CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, FEBRUARY 7, 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 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 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 - Y

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

CONSTRUCTION – 736 CLINTON PARKWAY – CLAY GUBBS

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 Clay Gubbs to construct a dental office to be located at 736 Clinton Parkway in the City of Clinton, Mississippi. The Architectural Review Committee and the Planning and Zoning Commission recommended approval. **MOTION CARRIED UNANIMOUSLY**

APPROVE SETTING A PUBLIC HEARING TO DETERMINE WHETHER THE PROPERTY LOCATED AT 409 MCDONALD DRIVE IS A MENACE TO THE PUBLIC HEALTH AND SAFETY AND SHOULD BE DEMOLISHED

Upon presentation by Jerry Bounds, Director of Community Development, **MOTION** made by Alderman Cashion and **SECONDED** by Alderman Greer the board approved setting a public hearing to determine whether the property located at 409 McDonald Drive is a menace to the public health and safety and should be demolished. **MOTION CARRIED UNANIMOUSLY**

APPROVE THE APPOINTMENT OF KENNY LEWIS TO THE BOARD OF TRUSTEES OF THE CLINTON SEPARATE SCHOOL DISTRICT

Upon presentation by Rosemary Aultman, Mayor, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Greer the board approved the appointment of Kenny Lewis to the Board of Trustees of the Clinton Separate School District. Alderman Barnett left the meeting at 7:05 pm and returned to the meeting at 7:10 pm. Alderman Barnett did not participate in the discussion of this matter nor did he vote on this item. **MOTION CARRIED UNANIMOUSLY**

APPROVE THE LEASE/PURCHASE PROPOSAL FROM LEASING 2, INC AS THE LOWEST AND BEST BID FOR THE PURCHASE OF ONE (1) E-ONE PUMPER TRUCK FOR THE FIRE DEPARTMENT

Upon presentation by Russell Wall, City Clerk, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Greer the board approved the Lease/Purchase proposal from Leasing 2, Inc as the lowest and best bid for the purchase of one (1) E-One Pumper Truck for the Fire Department. **MOTION CARRIED UNANIMOUSLY**

APPROVE AND ADOPT THE GUIDELINES FOR THE REDISTRICTING OF THE CITY OF CLINTON'S WARD LINES AS A RESULT OF THE 2010 CENSUS

Upon presentation by Russell Wall, City Clerk, **MOTION** made by Alderwoman Peace and **SECONDED** by Alderman Morgan the board approved and adopted the guidelines for the redistricting of the City of Clinton's ward lines as a result of the 2010 census. **MOTION CARRIED UNANIMOUSLY**

AUTHORIZE THE MAYOR TO SIGN AMENDMENT NUMBER 9 TO THE CITY OF CLINTON, MISSISSIPPI MEDICAL AND DENTAL EMPLOYEE BENEFIT PLAN

Upon presentation by Russell Wall, City Clerk, **MOTION** made by Alderwoman Peace and **SECONDED** by Alderman Cashion the board authorized the Mayor to sign amendment number 9 to the City of Clinton, Mississippi Medical and Dental Employee Benefit Plan. **MOTION CARRIED UNANIMOUSLY**

AUTHORIZE THE MAYOR TO EXECUTE A FEE EXECUTION LETTER BETWEEN THE CITY OF CLINTON, MISSISSIPPI AND THE BANK OF NEW YORK MELLON FOR THE INVESTMENT OF THE RESERVE FUNDS FOR THE CITY OF CLINTON, MISSISSIPPI SEWER SYSTEM REVENUE REFUNDING BONDS, SERIES 1995

Upon presentation by Russell Wall, City Clerk, **MOTION** made by Alderman Barnett and **SECONDED** by Alderman Brabham the board authorized the Mayor to execute a fee execution letter between the City of Clinton, Mississippi and the Bank of New York Mellon for the investment of the reserve funds for the City of Clinton, Mississippi Sewer System Revenue Refunding Bonds, Series 1995. **MOTION CARRIED UNANIMOUSLY**

APPROVE A RESOLUTION DECLARING THE ABSENCE OF ANY PROTEST AGAINST THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF CLINTON, MISSISSIPPI, IN THE PRINCIPAL AMOUNT NOT TO EXCEED FOUR MILLION TWO HUNDRED FIFTY THOUSAND DOLLARS ($4,250,000.00).

Upon presentation by Rosemary Aultman, Mayor, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Brabham the board approved a resolution declaring the absence of any protest against the issuance of General Obligation Bonds of the City of Clinton, Mississippi, in the principal amount not to exceed four million two hundred fifty thousand dollars ($4,250,000.00). **MOTION CARRIED UNANIMOUSLY**

APPROVE A GRANT APPLICATION FOR $25,000.00 FROM THE MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY FOR A HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENT

Upon presentation by Mike Parker, Director of Public Works, **MOTION** made by Alderman Greer and **SECONDED** by Alderwoman Peace the board approved a grant application for $25,000.00 from the Mississippi Department of Environmental Quality for a Household Hazardous Waste Collection Event. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF THE CVS PLAT LOCATED AT THE INTERSECTION OF HIGHWAY 80 AND LAKEVIEW DRIVE IN THE CITY OF CLINTON, MISSISSIPPI

Upon presentation by Bill Owen, Consulting Engineer, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Cashion the board approved the CVS plat located at the intersection of Highway 80 and Lakeview Drive in the City of Clinton, Mississippi.
MOTION CARRIED UNANIMOUSLY

ADJOURN 7:20 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 February 21, 2012 at 7:00 p.m. **MOTION CARRIED UNANIMOUSLY**

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

February 8, 2012
Date

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

February 8, 2012
Date

CITY OF CLINTON OFFICIAL SEAL MISSISSIPPI

PLANNING & ZONING COMMISSION
Clinton, Mississippi
Tuesday, January 24, 2012
6:30 p.m.
Municipal Courtroom
305 Monroe Street

Agenda

1. Call To Order

II. Consideration and Approval of December 20, 2011 Minutes.

III. New Considerations:

A. Construction – 736 Clinton Parkway, Dental Clinic, Mr. Clay Grubbs.
APPROVED

IV. Other Business

V. Next Meeting
The next meeting will be held on Tuesday, February 28, 2012, beginning at 6:30 p.m.

VI. Adjournment

PLANNING & ZONING COMMISSION
Clinton, Mississippi
Tuesday, January 24, 2012
6:30 p.m.
Municipal Courtroom
305 Monroe Street

Meeting Minutes

Members Present: Nancy Davis, Jim Martin, Bettye King, David Ellis & Mark Williams.

City Officials: Jerry Bounds and Ken Dreher

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 December 20, 2011 minutes..
MOTION by Bettye King. to approve the December 20, 2011 minutes. SECOND by David Ellis. UNAMIOUSLY approved

III. New Considerations:

A. Construction – 736 Clinton Parkway, Dental Clinic, Mr. Clay Grubbs.

Jerry Bounds introduced the item to the committee, showed the color board and stated that this item has been approved by the Architectural Review committee. Mr. Grubbs was present at the meeting to answer any questions.

Jim Martin asked Mr. Grubbs if he had anything to add to what Jerry Bounds had said.

Mr. Grubbs stated he did not.

Jim Martin asked if the easement issue discussed in the last meeting with Mr. Grubbs had been resolved.

Mr. Grubbs stated it had been.

Mark Williams asked if access to the clinic would be through the Revel Ace Hardware.

Mr. Grubbs stated it would be.

Jim Martin asked if the parking would be adequate.

Jerry Bounds stated they have plenty of parking.

A Public Hearing was held. NO comments made.

MOTION by Bettye King to approve the construction at 736 Clinton Parkway. SECOND by Mark Williams. UNAMIOUSLY approved.

MOTION by Nancy David to adjourn. SECOND by David Ellis.
IV. The Meeting was adjourned at 7:00 p.m.

City of Clinton
Mississippi
Community Development

January 13, 2012

Mr. Clay Grubbs
2189 Hickory Hill Drive
Jackson, MS 39204

Mr. Grubbs:

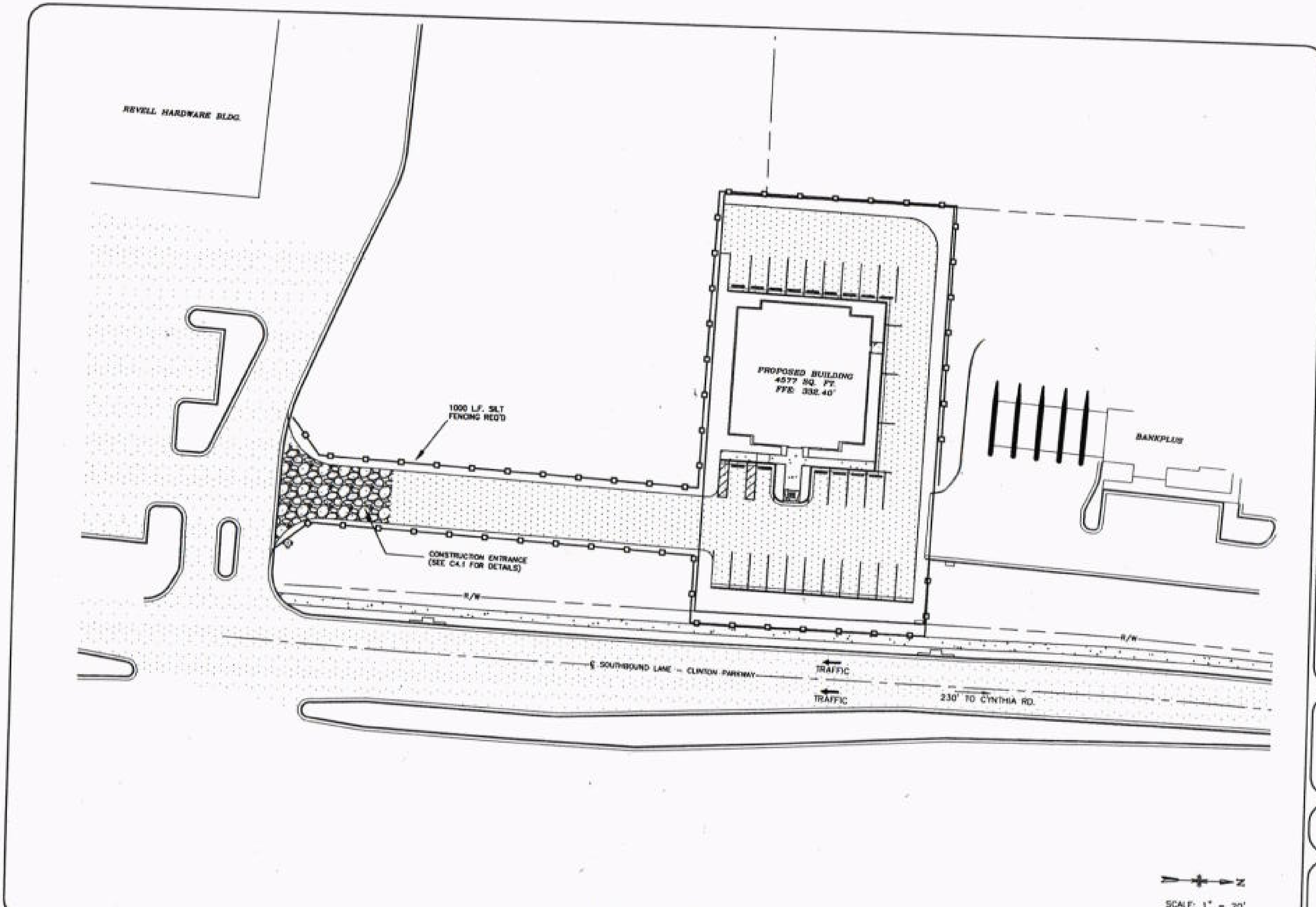
I have received the drawings for the dental office you want to build at 736 Clinton Parkway. At this time I have you on schedule to appear before the Planning and Zoning Commission on January 24, 2012 at 6:30 pm and the Mayor and Board of Alderman on February 7, 2012 at 7:00. Both meetings will be held 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

P. O. Box 156 · 200 W. Leake Street · Clinton, MS 39056 · (601) 924-2256 · fax (601) 924-0837



EROSION CONTROL PLAN

FLOYD & BAIRD Engineering, Inc.
130 E. Northside Drive
Clinton, MS 39056
ph. (601) 925-6018
www.floydbaird.com

2952
Project No.

6/15/2011
Date

1" = 20'
Scale

PCFloyd
Designed by

CLBaird
Checked by

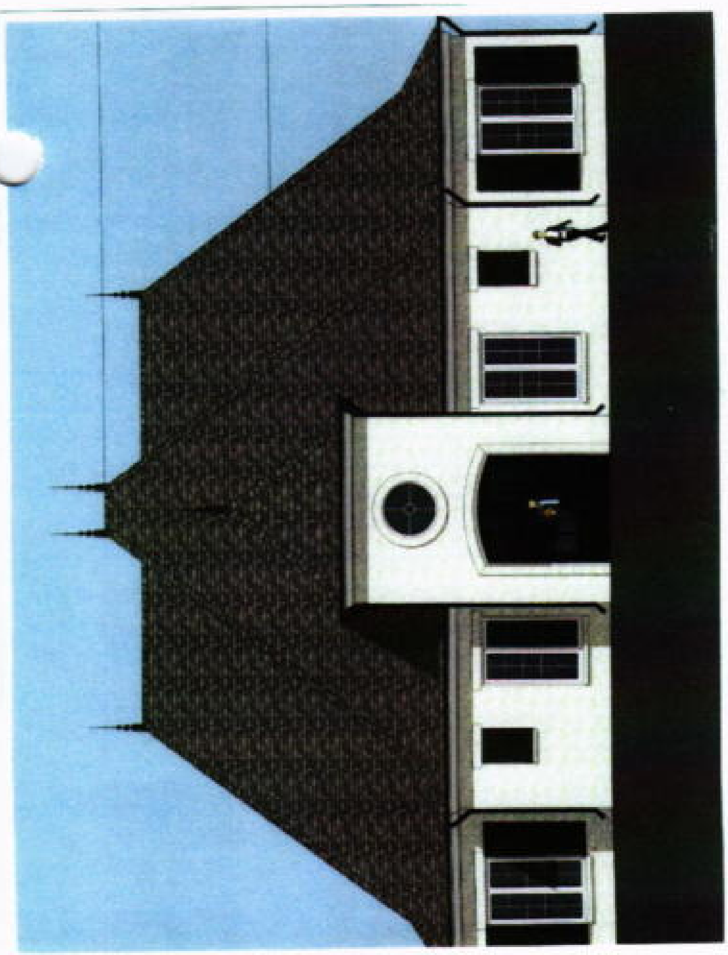
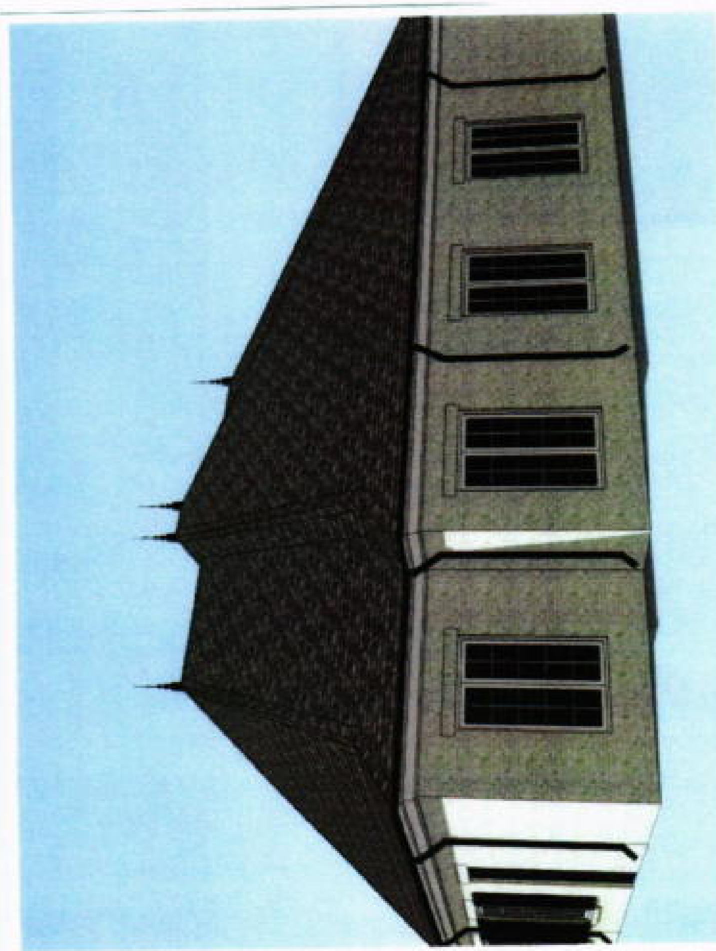
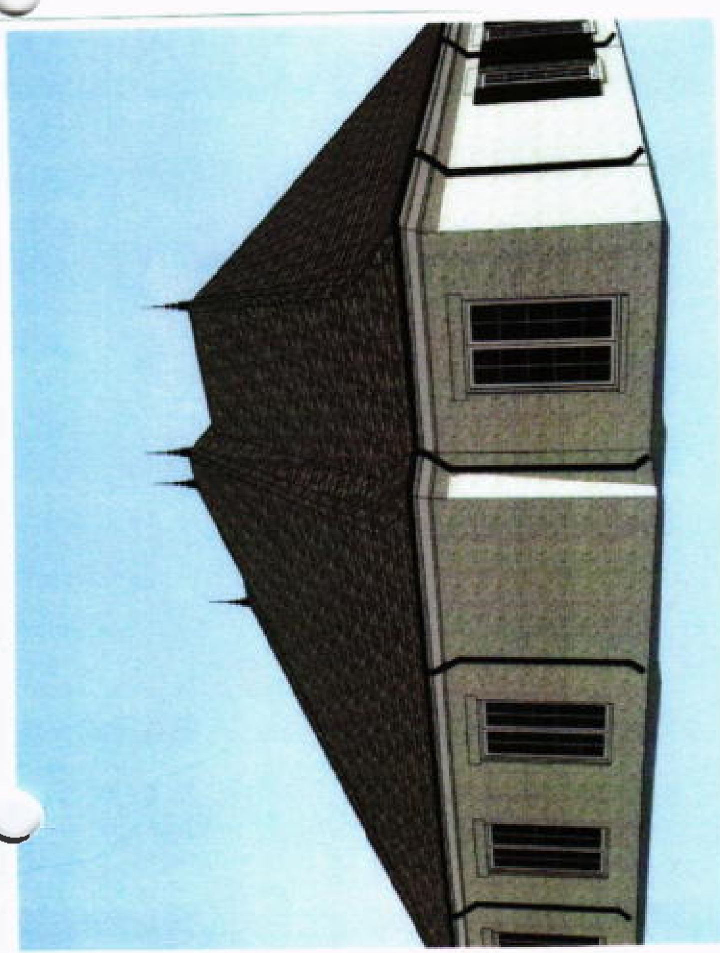
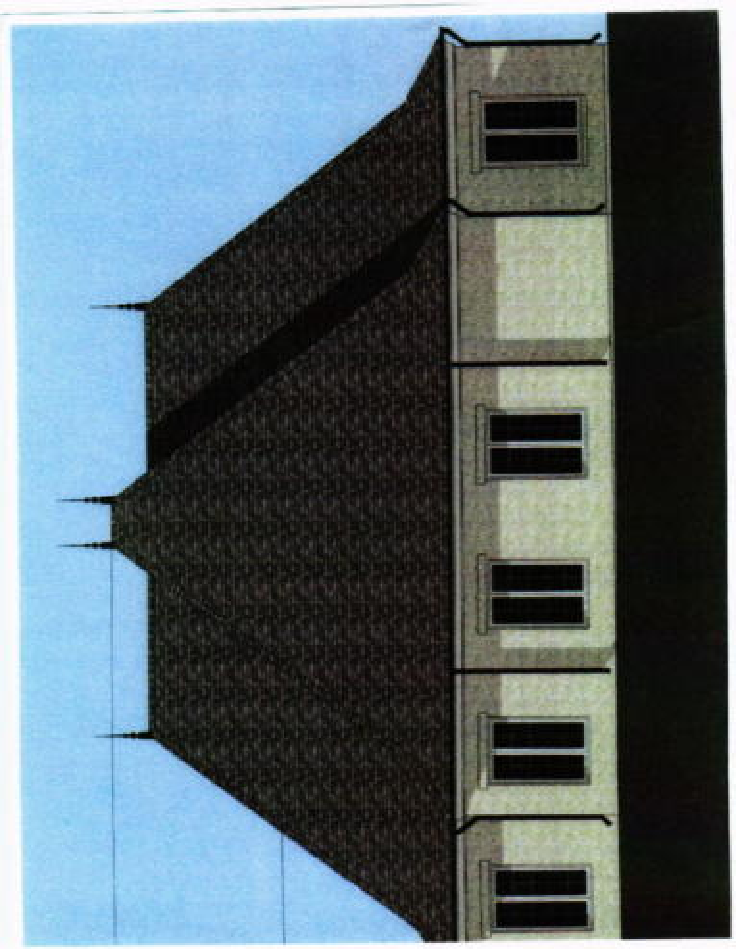
REVISIONS
1. ____
2. ____
3. ____
4. ____
5. ____

JOB NAME
M CLAYTON GRUBBS DMD INC.

SEAL

SHEET TITLE
EROSION CONTROL PLAN

SHEET NUMBER
C4.0

209 Willow Brook Drive
Clinton, MS 39056
Phone (601) 924-9322

Kenneth Wayne Lewis

A man's gift maketh room for him and bringeth him before great men. Proverbs 18:16

Objective To obtain a position with a professional organization that will allow me to present innovative ideas and long-term service with enthusiasm.

Professional Experience

2008-Present **Hinds County District Attorney's Office** **Jackson, MS**

Criminal Investigator

* Present cases to the Grand Jury.
* Prepare State and Grand Jury Subpoenas.
* Serve State and Grand Jury Subpoenas.
* Assist Assistant District Attorney's in preparing for trial.
* Collect evidence from agencies for trial.
* Interview witnesses and defendants for trial.
* Locate witnesses and victims for trial.

2006-2008 **Hinds County District Attorney's Office** **Jackson, MS**

Criminal Court Facilitator

* Monitors Hinds County Detention facilities' inmate headcount to insure compliance with Wilson vs. Vickery order.
* Track all felony cases of persons in jail from the time they are arrested.
* Coordinate with all law enforcement agencies in Hinds County and the District Attorneys Office to insure felony cases are forwarded to that office in a timely manner.

1994- 2006 **City of Clinton** **Clinton, MS**

Sergeant Investigator 2004-2006

* Investigate crimes against person, crimes against children, crimes affecting administration of justice, crimes against property, false pretenses, forgery, counterfeits, crimes against public morals and decency, tobacco and alcohol offenses, crimes against public peace and safety, weapons and explosives, cruelty to animals and computer crimes.
* Prepare felony cases for the District Attorney's Office
* Attend all case status meetings at the District Attorney's Office

Police Officer 2002-2004
- Responds to all law enforcement calls keeping public order
- Counsel families in crisis situations
- Insures safety and security at public functions

Investigator 2001-2002
- Investigate crimes against person, crimes against children, crimes affecting administration of justice, crimes against property, false pretenses, forgery, counterfeits, crimes against public morals and decency, tobacco and alcohol offenses, crimes against public peace and safety, weapons and explosives, cruelty to animals and computer crimes.

Police Officer 1994-2001
- Same as above

Education

May 2005	Mississippi's Certified Investigators School	Pearl, MS
September 2004	Vehicle Theft Investigation School	Jackson, MS
April 2004	Detective and New Criminal Investigator School	Lafayette, LA
November 1994	Mississippi Law Enforcement Training Academy	Pearl, MS
May 1993	Delta State University BS Criminal Justice	Cleveland, MS
May 1989	Clinton High School	Clinton, MS

Community Activities

April 2011	President of the Clinton High School Track and Field Booster Club
August 2010	Citizens for Educational Excellence in Clinton School Bond Committee
November 2009	Clinton Public School District's Federal Planning Committee
April 2008	Sumner Hill Junior High handbook review committee
July 2008	Sumner Hill Junior High PTA Treasury
November 2008	Clinton Public School District's Federal Planning Committee
August 2007	Clinton Public School District's SACS Accreditation Committee
November 2006	Clinton Public School District's Federal Planning Committee

November 2005	Clinton Public School District's Federal Planning Committee
June 2005	Owner of Lambs of God Christian Academy
November 2004	Clinton Public School District's Federal Planning Committee
November 2003	Clinton Public School District's Federal Planning Committee
July 2001	Ordained Minister at Emmanuel Tabernacle in Christ
January 2001	Fellowship of Christian Athletes

Achievements

May 2011	Hinds County District Attorney's Office Top Cop
December 2009	Clinton Police Department Reserve Officer
October 2009	Attorney General's Office Knock Out Knock - Offs Task Force
January 2006	Hinds County Sheriff Department Reserve Deputy Sheriff
May 2005	Graduated from Mississippi's 1st Certified Investigator School
January 2004	Promoted Sergeant Investigator
October 2003	Promoted to the rank of Sergeant
August 2003	City of Clinton Police Officer of the Year
June 2003	Appointed Clinton Police Department Chaplain
May 2003	Graduate of the 12th Class of Leadership Clinton
February 2001	Mt. Hood Baptist Church Outstanding Service and Accomplishment in Law Enforcement for the City of Clinton Award
December 2001	Top five Nominees for Tri-County Officer of the Year
January 2000	Promoted Investigator
February 1997	Clinton Police Officer of the Month
July 1997	Jitney Jungle and Arrow 94 WTYX FM Blue Note Salute Officer of the Year

References Available upon request

A man's gift maketh room for him and bringeth him before great men. Proverbs 18:16

CITY OF CLINTON

SEALED BID OPENING - SUMMARY SHEET

BID OPENING FEBRUARY 1ST, 2012 - 10 AM

REQUESTED BID ITEMS SUMMATION

BID ITEM #1 - LEASE/PURCHASE OF ONE (1) E-ONE CUSTOM PUMPER TRUCK FOR THE CLINTON FIRE DEPARTMENT. TERMS TO BE 120 MONTHS, WITH NO BALLOON PAYMENTS. TOTAL PURCHASE PRICE TO BE $ 443,110.00.

RESULTS AT BID OPENING

			BID DETAILS		
	BID RECEIVED FROM	ALL REQs MET	INT RATE	MONTHLY PAYMENT	TOTAL COST
1	BANCORP SOUTH EQUIP FINANCE	YES	3.080%	$ 4,295.09	$ 515,410.80
2	LEASING 2, INC.	YES	2.510%	$ 4,178.40	$ 501,408.00
3	REGIONS EQUIPMENT FINANCE CORP	YES	2.784%	$ 4,234.83	$ 508,179.60
4	TRUSTMARK FINANCIAL SERVICES, INC.	YES	2.940%	$ 4,266.44	$ 511,972.80
5					
6					
7					
8					
9					
10					
11					
12					

CITY REPRESENTATIVES

Jimmy Baldree, Deputy Clerk/City Accountant — *BIDS OPENED BY*

Delinna Pickering, Purchasing Agent — *BID OPENING WITNESSED BY*

ADDITIONAL ATTENDEES

Mr. Jim Westley, VP Regions Equipment Finance

Mr. Terry McMillan, VP Regions Bank

Mr. Nolan Aikens, VP Trustmark National Bank leasing 2

Lessee	Dealer
City of Clinton, MS	**Sunbelt Fire**
Jimmy Baldree	Curtis Gho

Proposal Date:	January 26, 2012
Equipment Description:	E-One Typhoon Custom Pumper
Commencement Date:	March 15, 2012
	Option 1
Equipment Cost:	$443,110
Lessee Down Payment:	
Amount Financed:	$443,110
Lease Term:	10 Years
First Payment Date:	4/15/2012
Payment Frequency:	12 / year
Lease Rate:	2.51%
Payment Amount:	$4,178.40
Payment Factor:	0.00943

The information contained in this lease quote is privileged and confidential.
Any communication of this information in whole or in part is prohibited.

Qualifications:

1. **Pricing:** This is a lease proposal for the payment stream(s) indicated above. If any of the information identified above are not correct, please advise us so that we can determine if a new proposal is required. Other important elements of this proposal are:

a) **Rate Expiration:** Signing this proposal does not in itself lock in your rate. This lease must be credit approved, contracts properly signed, and the lease funded by Leasing 2 within 30 days of the proposal date.

b) **Closing Costs:** There will be no up-front costs of any kind charged by Lessor including closing costs, points, administrative costs, etc. Your attorney may charge you to review the lease documents and complete the opinion letter required with our lease documentation.

c) **Type of Lease:** This is a lease-purchase type of financing. After all the lease payments are made, Lessee will own the equipment without further cost.

d) **Fixed Rates:** Unless otherwise noted, the interest rates in this proposal are fixed for the entire term.

e) **Vendor Payable / Escrow Account (where applicable):** In the event that the truck(s) and/or equipment are not ready to be delivered, proceeds of this lease will be held in a vendor payable account until delivery/acceptance. This is a non-interest bearing account to Lessee.

f) **Bank Qualified:** Lessee shall certify that it has not designated, and does not reasonably anticipate designating, more than $10,000,000.00 of obligations during the calendar year that the proposed lease is executed.

2. **Credit Approval and Documentation:** This is a proposal only, and does not represent a commitment to lease. This financing is subject to credit review and approval and execution of mutually acceptable documentation, including the opinion of lessee's counsel opining that the agreement is legal, valid and binding, and qualified as a tax exempt obligation under the tax reform act of 1986 as amended.

Leasing 2, Inc.

BY: Brad Meyers (via email or facsimile) DATE: January 26, 2012

Phone: 800-287-5155 Fax: 813-258-9333

MEMBER

ASSOCIATION OF GOVERNMENTAL LEASING & FINANCE

VISIT OUR WEBSITE:
www.leasing2.com

REDISTRICTING GUIDELINES

1. The difference in the population between the least populous and the most populous wards shall not exceed the percent (10%) of the ideal population for all wards (one man one vote).

2. The ward plan shall be established in a manner that insures the fair and effective representation of all minority groups residing in the municipality.

3. Ward lines shall keep intact communities with established ties of common interest and association, whether historical, racial, economic, ethnic, religious or other.

4. Each ward shall be contiguous.

5. Each ward shall be as compact as possible.

6. Each ward shall follow natural geographic boundaries, where possible.

7. Incumbents shall be separated into individual wards to the extent practicable, but only if such action does not affect adherence to the primary criteria stated herein.

AMENDMENT NO. 9

TO THE
Plan Document and Summary Plan Description for
CITY OF CLINTON
MEDICAL AND DENTAL EMPLOYEE BENEFIT PLAN

By this agreement, the City of Clinton Medical and Dental Employee Benefit Plan is hereby amended effective August 1, 2011 as follows:

1. **The Section entitled SCHEDULE OF BENEFITS is modified as follows:**

a.	Maximum Benefit Amounts / Lifetime	Unlimited
b.	Maximum Benefit Amounts / Annual	$2,000,000

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2. **The Section entitled ELIGIBILITY, FUNDING, EFFECTIVE DATE AND TERMINATION PROVISIONS**

ELIGIBILITY

Eligible Classes of Dependents is restated in its entirety as follows:

(1) A covered Employee's Spouse and children from birth to the limiting age of 26 years. When the child reaches the limiting age of 26, coverage will end on the child's birthday. When the child has an offer of employer-based coverage other than their parents' employer, coverage will end on the day that coverage would be effective.

The term "Spouse" shall mean the person recognized as the covered Employee's husband or wife under the laws of the state where the covered Employee lives. The Plan Administrator may require documentation proving a legal marital relationship.

The term "children" shall include:

- natural children;
- adopted children or children placed with a covered Employee in anticipation of adoption;
- step-children as long as a natural parent remains married to the Employee.

If a covered Employee is the Legal Guardian of an unmarried child or children, these children may be enrolled in this Plan as covered Dependents.

The phrase "child placed with a covered Employee in anticipation of adoption" refers to a child whom the Employee intends to adopt, whether or not the adoption has become final, who has not attained the age of 18 as of the date of such placement for adoption. The term "placed" means the assumption and retention by such Employee of a legal obligation for total or partial support of the
child in anticipation of adoption of the child. The child must be available for adoption and the legal process must have commenced.

Any child of a Plan Participant who is an alternate recipient under a qualified medical child support order shall be considered as having a right to Dependent coverage under this Plan. However, the employee must be covered in order for the child to be enrolled.

A participant of this Plan may obtain, without charge, a copy of the procedures governing qualified medical child support order (QMCSO) determinations from the Plan Administrator.

(2) A covered child who reaches the limiting age and is Totally Disabled, incapable of self-sustaining employment by reason of mental or physical handicap, primarily dependent upon the covered Employee for support and maintenance and unmarried. The Plan Administrator may require, at reasonable intervals during the two years following the Dependent's reaching the limiting age, subsequent proof of the child's Total Disability and dependency. Your unmarried child who is mentally or physically disabled may continue coverage beyond the age limit if the child was covered under the Plan before reaching age 19 or if the child is incapable of self-sustaining employment, or if the child is dependent on you for at least half of his or her support, or if a physician certifies the disability within at least 31 days after the child's 19th birthday.

After such two-year period, the Plan Administrator may require subsequent proof not more than once each year. The Plan Administrator reserves the right to have such Dependent examined by a Physician of the Plan Administrator's choice, at the Plan's expense, to determine the existence of such incapacity.

These persons are excluded as Dependents: other individuals living in the covered Employee's home, but who are not eligible as defined; the legally separated or divorced former Spouse of the Employee; any person who is on active duty in any military service of any country; or any person who is covered under the Plan as an Employee.

If a person covered under this Plan changes status from Employee to Dependent or Dependent to Employee, and the person is covered continuously under this Plan before, during and after the change in status, credit will be given for deductibles and all amounts applied to maximums.

If both mother and father are Employees, their children will be covered as Dependents of the mother or father, but not of both.

Eligibility Requirements for Dependent Coverage. A family member of an Employee will become eligible for Dependent coverage on the first day that the Employee is eligible for Employee coverage and the family member satisfies the requirements for Dependent coverage.

At any time, the Plan may require proof that a Spouse or a child qualifies or continues to qualify as a Dependent as defined by this Plan.

PRE-EXISTING CONDITIONS

NOTE: Pre-existing limitations and exclusions will not apply to covered Employees, Spouses or Dependent Children to age 19.

All other information under this section remains unchanged in the Plan Document.

The Plan Document and Summary Plan Description have been amended to reflect this change. All other terms and conditions of the Plan, as amended, which are not affected by this Amendment are unchanged.

IN WITNESS WHEREOF, this Agreement has been executed this 8th day of February, ~~2011~~ 2012.

BY: Rosemary L. Aultman
Signature

ROSEMARY L. AULTMAN, MAYOR
Name/Title

Russell L Wall
Witness
RUSSELL L WALL, City CLERK

CITY OF CLINTON OFFICIAL SEAL MISSISSIPPI

THE BANK OF NEW YORK MELLON

Short Term Cash Investments

January 25, 2012

City of Clinton
Mr. Russell Wall
P.O. Box 156
Clinton, MS 39060

Re: City of Clinton, Mississippi Sewer System Revenue Refunding Bonds, Series 1995

Dear Mr. Wall:

It is our pleasure to serve as your trustee on the above-referenced matter. We understand that you wish to have the trading desk of our affiliate, The Bank of New York Mellon (the "Bank") execute certain short term cash investments on your behalf in connection with the above-referenced account by purchasing short term commercial paper, treasury bills and similar instruments.

Each time you direct us to purchase or sell such instruments the Bank may act in a principal or similar capacity and may receive remuneration on the spread. This spread may range from .02% to .35% of the amount invested or sold (depending upon the size of the transaction, the type of instrument purchased and other factors).

Kindly sign below and return the enclosed copy of this letter to us, in order to (i) authorize the Bank to execute such trades on your behalf, and (ii) accept and agree to the remuneration described herein.

We are happy to have assisted you in this matter.

Very truly yours,

The Bank of New York Trust Company N.A.

By: [signature]
Name: Stuart Statham
Title: Vice President

Acknowledged and Accepted:

City of Clinton, Mississippi

By: Rosemary G. Aultman

Attest: Russell L Wall
RUSSELL L. WALL, City Clerk

CITY OF CLINTON OFFICIAL SEAL MISSISSIPPI

The Mayor and Board of Aldermen of the City of Clinton, Mississippi (the "City"), took up for consideration the matter of issuing general obligation bonds of the City for the purpose of providing funds to pay for the cost of (i) erecting, repairing, improving, adorning and eq[illegible] municipal bu[illegible] and purchasing la[illegible]or, if necessary; (ii) [illegible]lishing, repairing, improving and extending sanitary, storm, drainage or sewerage systems; (iii) constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor, if necessary; (iv) constructing bridges and culverts; (v) purchasing fire-fighting equipment and apparatus, providing housing for same, and purchasing land therefor, if necessary; (vi) paying the costs of issuing the bonds and (vii) other related improvements within the City.

Thereupon Alderman Tony Hisaw offered and moved the adoption of the following resolution:

RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, TO ISSUE GENERAL OBLIGATION BONDS OF THE CITY IN A PRINCIPAL AMOUNT NOT TO EXCEED FOUR MILLION TWO-HUNDRED FIFTY THOUSAND DOLLARS ($4,250,000) FOR THE PURPOSE OF PROVIDING FUNDS TO PAY FOR THE COST OF (I) ERECTING, REPAIRING, IMPROVING, ADORNING AND EQUIPPING MUNICIPAL BUILDINGS, AND PURCHASING LAND THEREFOR, IF NECESSARY; (II) ESTABLISHING, REPAIRING, IMPROVING AND EXTENDING SANITARY, STORM, DRAINAGE OR SEWERAGE SYSTEMS; (III) CONSTRUCTING, IMPROVING OR PAVING STREETS, SIDEWALKS, DRIVEWAYS, PARKWAYS, WALKWAYS OR PUBLIC PARKING FACILITIES, AND PURCHASING LAND THEREFOR, IF NECESSARY; (IV) CONSTRUCTING BRIDGES AND CULVERTS; (V) PURCHASING FIRE-FIGHTING EQUIPMENT AND APPARATUS, PROVIDING HOUSING FOR SAME, AND PURCHASING LAND THEREFOR, IF NECESSARY; (VI) PAYING THE COSTS OF ISSUING THE BONDS AND (VII) OTHER RELATED IMPROVEMENTS WITHIN THE CITY.

WHEREAS, the Mayor and Board of Aldermen of the City (the "Governing Body"), does hereby find, determine, adjudicate, and declare as follows:

1. The City is authorized by Sections 21-33-301 et seq., Mississippi Code of 1972 (the "Code"), as amended, to issue general obligation bonds for the purpose of providing funds to pay for the cost of (i) erecting, repairing, improving, adorning and equipping municipal buildings, and purchasing land therefor, if necessary; (ii) establishing, repairing, improving and extending sanitary, storm, drainage or sewerage systems; (iii) constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor, if necessary; (iv) constructing bridges and culverts; (v) purchasing fire-fighting equipment and apparatus, providing housing for same, and purchasing land therefor, if necessary; (vi) paying the costs of issuing the bonds and (vii) other related improvements within the City (the "Project").

2. It is now necessary and in the public interest for the City to issue one or more series of general obligation bonds in a principal amount not to exceed Four Million Two Hundred Fifty Thousand Dollars ($4,250,000) (the "Bonds") to provide funds to pay for the cost of the Project.

3. The assessed valuation of all taxable property within the City as of January 1, 2012, according to the last completed assessment for taxation, is the sum of Two Hundred One Million Seven Hundred Twenty-Eight Thousand Sixty Dollars ($201,728,060). The total amount of general obligation bonds that may be issued for any purpose is generally limited, in the aggregate, to twenty percent (20%) of the assessed value of the City, and approximately Four Million Two Hundred Fifty Thousand Dollars ($4,250,000) of the aggregate amount will be expended for purposes that are subject to this 20% limitation. For purposes of the 20% limitation, the City has Eleven Million Three Hundred Thirty-Four Thousand Three Hundred Eighty-Nine Dollars ($11,334,389) principal amount of general obligation bonds outstanding. Approximately Four Million Two Hundred Fifty Thousand Dollars ($4,250,000) of the aggregate amount of bonds issued for the proposed purposes herein are subject to a limitation of fifteen percent (15%) of the assessed value of the City. For purposes of the 15% limitation, the City has Ten Million Sixty-One Thousand One Hundred Thirty-Four Dollars ($10,061,134) principal amount of general obligation Bonds outstanding. Accordingly, the issuance of the Bon[illegible] for these purposes will no[illegible] exceed any debt limitation prescribed by law, including the limitations imposed by Section 21-33-303, Mississippi Code of 1972, as amended.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CLINTON, MISSISSIPPI, AS FOLLOWS:

SECTION 1. The Governing Body of the City does hereby declare its intention to issue one or more series of Bonds of the City in the principal amount not to exceed Four Million Two Hundred Fifty Thousand Dollars ($4,250,000) to be used for the purpose of providing funds to pay for the cost of (i) erecting, repairing, improving, adorning and equipping municipal buildings, and purchasing land therefor, if necessary; (ii) establishing, repairing, improving and extending sanitary, storm, drainage or sewerage systems; (iii) constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor, if necessary; (iv) constructing bridges and culverts; (v) purchasing fire-fighting equipment and apparatus, providing housing for same, and purchasing land therefor, if necessary; (vi) paying the costs of issuing the bonds and (vii) other related improvements within the City.

SECTION 2. The Bonds will be general obligations and will be secured by a special tax levied annually on all taxable property within the City in an amount which will be sufficient to pay the principal and interest on the Bonds as each becomes due and payable.

SECTION 3. The Governing Body proposes to direct the issuance of all or any portion of the Bonds in the amount and for the aforesaid purposes at a meeting of the Governing Body to be held at its regular meeting place at the Municipal Court Room, located at 305 Monroe Street, Clinton, Mississippi, at 7:00 o'clock p.m. on Tuesday, February 7, 2012, or at some meeting held subsequent thereto. If ten percent (10%) or fifteen hundred (1,500), whichever is less, of the qualified electors in the City shall file a written protest with the clerk of the City against the issuance of the Bonds on or before the aforesaid date and hour, then the Bonds shall not be issued unless authorized at an election on the question of the issuance of the Bonds. Such election shall be called and held as provided by law. If no protest is filed, then the Bonds may be issued without an election on the question of the issuance thereof at any time within a period of two (2) years after the date above specified.

SECTION 4. The Governing Body reasonably expects that a portion of the cost of the Project in the maximum amount set forth above will be reimbursed from the proceeds of the Bonds. This Resolution is being adopted as required by and in order to comply with the "Reimbursement Rules" set forth in the Internal Revenue Code of 1986 and the rules and regulations promulgated thereunder including specifically Internal Revenue Code Regulation 1.150-2 and appearing at 58 Federal Register 33510 and with the laws of the State of Mississippi. The Governing Body reasonably expects to make the reimbursement allocation from the proceeds of the Bonds to the respective fund or accounts of the City from which the capital expenditures have been made no later than eighteen (18) [illegible]onths after the [illegible] of the date of the [illegible]xpenditure or the date that the Project is placed in service, but in no event more than three (3) years after the date of the first expenditure.

SECTION 5. This Resolution shall be published once a week for at least four (4) consecutive weeks in *The Clarion Ledger*, a newspaper having a general circulation in the City and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972. The first publication of this Resolution shall be made not less than twenty-one (21) days prior to February 7, 2012, and the last publication shall be made not more than seven (7) days prior to such date, said Resolution to be published on January 11, 18, 25 and February 1, 2012.

SECTION 6. The clerk of the City shall be and is hereby directed to procure from the publisher of the aforesaid newspaper the customary proof of said publication of this Resolution and the same before the [illegible]ning Body on the date [illegible] hour specified in Section 3 hereof.

Alderman Tony Greer seconded the motion to adopt the foregoing resolution after the same had been read and considered section by section, and, being put to a roll call vote, the result was as follows:

Alderman Jehu Brabham voted: yea
Alderman Tony Hisaw voted: yea
Alderman Tony Greer voted: yea
Alderman Bill Barnett voted: yea
Alderwoman Kathy Peace voted: yea
Alderman Mike Morgan voted: yea
Alderman Mike Cashion voted: yea

The motion having received the affirmative vote of a majority of all of the Aldermen present, the Mayor declared the motion carried and the Resolution adopted on this the 3rd day of January, 2012.

CITY OF CLINTON, MISSISSIPPI

/s/ Rosemary G. Aultman
MAYOR

ATTEST:

/s/ Russell L. Wall
CITY CLERK

To be published in The Clarion-Ledger on January 11, 18, 25 and February 1, 2012.

PUBLICATION
OF MISSISSIPPI
S COUNTY

ERSONALLY appeared before me, the undersigned notary ublic in and for Hinds County, Mississippi,

NN MIDDEKE

n authorized clerk of THE CLARION-LEDGER, a ewspaper 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 ewspaper as follows:

/11/2012
/18/2012
/25/2012
/1/2012

ize: 1,628 words / 1.00 col. x 429.00 lines
ublished: 4 time(s)
otal: $707.76

igned Ann Middeke
uthorized Clerk of
he Clarion-Ledger

WORN to and subscribed before me on 2/1/2012.

Rick Tyler
Notary Public

RICK TYLER

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

SEAL)

STATE OF MISSISSIPPI
RICK TYLER
NOTARY PUBLIC
ID# 90075
Commission Expires
June 29, 2012
RANKIN COUNTY

The Clerk reported that pursuant to a resolution declaring the intention of the Mayor and Board of Aldermen of the City of Clinton, Mississippi (the "City"), to issue general obligation bonds of the City in a maximum principal amount not to exceed Four Million Two Hundred Fifty Thousand Dollars ($4,250,000) for the purpose of providing funds to pay for the cost of (i) erecting , repairing, improving, adorning and equipping municipal buildings, and purchasing land therefor, if necessary; (ii) establishing, repairing, improving and extending sanitary, storm, drainage or sewerage systems; (iii) constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor, if necessary; (iv) constructing bridges and culverts; (v) purchasing fire-fighting equipment and apparatus, providing housing for same, and purchasing land therefor, if necessary; (vi) paying the costs of issuing the bonds and (vii) other related improvements within the City, he did cause notice of intention to issue said Bonds to be published not less than four (4) times in *The Clarion Ledger*, a newspaper having a general circulation in the City, on January 11, 18, 25 and February 1, 2012, as evidenced by a proof of publication on file in the office of the Clerk. The Clerk further reported that no written protest of any kind or character against the issuance of said Bonds had been filed in the Clerk's office.

Thereupon, Alderman Hisaw moved the adoption of the following resolution:

A RESOLUTION DECLARING THE ABSENCE OF ANY PROTEST AGAINST THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF CLINTON, MISSISSIPPI, IN THE PRINCIPAL AMOUNT NOT TO EXCEED FOUR MILLION TWO HUNDRED FIFTY THOUSAND DOLLARS ($4,250,000).

WHEREAS, under the power and authority granted by the laws of the State of Mississippi and particularly under Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended, the Mayor and Board of Aldermen of the City (the "Governing Body") did adopt a certain resolution on Tuesday, January 3, 2012, entitled:

RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, TO ISSUE GENERAL OBLIGATION BONDS OF THE CITY IN A PRINCIPAL AMOUNT NOT TO EXCEED FOUR MILLION TWO-HUNDRED FIFTY THOUSAND DOLLARS ($4,250,000) FOR THE PURPOSE OF PROVIDING FUNDS TO PAY FOR THE COST OF (I) ERECTING, REPAIRING, IMPROVING, ADORNING AND EQUIPPING MUNICIPAL BUILDINGS, AND PURCHASING LAND THEREFOR, IF NECESSARY; (II) ESTABLISHING, REPAIRING, IMPROVING AND EXTENDING SANITARY, STORM, DRAINAGE OR SEWERAGE SYSTEMS; (III) CONSTRUCTING, IMPROVING OR PAVING STREETS, SIDEWALKS, DRIVEWAYS, PARKWAYS, WALKWAYS

OR PUBLIC PARKING FACILITIES, AND PURCHASING LAND THEREFOR, IF NECESSARY; (IV) CONSTRUCTING BRIDGES AND CULVERTS; (V) PURCHASING FIRE-FIGHTING EQUIPMENT AND APPARATUS, PROVIDING HOUSING FOR SAME, AND PURCHASING LAND THEREFOR, IF NECESSARY; (VI) PAYING THE COSTS OF ISSUING THE BONDS AND (VII) OTHER RELATED IMPROVEMENTS WITHIN THE CITY.

WHEREAS, as directed by the aforesaid resolution and as required by law, the entire text of the said resolution was published once a week for at least four (4) consecutive weeks in *The Clarion Ledger*, a newspaper having a general circulation within the City, and was so published in said newspaper on January 11, 18, 25 and February 1, 2012, as evidenced by the publisher's proof of publication of the same heretofore presented to the Governing Body and filed with the Clerk, the first publication of which was made not less than twenty-one (21) days prior to February 7, 2012, and the last publication of which was made not more than seven (7) days prior thereto, said date being the date fixed in said resolution on or prior to which a written protest by qualified electors against the issuance of the Bonds might be filed and on which the Governing Body would take further action to provide for the issuance of the bonds; and

WHEREAS, at or prior to the hour of 7:00 p.m. on February 7, 2012, no written protest of any kind or character was filed or presented by qualified electors against the issuance of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CLINTON, MISSISSIPPI, 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 Governing Body of the City is now fully authorized and empowered under the provisions of Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended, to proceed with the issuance of the Bonds without an election on the question of the issuance thereof.

SECTION 3. That the Bonds, being general obligation bonds of the City in the principal amount not to exceed Four Million Two Hundred Fifty Thousand Dollars ($4,250,000), shall be and the same are hereby authorized to be issued to raise money for the purpose of providing funds to pay for the cost of (i) erecting , repairing, improving, adorning and equipping municipal buildings, and purchasing land therefor, if necessary; (ii) establishing, repairing, improving and extending sanitary, storm, drainage or sewerage systems; (iii) constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor, if necessary; (iv) constructing bridges and culverts; (v) purchasing fire-fighting equipment and apparatus, providing housing for same, and purchasing land therefor, if necessary; (vi) paying the costs of issuing the bonds and (vii) other related improvements within the City.

Alderman Brabham seconded the motion to adopt the foregoing resolution after the same had been read and considered section by section, and, being put to a roll call vote, the result was as follows:

Alderman Jehu Brabham voted:	AYE
Alderman Tony Hisaw voted:	AYE
Alderman Tony Greer voted:	AYE
Alderman Bill Barnett voted:	AYE
Alderwoman Kathy Peace voted:	AYE
Alderman Mike Morgan voted:	AYE
Alderman Mike Cashion voted:	AYE

The motion having received the affirmative vote of a majority of all of the Aldermen present, the Mayor declared the motion carried and this Resolution adopted on this the 7th day of February, 2012.

CITY OF CLINTON, MISSISSIPPI

By: Rosemary G. Aultman

ROSEMARY G. AULTMAN, MAYOR

ATTEST:

By: Russell L Wall

RUSSELL ~~A~~ L. WALL, CITY CLERK

CITY OF CLINTON
OFFICIAL
SEAL
MISSISSIPPI

PD.5907038.1

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
GRANT APPLICATION
PART 1. GENERAL INFORMATION

1. Name of Applicant City of Clinton Ms.
2. Address of Applicant P O Box 156

   City Clinton State Ms Zip 39060
3. Telephone No. of Applicant 601-924-2239
4. Contact Person Mike Parker
5. Address of Contact Person (if different than applicant) ______

   City ______ State ______ Zip ______
6. Telephone No. of Contact Person 601-924-2239
7. Email Address of Contact Person mparker@clintonms.org
8. Grant Request Category:

   __X__ a. Local Government Solid Waste Assistance Grant (attach Part 2a)

   Competitive grant request ______ Non-Competitive grant request X

   ______ b. Local Government Solid Waste Planning Grant (attach Part 2c)

   ______ c. Local Government Waste Tire Grant (attach Part 2b)
9. Descriptive Title of Project/Program Household Hazardous Waste Day
10. Describe the geographic area which the project/program will serve including the population to be served and list all political subdivisions to be served (e.g. counties, cities, etc.):

    City of Clinton Ms
11. Is applicant in violation of or delinquent on, any condition of a previously awarded grant or loan from the MDEQ?

    ______ yes __X__ no (If yes, please attach an explanation)
12. Certification

    To the best of my knowledge and belief, I certify that the information provided in this application including attachments is true, accurate, and correct. I further certify that I possess the authority to apply for this grant on behalf of the applicant.

Rosemary Aultman
Name of authorized representative (Please type or print)

Rosemary D. Aultman
Signature of authorized representative

Mayor
Title of authorized representative (Please type or print)

2-8-2012
Date

Mississippi Department of Environmental Quality
Solid Waste Policy, Planning & Grants Branch
P. O. Box 2261, Jackson, MS 39225
Phone: 601-961-5171/Fax: 601-961-5785

SOLID WASTE ASSISTANCE GRANT REQUEST
PART 2a

1. Grant Applicant: City of Clinton Ms.

2. Please check one or more of the following activities which the applicant intends to conduct with the requested funds and include an estimate of the total funds needed to conduct the activity. Also, attach a more detailed proposed breakdown of how the funds will be used, such as costs for construction, equipment, personnel, administration, etc., (Note that no more than 3% of the funds may be used for administration of the grant.)

			Funds Requested
[ ]	A.	Cleanup of existing and/or future unauthorized dumps on public or private property	$
[ ]	B.	Establishment of a collection center or program for white goods, recyclables or other bulky rubbish waste not managed by local residential solid waste collection programs	$
[ ]	C.	Provision of public notice and education related to the proper management of solid waste, including recycling	$
[ ]	D.	Payment of the costs of employing a local solid waste enforcement officer (Complete Supplemental Part 3)	$
[X]	E.	Payment of a maximum of seventy-five percent (75%) of the cost of conducting household hazardous waste collection programs.	$ 25,000.00
[ ]	F.	Development of other local solid waste management program activities associated with the prevention, enforcement or abatement of unauthorized dumps, as approved by the commission	$
		TOTAL FUNDS REQUESTED	$ 25,000.00

3. Please attach a narrative description for each part of Section 2 checked above, indicating how the applicant proposes to conduct the activities with the funds requested.

- If the activity includes Section 2.A., the description must identify the primary solid waste management facilities that will be utilized to ensure proper management of all solid wastes. The description must also identify the person or office that will be responsible for making a reasonable effort to require any known person(s) responsible for creating an unauthorized dump to clean up the property before the applicant expends money from the grant funds to do so and the person or office that will be responsible on behalf of the applicant for making a reasonable effort to recover from the responsible person any funds expended by the applicant.
- If the activity includes Section 2.B., the description should identify the location of any proposed collection center, if known, and any other primary solid waste management facilities that will be utilized to ensure proper management of all collected items.
- If the activity includes Section 2.D., applicant must submit Part 3: Enforcement Officer Supplemental Grant Request form.
- If the activity includes Section 2.E., the project shall be conducted in accordance with the Mississippi "Right-Way -To-Throw-Away Program" Regulations.