

**CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, JANUARY 17, 2012 - 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 Alderwoman Peace followed by the pledge of allegiance to the flag led by Alderman Morgan.

ROLL CALL City Clerk, Russell Wall

Present: Jehu Brabham – Alderman-at-Large
 Tony Hisaw – Alderman Ward 1
 Tony Greer – Alderman Ward 2
 William O Barnett – Alderman Ward 3
 Kathy Peace – Alderwoman Ward 4
 Mike Morgan – Alderman Ward 5
 Mike Cashion – Alderman Ward 6

APPROVAL OF CONSENT AGENDA ITEMS A - P

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

UNKEMPT PROPERTY LOCATED AT 157 MAGNOLIA ROAD

Upon presentation by Jerry Bounds, Director of Community Development, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Cashion the board approved a resolution determining the necessity for cleaning the property and demolishing the building on private property located at 157 Magnolia Road, under the authority granted to municipalities by Section 21-19-11, Mississippi Code of 1972, as amended and other applicable statutes and ordinances. A public hearing was held but no one representing the property owners was present and there was no public comment. The resolution is on file with the City Clerk. **MOTION CARRIED UNANIMOUSLY**

UNKEMPT PROPERTY LOCATED AT 111 MEADOW LANE CIRCLE

Upon presentation by Jerry Bounds, Director of Community Development, **MOTION** made by Alderwoman Peace and **SECONDED** by Alderman Barnett the board approved a resolution determining the necessity for cleaning the property and demolishing the building on private property located at 111 Meadow Lane Circle, under the authority granted to municipalities by Section 21-19-11, Mississippi Code of 1972, as amended and other applicable statutes and ordinances. The board also agreed to give the property owner sixty (60) days to make a substantial effort to clean up the property before the City would step in to clean up the property and demolish the building. A public hearing was held but no one representing the property owners was present and there was no public comment. The resolution is on file with the City Clerk. **MOTION CARRIED UNANIMOUSLY**

APPROVE AN AGREEMENT BETWEEN JBHM ARCHITECTS AND THE CITY OF CLINTON, MISSISSIPPI FOR THE DESIGN OF THE POLICE STATION EXPANSION PROJECT

Upon presentation by Rosemary Aultman, Mayor, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Hisaw the board approved the agreement between JBHM Architects and the City of Clinton, Mississippi for the design of the Police Station expansion project. **MOTION CARRIED UNANIMOUSLY**

ACCEPTANCE OF A \$107.27 DONATION FROM FRED'S

Upon presentation by Barry Burnside, Fire Chief, **MOTION** made by Alderman Cashion and **SECONDED** by Alderman Greer the board accepted the \$107.27 donation from Fred's. **MOTION CARRIED UNANIMOUSLY**

ACCEPTANCE OF A \$150.00 DONATION FROM CLINTON SOCCER ASSOCIATION DBA MS BRILLA JRS – DIVISION 1 TO SPONSOR 2012 TOPSOCCER PROGRAM

Upon presentation by Ray Holloway, Director of Parks and Recreation, **MOTION** made by Alderman Brabham and **SECONDED** by Alderwoman Peace the board accepted the \$150.00 donation from Clinton Soccer Association DBA MS BRILLA JRS – Division 1 to sponsor 2012 TOPSoccer program. **MOTION CARRIED UNANIMOUSLY**

ACCEPTANCE OF A \$ 6,650.00 DONATION FROM CLINTON BASEBALL ASSOCIATION TO PURCHASE AND INSTALL A SCOREBOARD FOR BASEBALL FIELD 6

Upon presentation by Ray Holloway, Director of Parks and Recreation, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Hisaw the board accepted the \$6,650.00 donation from Clinton Baseball Association to purchase and install a scoreboard for baseball field 6. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF MIKE PARKER AS THE DESIGNATED APPLICATION AGENT FOR MEMA

Upon presentation by Mike Parker, Director of Public Works, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Barnett the board approved Mike Parker as the designated application agent for MEMA. **MOTION CARRIED UNANIMOUSLY**

EXECUTIVE SESSION

MOTION made by Alderman Hisaw and **SECONDED** by Alderman Brabham that the Mayor and Board of Aldermen consider entering into executive session to discuss legal matters. **MOTION CARRIED UNANIMOUSLY**

MOTION made by Alderman Hisaw and **SECONDED** by Alderman Brabham that the Mayor and Board of Aldermen enter into executive session to discuss legal matters. **MOTION CARRIED UNANIMOUSLY**

The Mayor and Board of Aldermen entered executive session at 7:15 p.m. Also, present in the executive session were City Attorney Ken Dreher, Director of Parks and Recreation Ray Holloway and City Clerk Russell Wall. A discussion of legal matters occurred during the executive session. No action was taken during the executive session. **MOTION** was made by Alderman Brabham and **SECONDED** by Alderman Greer to exit executive session. **MOTION CARRIED UNANIMOUSLY**. The Mayor and Board of Aldermen exited executive session at 7:37 p.m.

ADJOURN 7:38 P.M.

MOTION made by Alderman Brabham and **SECONDED** by Alderman Greer to adjourn until the next regular meeting of the Mayor and Board of Aldermen to be held February 7, 2012 at 7:00 p.m. **MOTION CARRIED UNANIMOUSLY**

APPROVED: Rosemary G. Aultman
Rosemary G. Aultman, Mayor

January 18, 2012
Date

ATTEST: Russell L. Wall
Russell L. Wall, City Clerk

January 18, 2012
Date



RESOLUTION FOR THE DEMOLITION OF PROPERTY IN THE CITY OF CLINTON, MS

There came on for public hearing before the Mayor and Board of Aldermen of the City of Clinton, Mississippi, the matter of unkempt property located at 157 Magnolia Road, Clinton, Mississippi, and after full consideration of the matter, Alderman Baughman Offered the following Resolution:

Resolution of the Mayor and Board of Aldermen of the City of Clinton, Mississippi, determining the necessity for the demolition and debris removal, of the property located at 157 Magnolia Road, Clinton, Mississippi, under the Authority granted to Municipalities by Section 21-91-11, Mississippi Code of 1972 as Amended, and other applicable Statutes and Ordinances.

WHEREAS, it has come to the attention of the Mayor and Board of Aldermen that the property located at 157 Magnolia Road, Clinton, Mississippi, may constitute a menace to the public health and safety of the community because of its present condition and state of uncleanness; and

WHEREAS, notice was given to the owner of said property as required Section 21-19-11 of the Miss. Code of 1972, as amended, of a public hearing on this matter; and

WHEREAS, a public hearing was held at 7:00 p.m. January 17, 2012, at the Municipal Room of the Public Safety Complex, 305 Monroe Street, Clinton, Mississippi; and

WHEREAS, based upon the information and evidence provided at said public hearing, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, has determined that this property, in its present condition and state of uncleanness, constitutes a menace to the public health and safety of the community and does adjudicate said property in its present condition to be a menace to the public health and safety of the community. The Director of Community Development is directed to take such action as appropriate under Section 21-19-11 of the Miss. Code of 1972, as amended, and other applicable statutes and ordinances, to use municipal employees or, by contract, to have the property demolished and debris removed at 157 Magnolia Road, Clinton, Mississippi.

NOW BE IT RESOVLED, by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, as follows:

1. It is hereby adjudicated that the property located at 157 Magnolia Road, Clinton, Mississippi, in its present condition, constitutes a menace to the public health and safety of the community.
2. The Director of Community Development is hereby directed to take such action as appropriate under Section 21-19-11, Miss. Code of 1972, as amended, and other applicable statues and ordinances to have the property demolished and debris removed from 157 Magnolia Road, Clinton, MS 39056.

3. The Director of Community Development is hereby directed that upon completion of this demolition that he advise the Mayor and Board of Aldermen of the City of Clinton, Mississippi, of the actual costs incurred in demolition of the property so that the Mayor and Board of Aldermen for the City of Clinton, Mississippi, may adjudicate the costs of such action and impose such penalty as it adjudicates, all as provided by under Section 21-19-11, Miss. Code of 1972, as amended, and other applicable statutes and ordinances.

A Motion for adoption was seconded by Alderman CASHION and the foregoing having been first reduced to writing, and no request by the Mayor or any member of the Board of Aldermen that it be read by the City Clerk, before the vote was taken, it was submitted to the Board of Aldermen for the passage or rejection on roll call vote upon the vote being as follows, to-wit:

Alderman Brabham voted: AYE

Alderman Hisaw voted: AYE

Alderman Greer voted: AYE

Alderman Barnett voted: AYE

Alderwoman Peace voted: AYE

Alderman Morgan voted: AYE

Alderman Cashion voted: AYE

Whereupon the Mayor declared the Motion carried and the Resolution approved and adopted.

The foregoing Resolution was approved this the 17th day of JANUARY 2012.

CITY OF CLINTON

BY: Rosemary G. Aultman
ROSEMARY G. AULTMAN, Mayor

ATTEST: Russell L. Wall
Russell L. Wall, City Clerk (SEAL)



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

PASTE PROOF HERE

C19341
CITY OF CLINTON-LEGALS,
0200386654
Magnolia Rd Meadow Lane Cir Notice

Notice is hereby given to those parties in interest that there will be a hearing on January 17th, 2011 at 305 Monroe Street, at 6:30pm, in Clinton, Mississippi, for the purpose to determine if the property located at 157 Magnolia Road, Clinton, Mississippi, in its present condition and state of disrepair constitutes a menace to the public health and safety of the community and should be razed.

Notice is hereby given to those parties in interest that there will be a hearing on January 17th, 2011 at 305 Monroe Street, at 6:30pm, in Clinton, Mississippi, for the purpose to determine if the property located at 111 Meadow Lane Circle, Clinton, Mississippi, in its present condition and state of disrepair constitutes a menace to the public health and safety of the community and be razed.

December 13, 2011

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

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:

12/12/2011

Size: 149 words / 1.00 col. x 34.00 lines
Published: 1 time(s)
Total: \$26.38

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

SWORN to and subscribed before me on 12/12/2011.

Rick Tyler
Notary Public

RICK TYLER

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

(SEAL)



RESOLUTION FOR THE DEMOLITION OF PROPERTY IN THE CITY OF CLINTON, MS

There came on for public hearing before the Mayor and Board of Aldermen of the City of Clinton, Mississippi, the matter of unkempt property located at 111 Meadow Lane Circle, Clinton, Mississippi, and after full consideration of the matter, Alderman ~~WIDEAWOMAN~~ PEACE Offered the following Resolution:

Resolution of the Mayor and Board of Aldermen of the City of Clinton, Mississippi, determining the necessity for the demolition and debris removal, of the property located at 111 Meadow Lane Circle, Clinton, Mississippi, under the Authority granted to Municipalities by Section 21-91-11, Mississippi Code of 1972 as Amended, and other applicable Statutes and Ordinances.

WHEREAS, it has come to the attention of the Mayor and Board of Aldermen that the property located at 111 Meadow Lane Circle, Clinton, Mississippi, may constitute a menace to the public health and safety of the community because of its present condition and state of uncleanness; and

WHEREAS, notice was given to the owner of said property as required Section 21-19-11 of the Miss. Code of 1972, as amended, of a public hearing on this matter; and

WHEREAS, a public hearing was held at 7:00 p.m. January 17, 2012, at the Municipal Room of the Public Safety Complex, 305 Monroe Street, Clinton, Mississippi; and

WHEREAS, based upon the information and evidence provided at said public hearing, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, has determined that this property, in its present condition and state of uncleanness, constitutes a menace to the public health and safety of the community and does adjudicate said property in its present condition to be a menace to the public health and safety of the community. The Director of Community Development is directed to take such action as appropriate under Section 21-19-11 of the Miss. Code of 1972, as amended, and other applicable statutes and ordinances, to use municipal employees or, by contract, to have the property demolished and debris removed at 111 Meadow Lane Circle, Clinton, Mississippi.

NOW BE IT RESOVLED, by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, as follows:

1. It is hereby adjudicated that the property located at 111 Meadow Lane Circle, Clinton, Mississippi, in its present condition, constitutes a menace to the public health and safety of the community.
2. The Director of Community Development is hereby directed to take such action as appropriate under Section 21-19-11, Miss. Code of 1972, as amended, and other applicable statues and ordinances to have the property demolished and debris removed from 111 Meadow Lane Circle, Clinton, MS 39056.

3. The Director of Community Development is hereby directed that upon completion of this demolition that he advise the Mayor and Board of Aldermen of the City of Clinton, Mississippi, of the actual costs incurred in demolition of the property so that the Mayor and Board of Aldermen for the City of Clinton, Mississippi, may adjudicate the costs of such action and impose such penalty as it adjudicates, all as provided by under Section 21-19-11, Miss. Code of 1972, as amended, and other applicable statutes and ordinances.

A Motion for adoption was seconded by Alderman BARNETT and the foregoing having been first reduced to writing, and no request by the Mayor or any member of the Board of Aldermen that it be read by the City Clerk, before the vote was taken, it was submitted to the Board of Aldermen for the passage or rejection on roll call vote upon the vote being as follows, to-wit:

Alderman Brabham voted:	<u>AYE</u>
Alderman Hisaw voted:	<u>AYE</u>
Alderman Greer voted:	<u>AYE</u>
Alderman Barnett voted:	<u>AYE</u>
Alderwoman Peace voted:	<u>AYE</u>
Alderman Morgan voted:	<u>AYE</u>
Alderman Cashion voted:	<u>AYE</u>

Whereupon the Mayor declared the Motion carried and the Resolution approved and adopted.

The foregoing Resolution was approved this the 17th day of JANUARY 2012.

CITY OF CLINTON

BY: Rosemary G. Aultman
ROSEMARY G. AULTMAN, Mayor

ATTEST: Russell L. Wall
Russell L. Wall, City Clerk (SEAL)



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

PASTE PROOF HERE

C19341
CITY OF CLINTON-LEGALS,
0200386654
Magnolia Rd Meadow Lane Cir Notice

Notice is hereby given to those parties in interest that there will be a hearing on January 17th, 2011 at 305 Monroe Street, at 6:30pm, in Clinton, Mississippi, for the purpose to determine if the property located at 157 Magnolia Road, Clinton, Mississippi, in its present condition and state of disrepair constitutes a menace to the public health and safety of the community and should be razed.

Notice is hereby given to those parties in interest that there will be a hearing on January 17th, 2011 at 305 Monroe Street, at 6:30pm, in Clinton, Mississippi, for the purpose to determine if the property located at 111 Meadow Lane Circle, Clinton, Mississippi, in its present condition and state of disrepair constitutes a menace to the public health and safety of the community and should be razed.

December 13, 2011

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

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:

12/12/2011

Size: 149 words / 1.00 col. x 34.00 lines

Published: 1 time(s)

Total: \$26.38

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

SWORN to and subscribed before me on 12/12/2011.

Rick Tyler
Notary Public

RICK TYLER

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

(SEAL)



DESIGNATION OF APPLICANT AGENT

BE IT RESOLVED BY: Mayor & Board of Aldermen OF: City of Clinton, Mississippi
Governing Body City, County, Other Entity

THAT Mike Parker, Director of Public Works
Name of Designated Agent Official Position

ADDRESS: P O Box 156, TELEPHONE (W) 601 924-2239 (H) _____
Clinton, Ms 39060

is hereby authorized to execute for and in behalf of the City of Clinton, Mississippi
City, County, Other Entity

a public entity established under the laws of the State of Mississippi, applications for the purpose of obtaining and administering certain federal financial assistance under the Disaster Relief Act of 1974 (Public Law 93-228), amended by Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, (Public Law 100-707) and to file them with the Governor's Authorized Representative.

PASSED AND APPROVED THIS 17th DAY OF JANUARY 20 12.

Tony Brown, Alderman
Name and Title

William C. Barnett Alderman
Name and Title

[Signature]
Name and Title

Kathy Peace - Alderman
Name and Title

[Signature]
Name and Title

[Signature] Alderman
Name and Title

John Bush
Alderman at Large
CERTIFICATION

I, RUSSELL L. WALL, duly appointed CITY CLERK
Title

of the City of Clinton, Mississippi, do hereby certify that the above is a true and

correct copy of a resolution passed and approved by the MAYOR AND BOARD OF ALDERMEN
Governing Body

of the City of Clinton, Mississippi on the 17th day of JANUARY, 20 12.

1-17-2012
DATE

Russell Wall
SIGNATURE

