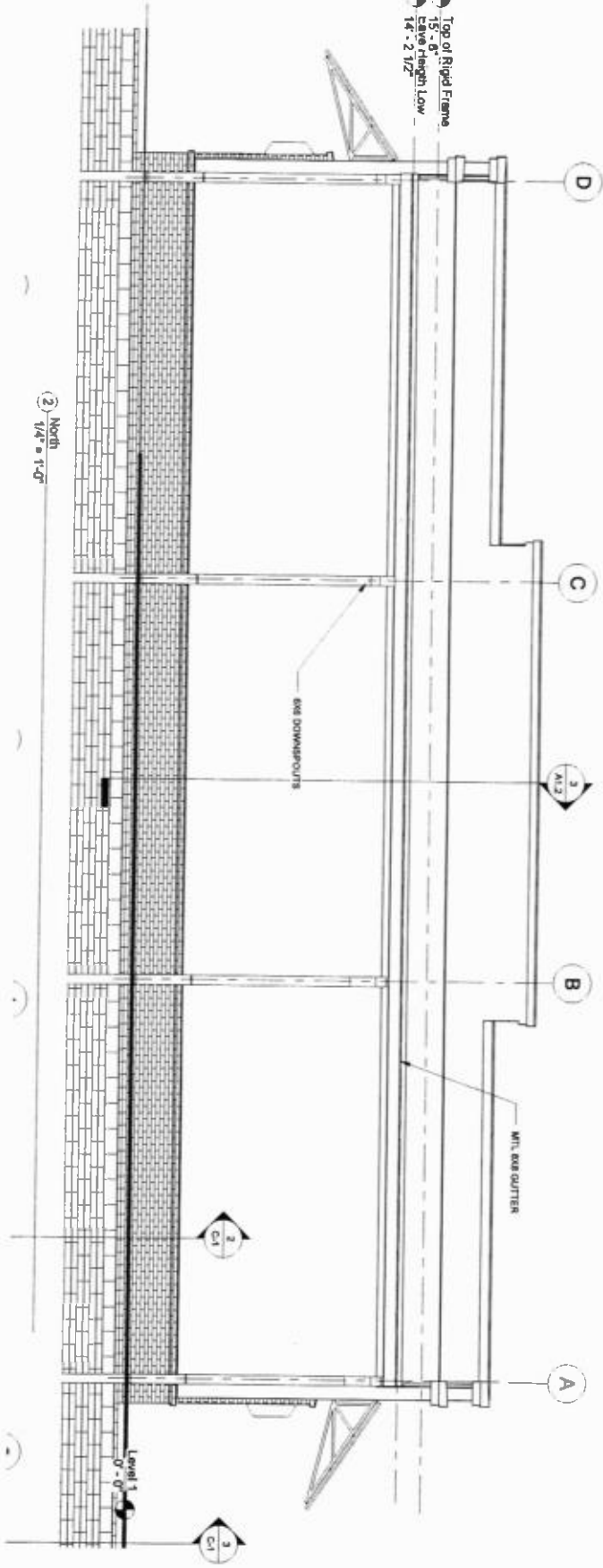
CLINTON MANAGEMENT, LLC
 222 Hwy. 80 East
 Clinton, MS 39056

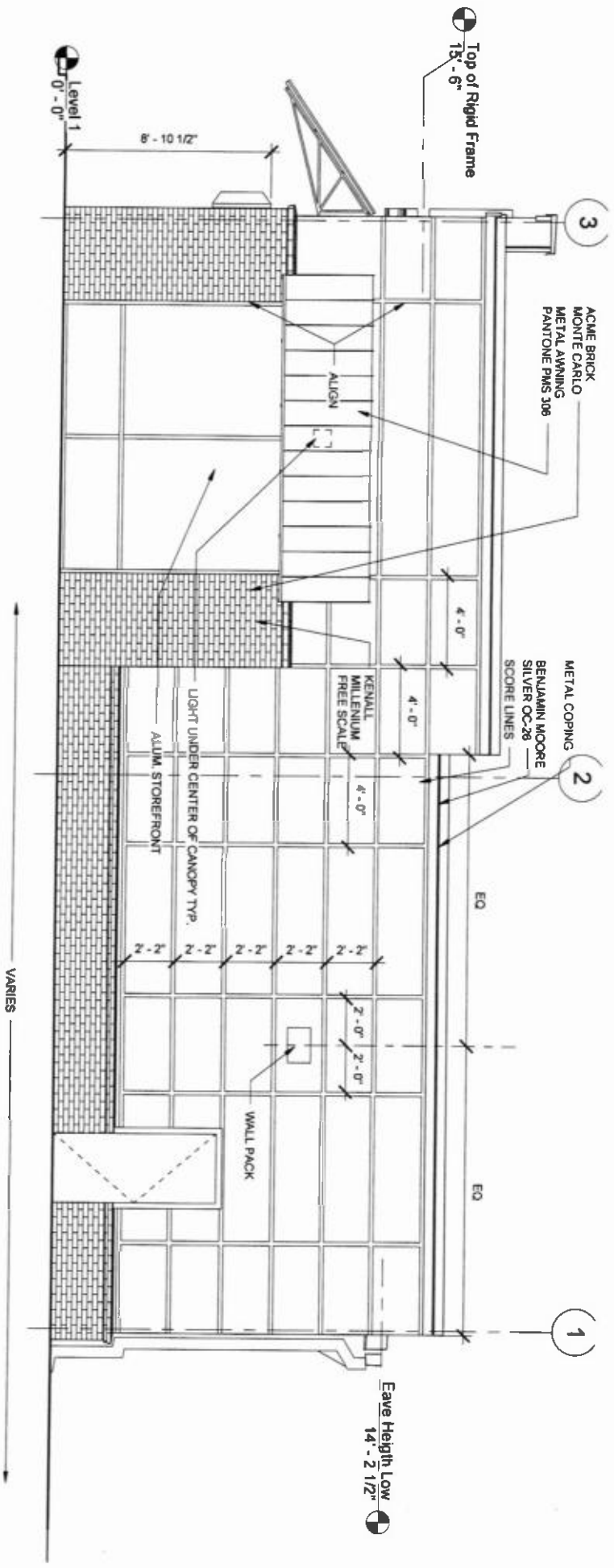
Joseph Orr
 Architecture PA
 137 West Peach Street
 Canton, Mississippi
 601 855-0123

BUDGET PRICING SET

A1.1

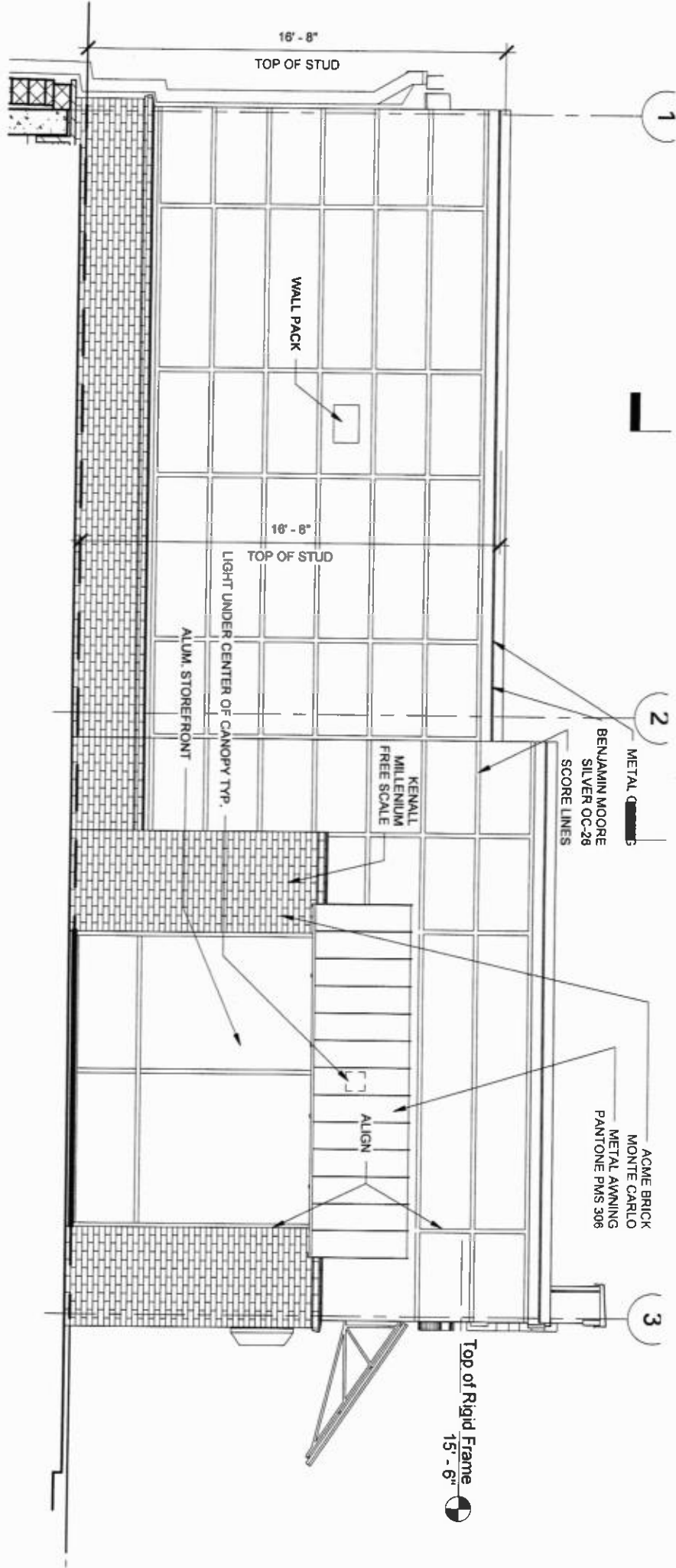
Top of Rigid Frame
2'-0" High
2'-0" High Low
14'-2 1/2"



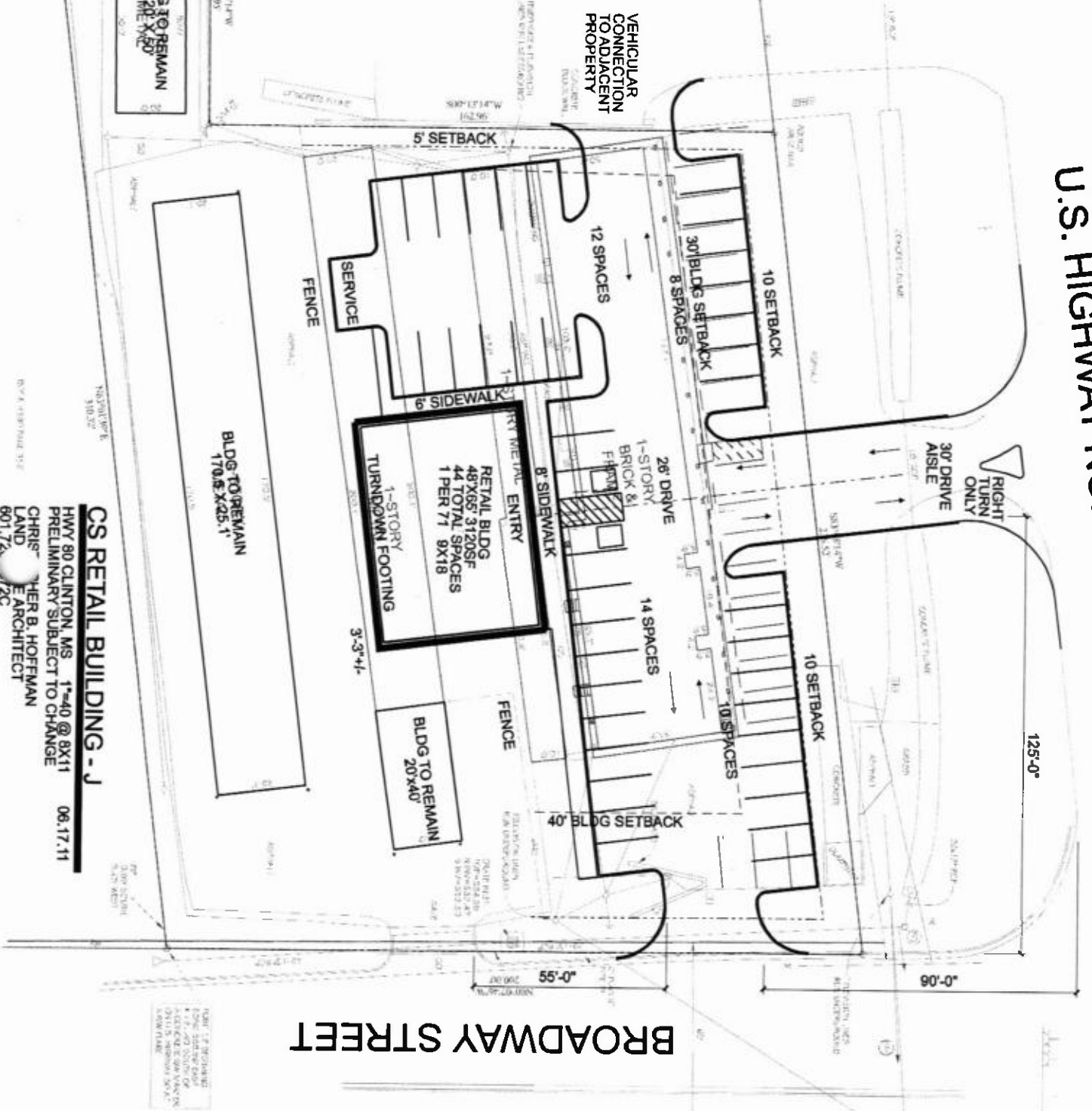


3 East
1/4" = 1'-0"

4 West
1/4" = 1'-0"



U.S. HIGHWAY NO. 80



CS RETAIL BUILDING - J
 HWY 80 CLINTON, MS 1"=40' @ 8X11
 PRELIMINARY SUBJECT TO CHANGE 06.17.11
 CHRIS THER B. HOFFMAN
 LAND ARCHITECT
 601.721.1120

DATE: 06.17.11
 DRAWN: J. HOFFMAN
 CHECKED: J. HOFFMAN
 DESIGNED: J. HOFFMAN
 SCALE: AS SHOWN

PLANNING & ZONING COMMISSION

Clinton, Mississippi

Tuesday, September 27, 2011

6:30 p.m.

Municipal Courtroom

305 Monroe Street

Agenda

I. Call To Order

II. Consideration and Approval of August 23, 2011 Minutes.

III. New Considerations:

- A. Construction – 222 Hwy 80 East, Mr. Bridgforth Rutledge. **APPROVED**
- B. Color Change – 100 E. College Street, First Baptist Church, Mr. Ramey Hankins.
WITHDREW
- C. Conditional Use – 1475 E. Northside Drive, Northside Baptist Church, Mrs. Susan Meadors. **APPROVED**
- D. Roof Change – 104 E. Leake Street, Mr. William McMahon. **WITHDREW**
- E. Construction – 754 W. Northside Drive, Church of Philadelphia, Pastor Stacy Brown. **APPROVED**

IV. Other Business

V. Next Meeting

The next meeting will be held on Tuesday, October 25th, 2011, beginning at 6:30 p.m.

VI. Adjournment

PLANNING & ZONING COMMISSION

Clinton, Mississippi

Tuesday, September 27, 2011

6:30 p.m.

Municipal Courtroom

305 Monroe Street

Meeting Minutes

Members Present: Foster Ellis Jr., Bettye King, Nancy Davis, Jim Martin, and David Ellis.

City Officials: Jerry Bounds

Minutes taken by: Lauren Pennington.

1. Call To Order

Jim Martin called the meeting to order at 6:30 p.m.

II. Consideration and Approval of August 23, 2011 minutes..

MOTION by Bettye King to approve the August 23, 2011 minutes. SECOND by Foster Ellis, Jr. UNANIMOUS approval. NONE opposed.

III. New Considerations:

A. Construction – 222 Hwy 80 East, Mr. Bridgforth Rutledge.

Jerry Bounds stated that this will be a flagship building for C-Spire Wireless and will be located on the corner of Hwy 80 and Broadway. This building and the materials have been approved by the Architectural Review committee and that the Plans Review is currently working with Mr. Rutledge on his plans. Mr. Rutledge is present to answer any questions the committee may have for him.

Mr. Rutledge stated that they will be closing on the building in the next week and a half to two weeks. 20 ft. of this property is owned by MDOT and he is working with them on the placement of the driveway.

Nancy Davis asked if all the tenants had vacated the property.

Mr. Rutledge stated that they are currently in the process of leaving. Stated he is excited about this project because this is the first proto-type building C-Spire is building in the state, the first of its kind.

David Ellis asked what the outcome of the billboard situation was.

Mr. Rutledge stated that the Mayor and Board of Alderman basically denied his request to move the billboard back on his property.

David Ellis asked if the billboard would be staying or would it be taken down.

Mr. Rutledge stated that he has revised the way the driveway is in order to keep the billboard but that also depends on what MDOT has to say about his driveway and if it will meet their requirements. He believes the City ordinance overrides common sense. He spoke with Lamar himself and they would have taken down all the billboards in the City if they could have put one digital billboard up on this property but the Mayor and Board of Alderman would not let him do so.

Bettye King stated that it seemed Mr. Rutledge was caught in the middle on this situation.

Jim Martin asked about the storage units.

Mr. Rutledge stated that there will be one storage building left on the property and it also depends on the cost of the removal of the retaining wall versus the cost generated by the storage units.

A Public Hearing was held. NO comments made.

MOTION by Bettye King to approve the construction at 222 Hwy 80 East. SECOND by David Ellis. UNANIMOUSLY approved.

B. Conditional Use – 1475 East Northside Drive, Northside Baptist Church, Mrs. Susan Meadors.

Jerry Bounds stated that the Northside Baptist Church would like to hold an after school care program and since it is a church function it will require a conditional use. The property has been posted, was advertised in the paper and Mrs. Meadors is present to answer any questions the committee may have.

Susan Meadors stated that the program would take place in an already existing building on the property. This program is to help low income families that cannot afford after school care for their children. The church has already met with the State about this and has met all their requirements. There would be about 16 – 20 cars at their facility to pick up their children between 4:30 and 6:00pm.

Bettye King stated she thought this was a wonderful idea and asked if it would be a structured program.

Mrs. Meadors stated that a schedule would be followed each day.

Jim Martin asked if there were any renovations to be made or are they just here for the program approval.

Mrs. Meadors stated that they are just here for the approval and that there are no renovations to be made to their building.

Nancy Davis asked when this program would start.

Mrs. Meadors stated that it already has and that it was an over-site on their part to not get approval from the City before beginning.

Foster Ellis asked if they would have a meal plan in the future.

Mrs. Meadors stated that right now they are only providing snacks but that a meal plan could possibly happen in the future.

David Ellis stated that in review of the ordinance he could not find an area where this could be approved. Stated that a conditional use for childcare is required in quasi-public areas so how could they approve something that is not approvable.

Jerry Bounds stated that the church is quasi-public and since they are the ones making the application it falls under them since they are a conditional use as a church. Therefore it would have to be a conditional use since it is a church function.

Bettye King stated she knows of a least one other church that has done this same thing for years and that this would be considered an arm of the church and it is state approved.

David Ellis stated that where childcare is allowed is not listed in the ordinance.

Jerry Bounds stated that even if it is changed it will still be a conditional use and will not be outright allowed in any district.

David Ellis stated that this needs to be addressed so that this committee can properly address the issue.

Jim Martin stated that where childcare is allowed should be listed in the ordinance and that the Mayor and Board of Alderman will look at this.

Bettye King stated that this is not for profit and she sees no problem with it.

A Public Hearing was held.

MD Whitfield stated that he appreciates that committees comments but could they please explain the childcare definition to him and how would the church be any different from the Funtime Skateland that has a childcare program.

Jim Martin stated that the Funtime Skateland facility is in a commercial district whereas the church is in R-1

David Ellis read the definition of childcare from the ordinance.

Nancy Davis asked what the student's ages would be.

Mrs. Meadows stated they range from Kindergarten – 6th grade.

MOTION by Nancy Davis to approve the Conditional Use for 1475 E. Northside Drive, Northside Baptist Church. SECOND by Foster Ellis. UNANIMOUSLY approved.

C. Roof Change – 104 E. Leake Street, Mr. William McMahon.

Jerry Bounds stated that Mr. McMahon would like to put a metal roof on his home, this roof change has been before the Historical Preservation committee and they recommended it not be approved because the roof does not fit with the area and they believe it would not look good because of the size of the house. Mr. McMahon is present if the committee has any questions for him.

Mr. McMahon stated that he feels he should not be discriminated against because of the size of his house and that there are other metal roofs in the Olde Towne district why can he not have one? He stated that 1) his current roof is old and that the new metal roof would outlast even him most likely and 2) it is much more efficient than his current roof.

Jim Martin stated that he understands that there are all types of different metal colors and types to choose from when picking a roof, what type would Mr. McMahon be using.

Mr. McMahon stated that he would be using a silver galvanized metal.

Nancy Davis stated that you would have to look very hard to see the roof in the first place.

Davis Ellis asked Jerry Bounds if metal roofs are prohibited in Olde Towne.

Jerry Bounds stated that they are not outright prohibited but everything in Olde Towne that is being changed has to be approved by the Historical Preservation committee.

Davis Ellis asked what the committee's feelings were on denying this roof, what was their reason.

Jerry Bounds stated that the size of the home was the factor.

David Ellis asked if they were approving this based on the ordinance.

Jerry Bounds stated that they are not because the metal roof is not prohibited in Olde Towne.

Nancy Davis asked if the color of the roof had anything to do with their decision.

Jerry Bounds stated it did.

A Public Hearing was held.

Bob Gilmore stated that he has two homes with metal roofs in Olde Towne and that the Historical Committee's comment on the roof for Mr. McMahon keeping in character with the area seems wrong. What about the police station? The City promised it would keep with

the character of Olde Towne and it does not, it even has a metal roof. The City does not seem to follow its own rules but expects everyone else too.

Mr. McMahon stated that the Old Johnstons building has a metal roof.

Jim Martin asked if it was colored.

Bob Gilmore stated that it is.

Bettye King stated it is red.

Nancy Davis asked if they are voting on the silver roof?

Mr. McMahon stated that he would consider changing the color if that is the issue.

Jim Martin stated it might help with the Historical Committee if it were a color and not just the silver.

Mr. McMahon asked about the other silver roof just down the street from him.

Jerry Bounds stated that roof was put on before he came to work for the City of Clinton and he did not know how that came to be in Olde Towne.

Foster Ellis asked if Mr. McMahon would consider another color for his roof.

Mr. McMahon stated he would but he wanted the silver because of the efficiency.

David Ellis stated that the committee also has to look into the future. Shingles contribute to landfill and things change over time. People are now working toward becoming more efficient and they could be approving solar panels one day and they cannot be opposed to change.

Jim Martin stated that this committee gives a lot of weight to the Historical Preservation committee and their opinion on what should be allowed in Olde Towne. Stated that Mr. McMahon could do one of two things; 1) He could continue on to the Mayor and Board of Alderman meeting or 2) he could withdraw tonight and go back before the Historical Preservation committee with a colored roof and see if they would allow that instead of the silver.

Mr. McMahon asked if he could meet with the Historical Preservation committee when they go over his roof.

Jerry Bounds stated he could.

Jim Martin asked Mr. McMahon if he would like to withdraw from tonight's agenda.

Mr. McMahon stated he would.

Jim Martin stated that this item is now withdrawn from the agenda and will be looked at again in the future.

D. Construction – 754 W. Northside Drive, Church of Philadelphia, Pastor Stacy Brown.

Jerry Bounds stated that this committee has already approved the conditional use for the church and that now they are here for their plan approval. It has been before Architectural Review and the church has agreed to make all the changes requested by them. Mr. Rodney is present to answer any questions the committee may have.

Mr. Rodney stated he had nothing further to add to what Jerry Bounds had already said.

Jim Martin asked about the steeple and fiberglass that was brought up by Architectural Review.

Jerry Bounds stated that the church has agreed to make those changes as well.

Jim Martin asked if all changes are agreed too.

Jerry Bounds stated yes.

A Public Hearing was held. NO comments made.

MOTION by Foster Ellis Jr. to approve the construction for Philadelphia Church at 754 W. Northside Drive. SECOND by Bettye King. UNANIMOUSLY approved.

MOTION by David Ellis to adjourn. Second by Foster Ellis, Jr.

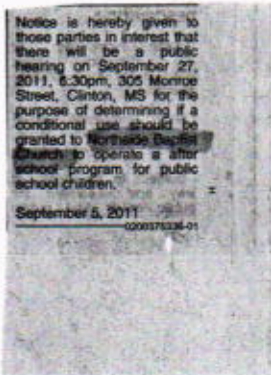
IV. The Meeting was adjourned at 7:10 p.m.

**PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY**

PERSONALLY appeared before me, the undersigned notary public in and for Hinds County, Mississippi,

PASTE PROOF HERE

C19341
CITY OF CLINTON-LEGALS,
0200375336
September 27 Meeting Notice



ANN MIDDEKE

an authorized clerk of THE CLARION-LEDGER, a newspaper as defined and prescribed in Sections 13-3-31 and 13-3-32, of the Mississippi Code of 1972, as amended, who, being duly sworn, states that the notice, a true copy of which is hereto attached, appeared in the issues of said newspaper as follows:

9/5/2011

Size: 61 words / 1.00 col. x 14.00 lines

Published: 1 time(s)

Total: \$15.82

Signed *Ann Middeke*
Authorized Clerk of
The Clarion-Ledger

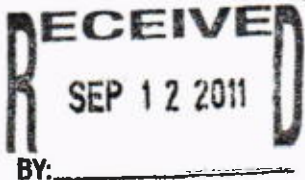
SWORN to and subscribed before me on 9/5/2011.

Rick Tyler
Notary Public

RICK TYLER

Notary Public State of Mississippi at Large. Bonded thru
Notary Public Underwriters

(SEAL)



City of Clinton
Mississippi
Community Development

September 6, 2011

Mrs. Susan Meadors
1475 East Northside Drive
Clinton, MS 39056

Mrs. Meadors:

I have received your request to operate an after school program for public school children at Northside Baptist Church. This action requires a conditional use, granted by the Board of Alderman. I have you on schedule to appear before the Planning and Zoning Commission on September 27, 2011 at 6:30 and the Mayor and Board of Alderman on October 4, 2011 at 7:00. Both meetings will be held in the Municipal Courtroom at the Police Department, 305 Monroe Street. If you would make a note of these dates and time, you or your representative must be present at the Planning and Zoning and The Mayor and Board of Alderman meetings.

If you have any questions I can be reached at (601) 924-2256.

Sincerely,



Jerry "J.B." Bounds
Director
Community Development



Northside Baptist Church

1475 East Northside Drive Clinton, Mississippi 39056 601.924.4555 601.488.4279 (fax)

August 26, 2011

Mr. J. B. Bounds
Director of Community Development
202 West Leake Street
Clinton, Mississippi 39056

Dear Mr. Bounds:

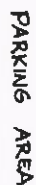
Northside Baptist Church requests a conditional use permit to allow the church to operate an after-school program in its current facilities and on its current property at 1475 East Northside Drive in Clinton, Mississippi. The intent of the program is to provide affordable after-school care for public school children from Kindergarten through fifth grade. Further, by providing a sliding scale for fees we hope to provide this care to families who cannot afford such a program and whose children are left home alone, unsupervised.

We are currently in the process of pursuing state licensure for our program and need a letter of approval for zoning in accordance with one of the steps in the process. This program is a ministry of our church, voted and approved and partially funded through scholarships and contributions of the membership. It will not be nor is it intended to profit the church other than enabling it to fulfill its desire to provide a ministry to its neighbors.

Thank you for your attention to our request. Please let me know if there is anything else that is required for your approval.

Grace and peace,

Susan H. Meadors
Associate Pastor



1st-2nd	\$ 937.50 per month
3rd	\$1,302.50 per month
4th-13th	\$1,650.00 per month

\$ 937.50 per month

\$1,302.50 per month

\$1,650.00 per month

REQUEST FOR CONDITIONAL USE
APPLICATION

Subject Property Address 1475 East Northside Drive
Owner Northside Baptist Church
Address 1475 E. Northside Drive
Clinton, MS 39056
Phone # 601.924.4555
Current Zoning District R1

Requirements of Applicant:

1. Letter stating reason for requested conditional use.
2. Copy of the written legal description.
3. Site plan of property.
4. \$250.00 fee required for processing.

Requirements for Granting Conditional Uses: (Section 2405.01 – Zoning Ordinance)

A conditional use shall not be granted unless satisfactory provisions and arrangements have been met concerning all the following:

- (a). Ingress and egress to property and proposed structures.
- (b). Off-street parking and loading areas.
- (c). Refuse and service areas.
- (d). Utilities, with reference locations, availability and compatibility.
- (e). Screening and buffering with reference to type, dimensions and character.
- (f). Required yards and other open space.
- (g). General compatibility with adjacent properties and other property in the district.
- (h). Any other provisions deemed applicable by the Mayor/Board of Aldermen.

Applicant shall be present at the Planning and Zoning Commission meeting and Mayor/Board of Aldermen meeting. Documents shall be submitted thirty (30) days prior to the Planning and Zoning Commission meeting.

Applicant is responsible for complying with all applicable requirements of the Zoning Ordinance.

By signing this application, it is understood and agreed that permission is given to the Zoning Administrator to have a sign erected on subject property, giving notice to the public that said property is being considered for a conditional use.

Signature 

Date 23/Aug 2011

City of Clinton
Mississippi
Community Development

July 8, 2011

Pastor Stacy Brown
2811 Utica Street
Jackson, MS 39213-4546

Pastor Brown:

I have received the revised drawings for the new Church of Philadelphia building, to be located at 754 West Northside Dr. I have you on schedule to appear before the Planning and Zoning Commission on September 27, 2011 at 6:30 and the Mayor and Board of Alderman on October 4, 2011 at 7:00. Both meetings will be held in the Municipal Courtroom at the Police Department, 305 Monroe Street. If you would make a note of these dates and time, you or your representative must be present at the Planning and Zoning and The Mayor and Board of Alderman meetings.

If you have any questions I can be reached at (601) 924-2256.

Sincerely,



Jerry "J.B." Bounds
Director
Community Development



Total Business Development

2811 Utah Street
Jackson, MS 39213-4546
601-362-7241/601-842-6232
Fax: 601-366-1220
Email: totalbiz1@yahoo.com

Owner: Stacey Brown
Church of Philadelphia
754 West Northside Dr.
Clinton, MS 39056

July 22, 2011

Director, Community Development

Subject: Corrections for plans

Mr. Bounds:

Per our discussion this letter is to inform you of the changes and to identify the color of the steeple, which will be white and made of fiberglass, we will also use 18" columns also made of fiberglass. The stucco will be of a solid color on the front elevation. Also please note that the middle parking will be removed in order to meet turning radius requirement.

We have discussed these changes with the architect and these changes will reflect on the corrected drawings. Thanks you for your assistance in this matter.

Sincerely,

Rodney Hampton

Total Business Development

**POLICYHOLDER DISCLOSURE
NOTICE OF TERRORISM
INSURANCE COVERAGE**

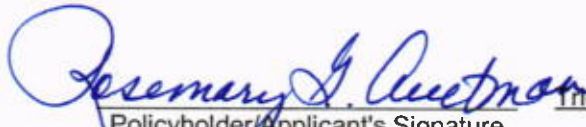
You are hereby notified that under the Terrorism Risk Insurance Act, as amended, that you have a right to purchase insurance coverage for losses resulting from acts of terrorism, as *defined in Section 102(1) of the Act*: The term "act of terrorism" means any act that is certified by the Secretary of the Treasury-in concurrence with the Secretary of State, and the Attorney General of the United States-to be an act of terrorism; to be a violent act or an act that is dangerous to human life, property, or infrastructure; to have resulted in damage within the United States, or outside the United States in the case of certain air carriers or vessels or the premises of a United States mission; and to have been committed by an individual or individuals as part of an effort to coerce the civilian population of the United States or to influence the policy or affect the conduct of the United States Government by coercion.

YOU SHOULD KNOW THAT WHERE COVERAGE IS PROVIDED BY THIS POLICY FOR LOSSES RESULTING FROM CERTIFIED ACTS OF TERRORISM, SUCH LOSSES MAY BE PARTIALLY REIMBURSED BY THE UNITED STATES GOVERNMENT UNDER A FORMULA ESTABLISHED BY FEDERAL LAW. HOWEVER, YOUR POLICY MAY CONTAIN OTHER EXCLUSIONS WHICH MIGHT AFFECT YOUR COVERAGE, SUCH AS AN EXCLUSION FOR NUCLEAR EVENTS. UNDER THE FORMULA, THE UNITED STATES GOVERNMENT GENERALLY REIMBURSES 85% OF COVERED TERRORISM LOSSES EXCEEDING THE STATUTORILY ESTABLISHED DEDUCTIBLE PAID BY THE INSURANCE COMPANY PROVIDING THE COVERAGE. THE PREMIUM CHARGED FOR THIS COVERAGE IS PROVIDED BELOW AND DOES NOT INCLUDE ANY CHARGES FOR THE PORTION OF LOSS THAT MAY BE COVERED BY THE FEDERAL GOVERNMENT UNDER THE ACT.

YOU SHOULD ALSO KNOW THAT THE TERRORISM RISK INSURANCE ACT, AS AMENDED, CONTAINS A \$100 BILLION CAP THAT LIMITS U.S. GOVERNMENT REIMBURSEMENT AS WELL AS INSURERS' LIABILITY FOR LOSSES RESULTING FROM CERTIFIED ACTS OF TERRORISM WHEN THE AMOUNT OF SUCH LOSSES IN ANY ONE CALENDAR YEAR EXCEEDS \$100 BILLION. IF THE AGGREGATE INSURED LOSSES FOR ALL INSURERS EXCEED \$100 BILLION, YOUR COVERAGE MAY BE REDUCED.

Acceptance or Rejection of Terrorism Insurance Coverage

- ☒ I hereby elect to purchase terrorism coverage for a prospective premium of \$2,055.
- ☐ I hereby decline to purchase terrorism coverage for certified acts of terrorism. I understand that I will have no coverage for losses resulting from certified acts of terrorism.

 Policyholder/Applicant's Signature	Trident Insurance Services, LLC Company
<u>ROSEMARY G. AULTMAN, MAYOR</u> Print Name	<u>4617079-03</u> Policy Number
<u>OCTOBER 4, 2011</u> Date	

Municipal Compliance Questionnaire

As part of the municipality's audit, the governing authorities of the municipality must make certain assertions with regard to legal compliance. The municipal compliance questionnaire was developed for this purpose.

The following questionnaire and related certification must be completed at the end of the municipality's fiscal year and entered into the official minutes of the governing authorities at their next regular meeting.

The governing authorities should take care to answer these questions accurately. Incorrect answers could reduce the auditor's reliance on the questionnaire responses, resulting in the need to perform additional audit procedures at added cost.

Information

Note: Due to the size of some municipalities, some of the questions may not be applicable. If so, mark N/A in answer blanks. Answers to other questions may require more than "yes" or "no" and, as a result, more information on this questionnaire may be required and/or separate work papers may be needed.

1. Name and address of municipality:

City of Clinton, Mississippi
300 Jefferson Street
Clinton, Mississippi 39056

2. List the date and population of the latest official U.S. Census or most recent official census:

2010 – 25,216

3. Names, addresses and telephone numbers of officials (including elected officials, chief administrative officer, and attorney).

Rosemary G. Aultman, Mayor
300 Jefferson Street
Clinton, Mississippi 39056

Jehu Brabham, Alderman-at-Large
106 Longwood Drive
Clinton, Mississippi 39056

Office: 601-925-6103

Home: 601-924-0418

Tony Hisaw, Alderman Ward 1
102 Autumn Way
Clinton, Mississippi 39056

Home: 601-924-9475

Tony Greer, Alderman Ward 2
310 Monterey Drive
Clinton, Mississippi 39056

Home: 601-924-4201

William O Barnett, Alderman Ward 3
1006 Briarwood Drive
Clinton, Mississippi 39056

Home: 601-924-7249

Kathy Peace, Alderwoman Ward 4
1512 Hawthorne Place
Clinton, Mississippi 39056

Home: 601-924-6869

Mike Morgan, Alderman Ward 5
102 Eva Lane
Clinton, Mississippi 39056

Home: 601-925-5284

Mike Cashion, Alderman Ward 6
202 Church Street
Clinton, Mississippi 39056

Home: 601-924-8893

Kenneth R. Dreher, P.A., City Attorney
Post Office Box 1121
Clinton, Mississippi 39060

Office: 601-925-5316

4. Period of time covered by this questionnaire:

From: October 1, 2010 To: September 30, 2011

5. Expiration date of current elected officials' term:

July 2013

MUNICIPAL COMPLIANCE QUESTIONNAIRE
Year Ended September 30, 2011

Answer All Questions: Y – YES, N – No, N/A – NOT APPLICABLE

PART 1 – General

- | | |
|--|---|
| 1. Have all ordinances been entered into the ordinance book and included in the minutes? (Section 21-13-13) | Y |
| 2. Do all municipal vehicles have public license plates and proper markings? (Sections 25-1-87 and 27-19-27) | Y |
| 3. Are municipal records open to the public? (Section 25-61-5) | Y |
| 4. Are meetings of the board open to the public?
(Section 25-41-5) | Y |
| 5. Are notices of special or recess meetings posted?
(Section 25-41-13) | Y |
| 6. Are all required personnel covered by appropriate surety bonds? | |
| Board or council members (Sec. 21-17-5) | Y |
| Appointed officers and those handling money, see statutes governing the form of government (i.e., Section 21-3-5 for Code Charter) | Y |
| Municipal clerk (Section 21-15-38) | Y |
| Deputy clerk (Section 21-15-23) | Y |
| Chief of police (Section 21-21-1) | Y |
| Deputy police (Section 45-5-9) (if hired under this law) | Y |
| 7. Are minutes of board meetings prepared to properly reflect the actions of the board? (Sections 21-15-17 and 21-15-19) | Y |
| 8. Are minutes of board meetings signed by the mayor or majority of the board within 30 days of the meeting?
(Section 21-15-33) | Y |
| 9. Has the municipality complied with the nepotism law in its employment practices? (Section 25-1-53) | Y |

- | | |
|---|---|
| 10. Did all officers, employees of the municipality, or their relatives avoid any personal interest in any contracts with the municipality during their term or within one year after their terms of office or employment? (Section 25-4-105) | Y |
| 11. Does the municipality contract with a Certified Public Accountant or an auditor approved by the State Auditor for its annual audit within twelve months of the end of each fiscal year? (Section 21-35-31) | Y |
| 12. Has the municipality published a synopsis or notice of the annual audit within 30 days of acceptance?
(Section 21-35-31 or 21-17-19) | Y |

PART II – Cash and Related Records

- | | |
|---|---|
| 1. Where required, is a claim docket maintained?
(Section 21-39-7) | Y |
| 2. Are all claims paid in the order of their entry in the claims docket? (Section 21-39-9) | Y |
| 3. Does the claim docket identify the claimant, claim number, amount and fund from which each warrant will be issued?
(Section 21-39-7) | Y |
| 4. Are all warrants approved by the board, signed by the mayor or majority of the board, attested to by the clerk, and bearing the municipal seal? (Section 21-39-13) | Y |
| 5. Are warrants for approved claims held until sufficient cash is available in the fund from which it is drawn?
(Section 21-39-13) | Y |
| 6. Has the municipality adopted and entered on its minutes a budget in the format prescribed by the Office of the State Auditor? (Sections 21-35-5, 21-35-7 and 21-35-9) | Y |
| 7. Does the municipality operate on a cash basis budget, except for expenditures paid within 30 days of fiscal year end or for construction in progress? (Section 21-35-23) | Y |
| 8. Has the municipality held a public hearing and published its adopted budget? (Sections 21-35-5, 27-39-203, & 27-39-205) | Y |

9. Has the municipality complied with legal publication requirements when budgetary changes of 10% or more are made to a department's budget? (Section 21-35-25) Y
10. If revenues are less than estimated and a deficit is anticipated, did the board revise the budget by its regular July meeting? (Section 21-35-25) Y
11. Have financial records been maintained in accordance with the chart of accounts prescribed by the State Auditor? (Section 21-35-11) Y
12. Does the municipal clerk submit to the board a monthly report of expenditures against each budget item for the preceding month and fiscal year to date and the unexpended balances of each budget item? (Section 21-35-13) Y
13. Does the board avoid approving claims and the city clerk not issue any warrants which would be in excess of budgeted amounts, except for court-ordered or emergency expenditures? (Section 21-35-17) Y
14. Has the municipality commissioned municipal depositories? (Sections 27-105-353 and 27-105-363) Y
15. Have investments of funds been restricted to those instruments authorized by law? (Section 21-33-323) Y
16. Are donations restricted to those specifically authorized by law? [Section 21-17-5 (Section 66, Miss. Constitution)-- Sections 21-19-45 through 21-19-59, etc.] Y
17. Are fixed assets properly tagged and accounted for? (Section II-Municipal Audit and Accounting Guide) Y
18. Is all travel authorized in advance and reimbursements made in accordance with Section 25-3-41? Y
19. Are all travel advances made in accordance with the State Auditor's regulations? (Section 25-3-41) Y

PART III – Purchasing and Receiving

1. Are bids solicited for purchases required by law (written bids and advertising)? [Section 31-7-13(b) and (c)] Y

- | | |
|---|---|
| 2. Are all lowest and best bid decisions properly documented?
[Section 31-7-13(d)] | Y |
| 3. Are all one-source item and emergency purchases
documented on the board's minutes? [Section 31-7-13(m)
and (k)] | Y |
| 4. Do all officers and employees understand and refrain from
accepting gifts or kickbacks from suppliers? (Section
31-7-23) | Y |

PART IV – Bonds and Other Debt

- | | |
|---|---|
| 1. Has the municipality complied with the percentage of taxable
property limitation on bonds and other debt issued during the
year? (Section 21-33-303) | Y |
| 2. Has the municipality levied and collected taxes, in a sufficient
amount for the retirement of general obligation debt principal
and interest? (Section 21-33-87) | Y |
| 3. Have the required trust funds been established for utility
revenue bonds? (Section 21-27-65) | Y |
| 4. Have expenditures of bond proceeds been strictly limited to
the purposes for which the bonds were issued? (Section
21-33-317) | Y |
| 5. Has the municipality refrained from borrowing, except where
it had specific authority? (Section 21-17-5) | Y |

PART V – Taxes and Other Receipts

- | | |
|---|-----|
| 1. Has the municipality adopted the county ad valorem tax rolls?
(Section 27-35-167) | Y |
| 2. Are interest and penalties being collected on delinquent
ad valorem taxes? (Section 21-33-53) | Y |
| 3. Has the municipality conducted an annual land sale for
delinquent ad valorem taxes? (Section 21-33-63) | N/A |
| 4. Have the various ad valorem tax collections been deposited
into the appropriate funds? (Separate Funds for Each Tax
Levy) (Section 21-33-53) | Y |

- | | |
|--|---|
| 5. Has the increase in ad valorem taxes, if any, been limited to amounts allowed by law? (Sections 27-39-320 and 27-39-321) | Y |
| 6. Are local privilege taxes collected from all businesses located within the municipality, except those exempted? (Section 27-17-5) | Y |
| 7. Are transient vendor taxes collected from all transient vendors within the municipality, except those exempted? (Section 75-85-1) | Y |
| 8. Is money received from the state's "Municipal Fire Protection Fund" spent only to improve municipal fire departments? (Section 83-1-37) | Y |
| 9. Has the municipality levied or appropriated not less than ¼ mill for fire protection and certified to the county it provides its own fire protection or allowed the county to levy such tax? (Sections 83-1-37 and 83-1-39) | Y |
| 10. Are state-imposed court assessments collected and settled monthly? (Section 99-19-73, 83-39-31, etc.) | Y |
| 11. Are all fines and forfeitures collected when due and settled immediately to the municipal treasury? (Section 21-15-21) | Y |
| 12. Are bids solicited by advertisement or, under special circumstances, three appraisals obtained when real property is sold? (Section 21-17-1) | Y |
| 13. Has the municipality determined the full and complete cost for solid waste for the previous fiscal year? (Section 17-17-347) | Y |
| 14. Has the municipality published an itemized report of all revenues, costs and expenses incurred by the municipality during the immediately preceding fiscal year in operating the garbage or rubbish collection or disposal system? (Section 17-17-348) | Y |
| 15. Has the municipality conducted an annual inventory of its assets in accordance with guidelines established by the Office of the State Auditor? (MMAAG) | Y |

CITY OF CLINTON, MISSISSIPPI

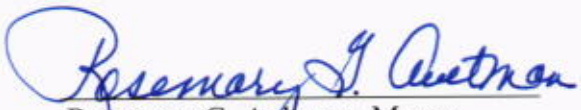
Certification to Municipal Compliance Questionnaire

Year Ended September 30, 2011

We have reviewed all questions and responses as contained in this Municipal Compliance Questionnaire for the Municipality of Clinton, and, to the best of our knowledge and belief, all responses are accurate.



Russell L. Wall, City Clerk



Rosemary G. Autman, Mayor

10-5-2011

Date

10-5-2011

Date





Woodmen of the World Life Insurance Society

September 20, 2011

To Chief Barry Burnside,

On behalf of the Woodmen of the World Lodge 1450, Hinds County, We would like to donate \$500.00 to the Clinton Fire Department for the purchase of Smoke Detectors for families that the department deems illegible for such assistance.

It is our pleasure to be able to assist families in Hinds County and surrounding areas.

Woodmen of the World is a Fraternal Life Insurance Society, founded on the principles of protecting American families from financial hardship and providing its members with the opportunity for community service.

Fraternally yours,

A handwritten signature in black ink that reads "Kenneth A. Phillips". The signature is written in a cursive style with a large, stylized "K" and "P".

Kenneth A. Phillips
President, Lodge 1450.

City of Clinton
Public Works Department
Bid Opening September 12, 2011

Garbage Collection

Bidder	Amount	2xwk 1675 Commercial	1xwk
Arrow Disposal	2xwk 13.25 per unit 2xwk 1234	Curbside 21.00 unit 1xwk 2xwk 1851 Commercial	1xwk
Red River Service	1234	Curbside 144 - 1xwk	
Republic	2xwk 11.50	2xwk 1500 Commercial Curbside 150 - 1xwk	
Waste Mgmt.	2xwk 1279	2xwk - 1279 Commercial Curbside - included in unit price	1xwk
Waste Pro	2xwk 1440	2xwk - 2100 Curbside 1.50 per unit 1xwk	

Danna Pickering
Office of City Clerk

Mike Paul
Public Works Director

CITY OF CLINTON, MISSISSIPPI

SOLID WASTE SERVICES CONTRACT

THIS CONTRACT is made and entered into by and between Waste Management of Mississippi, Inc., a Contractor, (hereinafter referred to as "Contractor") and The City of Clinton, Mississippi, a municipal corporation (hereinafter referred to as "City").

WITNESSETH

That for and in consideration of the mutual benefits and advantages each to the other, as hereinafter set forth, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. That the Advertisement, Instructions to Proposers, General Provisions and Specifications, the Contractor's proposal, the maps and specifications for solid waste, including any and all general and special provisions, changes and addenda covering the work to be done, and the performance bond, Vehicle and Equipment Schedule and Schedule of Operations attached hereto, are hereby made a part of this Contract as fully and completely as if set forth in words and figures herein. Capitalized terms herein shall have the same meaning as set forth in the General Provisions.
2. That the work to be done and services to be performed, as more specifically disclosed by the aforesaid contract documents, the immediate performance of which is covered by this Contract, is the regularly scheduled collection of Solid Waste and recycling from all Residential Units and small commercial within the geographical limits of the area delineated with the City limits and the removal, transportation, and delivery of the same to the MSDEQ approved location.
3. The Contractor agrees to furnish all lands, buildings, labor, mechanics, tolls, tools, equipment and materials necessary for the adequate performance of the work and services contemplated by this Contract and to faithfully perform the same in accordance with the Contract Documents to the satisfaction of the Board of Aldermen, and in accordance with the laws of the State of Mississippi, and the ordinances of the City. For these Services, the City agrees to pay and the Contractor agrees to accept, in full compensation for the performance of the Contractor's obligations hereunder, as well as all loss or damage, if any, arising out of the nature of the work, or the action of weather (except as otherwise described in the Emergency Operations Procedures section of the Services), and any and

all other unforeseen obstructions or difficulties that may be encountered in the performance of said work and services, the Contractor assuming all risks of every kind and description in this Contract, the annual payment of One million four hundred and four thousand three hundred forty-two Dollars (\$1,404,342.00), which shall be paid in monthly installments of One hundred seventeen thousand and twenty-eight dollars and fifty-cents (\$117,028.50), subject to all other provisions of this Contract with reference to reductions, damages or penalties arising from the performance or failure to perform of the Contractor. Provided, however, that the foregoing does not constitute a waiver or release of any claims Contractor may have against the City for breach of the terms of this Contract or for damages resulting from the negligence or willful misconduct of the City, its employees, agents and subcontractors. The City shall pay the monthly charge, less any charges in the Liquidated Damages provisions of the General Provisions, to the Contractor on or before the last day of each month for the successful work completed and submitted for payment prior to the first day of that month. The amount paid for each portion of the Services is as outlined on Schedule 1 hereto.

4. The contract period shall commence January 1, 2012 and end December 31, 2015, provided, however the City, with mutual consent from Contractor, extend the contract period for up to three (3) one (1) year terms ending December 31, 2018. The contract price shall be reviewed in October of each contract year in accordance with the price adjustment escalator clause of the Contract Documents, and the contract price shall be established for the next contract year beginning on January 1st. The basis for adjustment in contract price shall be in accordance with the Contract Documents. The City shall notify the Contractor regarding the extension of the contract period no later than thirty- (30) days prior to the expiration of the then current contract period.

5. The Contractor agrees to comply with all applicable state, federal and local laws, rules and regulations, including but not limited to the Davis-Bacon Act, the Contract Work Hours Standards Act, the Anti-Kickback Act, the Civil Rights Act of 1964, the Americans with Disabilities Act, and the Occupational Safety and Health Act.

7. The Contractor may not assign or sublet, in whole or in part, by operation of law or otherwise, this Contract or any of its rights or obligations hereunder, to any person or entity without the prior written consent of the City.

8. Attached hereto and made a part of this Contract is a performance bond, executed by a surety company doing business in the State of Mississippi in the sum of One million four hundred four thousand three hundred forty-two dollars. The performance bond and any renewal thereof shall remain in force during the entire term of this Contract and any extension thereof.

IN WITNESS WHEREOF, the parties have caused this Contract to be executed by their duly authorized representatives, this 1ST day of NOVEMBER 2011.

CONTRACTOR:

Waste Management of Mississippi, Inc

By: *Andrew Thier*
Title: *Asst VP*

CITY:

CLINTON, MISSISSIPPI

By: *Rosemary G. Quetman*

Attest: *Annita Wall*

