

**CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, APRIL 20, 2010 - 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
 William O Barnett – Alderman Ward 3
 Kathy Peace – Alderwoman Ward 4
 Mike Cashion – Alderman Ward 6

Absent: Tony Greer – Alderman Ward 2
 Mike Morgan – Alderman Ward 5

APPROVAL OF CONSENT AGENDA ITEMS A – N

MOTION made by Alderman Brabham and **SECONDED** by Alderman Cashion to approve the Consent Agenda Items A-N. **MOTION CARRIED UNANIMOUSLY**

LETTER OF CREDIT FOR INDIAN TRAILS PART II

Upon presentation by Richard Broome, City Engineer, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Brabham the board made a finding of fact that Robinson Industries, Inc. has failed to perform under its agreement with the City of Clinton for the completion of the final wearing surface on the streets in Indian Trails Subdivision, Phase II, located in Hinds County, Mississippi. The board authorized the Mayor and City Attorney to take all action required to secure payment of the letter of credit #07-068-SP issued by Trustmark National Bank on May 1, 2007. The board further agreed that if this letter of credit was renewed on or before May 1, 2010 then the finding of fact referred to above would be rescinded. **MOTION CARRIED UNANIMOUSLY**

LETTER OF CREDIT FOR POINTE DEVELOPMENT COMPANY, INC.

Upon presentation by Richard Broome, City Engineer, **MOTION** made by Alderman Brabham and **SECONDED** by Alderwoman Peace the board made a finding of fact that Pointe Development Company, Inc. has failed to perform under its agreement with the City of Clinton for the completion of the final wearing surface on the streets in Ridgpointe Subdivision located in Hinds County, Mississippi. The board authorized the Mayor and City Attorney to take all action required to secure payment of the letter of credit #08-079-SP issued by Trustmark National Bank on May 8, 2008. The board further agreed that if this letter of credit was renewed on or before May 8, 2010 then the finding of fact referred to above would be rescinded. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF THE FINAL PLAT FOR OAKWOOD GLENN SUBDIVISION

Upon presentation by Richard Broome, City Engineer, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Barnett the board approved the final plat for Oakwood Glenn Subdivision. **MOTION CARRIED UNANIMOUSLY**

ADJOURN 7:18 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 May 4, 2010 at 7:00 pm. **MOTION CARRIED UNANIMOUSLY**

APPROVED: _____

Rosemary Aultman, Mayor

Date

ATTEST: _____

Russell L. Wall, City Clerk

Date



**Trustmark**

National Bank

Trustmark National Bank
International Operations
248 East Capitol Street
Jackson, Mississippi 39201

RECEIVED
MAY 02 2007
CITY OF CLINTON
ENGINEERING DEPARTMENT

Telephone: 601/208-5889
Fax: 601/208-2387
Telex: 3737177 (Graphnet)
Answerback: FNBNTJKMS

Irrevocable Standby Letter of Credit No. 07-068-SP

Issue Date:

May 1, 2007

Expiry Date:

May 1, 2008

Beneficiary:

City of Clinton
Post Office Box 156
Clinton, Mississippi 39060

Applicant:

Robinson Industries, Inc.
1485 Livingston Lane
Jackson, Mississippi 39213

Amount:

USD34,000.00

(Thirty Four Thousand and No/100 U.S. Dollars)

Place of Expiry:

At the counters of Trustmark National Bank, 248 East Capitol Street, Jackson, Mississippi 39201, USA.

Gentlemen:

We hereby issue our Irrevocable Standby Letter of Credit No. 07-068-SP in your favor which is available by your DRAFTS AT SIGHT drawn on Trustmark National Bank, Jackson, Mississippi, USA, bearing the clause "Drawn under Trustmark National Bank, Jackson, Mississippi, Letter of Credit No. 07-068-SP" and accompanied by the following documents:

- A signed and dated statement from the City of Clinton, Hinds County, Mississippi, certifying that Robinson Industries, Inc. has failed to perform under its agreement with the City of Clinton for the completion of the final wearing surface on the streets in Indian Trails Subdivision, Phase II, located in Hinds County, Mississippi.
- The Original of this Letter of Credit.



Trustmark.

National Bank

Page 2 of 2
L/C No. 07-068-SP
May 1, 2007

We hereby engage with drawers and/or bona fide holders that drafts drawn under and in compliance with the terms of this credit will be duly honored on presentation and delivery of documents.

Except as otherwise expressly stated herein, this credit is subject to the Uniform Customs and Practice for Documentary Credits (1993 Revision), International Chamber of Commerce Publication No. 500.

Yours very truly,

Trustmark National Bank
Jackson, Mississippi, USA

By:

Laverne Anthony
Laverne Anthony
International Officer

Trustmark National Bank
International Operations
248 East Capitol Street
Jackson, Mississippi 39201

Telephone: 601/208-5889
Fax: 601/208-2387

Irrevocable Standby Letter of Credit No. 08-079-SP

Issue Date:

May 8, 2008

Expiry Date:

May 8, 2009

Beneficiary:

City of Clinton
300 Jefferson Street
Clinton, Mississippi 39060

Applicant:

Pointe Development Co., Inc.
701 Avignon Drive, Suite 101
Ridgeland, Mississippi 39157

Attention: City Clerk

Amount:

USD57,000.00
(Fifty-Seven Thousand and No/100 U.S. Dollars)

Place of Expiry:

At the counters of Trustmark National Bank, 248 East Capitol Street, Jackson, Mississippi 39201, USA.

Gentlemen:

We hereby issue our Irrevocable Standby Letter of Credit No. 08-079-SP in your favor which is available by your DRAFTS AT SIGHT drawn on Trustmark National Bank, Jackson, Mississippi, USA, bearing the clause "Drawn under Trustmark National Bank, Jackson, Mississippi, Letter of Credit No. 08-079-SP" and accompanied by the following documents:

- A signed and dated statement from the Mayor and Board of Aldermen, City of Clinton, Hinds County, Mississippi, certifying that Pointe Development Co., Inc. has failed to perform under its agreement with the City of Clinton for the completion of the final wearing surface on the streets in Ridgeland Subdivision, located in the City of Clinton, Hinds County, Mississippi.
- The original of this Letter of Credit.

We hereby engage with drawers and/or bona fide holders that drafts drawn under and in compliance with the terms of this credit will be duly honored on presentation and delivery of documents.

Page 2 of 2
L/C No. 08-079-SP
05/08/2008

Except as otherwise expressly stated herein, this credit is subject to the Uniform Customs and Practice for Documentary Credits (2007 Revision), International Chamber of Commerce Publication No. 600.

Yours very truly,
Trustmark National Bank
Jackson, Mississippi, USA

By:



Sharon R. Crider
Assistant Vice President