

**CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, JANUARY 6, 2009 - 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 Hisaw followed by the pledge of allegiance to the flag led by Alderman Greer.

ROLL CALL City Clerk, Russell Wall

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

APPROVAL OF CONSENT AGENDA ITEMS A-JJ

MOTION made by Alderwoman Peace and **SECONDED** by Alderman Barnett to approve the Consent Agenda Items A-JJ. Item C will serve to advertise favorably the opportunities, possibilities and resources of the City of Clinton. **MOTION CARRIED UNANIMOUSLY**

UNKEMPT PROPERTY LOCATED AT 136 GREEN FOREST DRIVE

No action was taken on this item by the Board.

UNKEMPT PROPERTY LOCATED AT 1623 TWIN OAKS

Upon presentation by Tammie Roberson, Compliance Officer, **MOTION** made by Alderwoman Peace and **SECONDED** by Alderman Barnett the board approved a resolution determining the necessity for the cleaning of private property located at 1623 Twin Oaks, 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. A copy of the resolution is on file with the City Clerk. **MOTION CARRIED UNANIMOUSLY**

APPROVE AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI MAKING IT UNLAWFUL TO MAKE FALSE STATEMENTS TO LAW ENFORCEMENT OFFICIALS AND/OR OFFICIALS AND EMPLOYEES OF THE CLINTON PUBLIC SCHOOL SYSTEM, PROVIDING FOR PUNISHMENT FOR SUCH ACTIONS, AND FOR RELATED MATTERS

Upon presentation by Rosemary Aultman, Mayor, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Morgan the board approved an ordinance of the Mayor and Board of Aldermen of the City of Clinton, Mississippi making it unlawful to make false statements to law enforcement officials and/or officials and employees of the Clinton Public School System, providing for punishment for such actions, and for related matters. A copy of the ordinance is on file with the City Clerk. **MOTION CARRIED UNANIMOUSLY**

APPROVE THE APPOINTMENT OF KATHY PEACE AS BOARD LIAISON FOR THE MAIN STREET CLINTON BOARD

Upon presentation by Rosemary Aultman, Mayor, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Hisaw the board approved the appointment of Kathy Peace as Board Liaison for the Main Street Clinton Board. **MOTION CARRIED UNANIMOUSLY**

FINAL RESOLUTION GRANTING EXEMPTION FOR AD VALOREM TAXES TO GULF STATES CANNERS, INC. FOR AN ADDITIONAL FIVE YEARS WITH A TRUE VALUE OF \$588,473.34 FROM JANUARY 1, 2009 THROUGH DECEMBER 31, 2013

Upon presentation by Russell Wall, City Clerk, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Greer the board approved a final resolution granting exemption for ad valorem taxes to Gulf States Canners, Inc. for an additional five years with a true value of \$588,473.34 from January 1, 2009 through December 31, 2013. A copy of the resolution is on file with the City Clerk. **MOTION CARRIED UNANIMOUSLY**

APPROVE THE PURCHASE OF ONE (1) 2008 CHEVROLET SILVERADO 1500 EXTENDED CAB TRUCK FOR THE COMMUNITY DEVELOPMENT DEPARTMENT FOR \$19,183.00

Upon presentation by Jerry Bounds, Director of Community Development, **MOTION** made by Alderwoman Peace and **SECONDED** by Alderman Bishop the board approved the purchase of one (1) 2008 Chevrolet Silverado 1500 Extended Cab Truck for the Community Development Department from Rogers-Dabbs Chevrolet Hummer for the State Contract price of \$19,183.00. **MOTION CARRIED UNANIMOUSLY**

APPROVE THE PURCHASE OF ONE (1) FORD F-250 PICKUP TRUCK FOR THE STREET DEPARTMENT FOR \$18,945.00 AND ONE (1) FORD RANGER REGULAR CAB PICKUP TRUCK FOR \$11,743.00 AND TWO (2) FORD RANGER EXTENDED CAB PICKUPS FOR \$13,600.00 EACH FOR THE WATER/SEWER DEPARTMENT

Upon presentation by Mike Parker, Director of Public Works, **MOTION** made by Alderman Barnett and **SECONDED** by Alderman Brabham the board approved the purchase of one (1) Ford F-250 pickup truck for the Street Department for the State Contract price of \$18,945.00 and one (1) Ford Ranger regular cab pickup truck for the State Contact price of \$11,743.00 and two (2) Ford Ranger extended cab pickup trucks for the State Contract price of \$13,600.00 each for the Water/Sewer Department. **MOTION CARRIED UNANIMOUSLY**

APPROVE THE RENEWAL OF THE GARBAGE AND HOUSEHOLD WASTE CONTRACT WITH WASTE MANAGEMENT OF MISSISSIPPI FOR THE PERIOD DECEMBER 1, 2008 THROUGH NOVEMBER 30, 2011

Upon presentation by Mike Parker, Director of Public Works, **MOTION** made by Alderman Bishop and **SECONDED** by Alderman Morgan the board approved the renewal of the garbage and household waste contract with Waste Management of Mississippi for the period December 1, 2008 through November 30, 2011. A copy of the renewal contract is on file with the City Clerk. **MOTION CARRIED UNANIMOUSLY**

APPROVE THE PURCHASE OF TWO (2) EXMARK MOWERS FOR THE PARKS AND RECREATION DEPARTMENT FOR \$9,008.23 EACH

Upon presentation by Ray Holloway, Director of Parks and Recreation, **MOTION** made by Alderman Greer and **SECONDED** by Alderwoman Peace the board approved the request of the City of Clinton Parks and Recreation Department to purchase two (2) Exmark mowers by State Contract price from Mei Luna Saw Company for \$9,008.23 each. **MOTION CARRIED UNANIMOUSLY**

APPROVE THE FINAL PLAT FOR OAKWOOD GLEN SUBDIVISION

No action was taken on this item by the Board.

APPROVE THE RECOMMENDATION OF THE RATING COMMITTEE FOR THE ROADWAY SAFETY SIGN PROJECT

Upon presentation by Richard Broome, City Engineer, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Hisaw the board approved the recommendation of the rating committee to hire Neel-Schafer as consulting engineers for the Roadway Safety Sign project. **MOTION CARRIED UNANIMOUSLY**

APPROVE CHANGE ORDER #4 FOR THE QUISENBERY LIBRARY

Upon presentation by Richard Broome, City Engineer, **MOTION** made by Alderwoman Peace and **SECONDED** by Alderman Brabham the board approved change order #4 for the Quisenberry Library. **MOTION CARRIED UNANIMOUSLY**

CONSIDERATION OF BIDS FOR THE NRCS CLINTON-RAYMOND ROAD PROJECT

Upon presentation by Richard Broome, City Engineer, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Hisaw the board approved awarding the bid for the NRCS Clinton-Raymond Road project to Triangle Construction Co. as being the lowest and best bid for the base bid of \$71,234.50 and the alternate No. 1 bid of \$45,880.00 for a total bid price of \$117,114.50. The board also gave its approval to the City Engineer to request that NRCS increase their portion of the amount they will pay the City for this project. **MOTION CARRIED UNANIMOUSLY**

APPROVE GIVING THE MAYOR THE AUTHORITY TO SIGN THE ASSURANCES RELATING TO REAL PROPERTY ACQUISITION FORM FOR THE NRCS CLINTON-RAYMOND ROAD PROJECT

Upon presentation by Richard Broome, City Engineer, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Brabham the board approved giving the Mayor the authority to sign the Assurances Relating to Real Property Acquisition form for the NRCS Clinton-Raymond Road project. **MOTION CARRIED UNANIMOUSLY**

OTHER BUSINESS

Dana L Turner of 511 Crosskeys, Clinton, Mississippi appeared before the board for a second time to request that the board rescind the Smoking Ban Ordinance that was passed on July 15, 2008. The board took no action on this request.

ADJOURN 7:28 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 on January 20, 2009 at 7:00 pm. **MOTION CARRIED UNANIMOUSLY**

APPROVED: Rosemary G. Aultman
Rosemary Aultman, Mayor

1-07-2009
Date

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

1-7-2009
Date



CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE:

January 6, 2009

AGENDA ITEM NO.

7

CONSENT AGENDA:

TO:

FOR:

ACCT. NO :

owner contacted

on or before Jan 13

DISCUSSION/ACTION: Unkempt Property
 136 Green Forest Drive
 Wells Fargo Bank

INTRODUCED BY: Tammie Roberson

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other: _____

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: _____

SECONDED BY: _____

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham

Hisaw

Greer

Bishop

Peace

Morgan

Barnett

Mayor Aultman

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

RESOLUTION FOR UNKEMPT 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 136 Green Forest Drive, Clinton, Mississippi, and after full consideration of the matter, Alderman _____ offered the following Resolution:

Resolution of the Mayor and Board of Aldermen of the City of Clinton, Mississippi, determining the necessity for the cleaning of private property located at 136 Green Forest Drive, 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 136 Green Forest Drive, 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 6, 2009, 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, clean the property by cutting weeds, removing rubbish and dilapidated buildings and other debris.

NOW BE IT RESOLVED, 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 136 Green Forest Drive, 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 statutes and ordinances, to clean the property by cutting weeds, removing rubbish and dilapidated buildings and other debris.

3. The Director of Community Development is hereby directed that upon completion of this cleaning that he advise the Mayor and Board of Aldermen of the City of Clinton, Mississippi, of the actual costs incurred in cleaning 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 _____ 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 Alderman for the passage or rejection on roll call vote upon the vote being as follows, to-wit:

Alderman Brabham voted: _____
Alderman Hisaw voted: _____
Alderman Greer voted: _____
Alderman Bishop voted: _____
Alderwoman Peace voted: _____
Alderman Morgan voted: _____
Alderman Barnett voted: _____

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

The foregoing Resolution was approved this the _____ day of _____
2009.

CITY OF CLINTON

BY: _____
ROSEMARY AULTMAN, Mayor

ATTEST:

RUSSELL WALL, City Clerk

(S E A L)

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE:

January 6, 2009

AGENDA ITEM NO. 8

CONSENT AGENDA:

TO:

FOR:

ACCT. NO :

DISCUSSION/ACTION: Unkempt Property
 1623 Twin Oaks
 Veterans Affairs

INTRODUCED BY: Tammie Roberson

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes

Invoice

Other: _____

Ordinance

Plans, Maps

Resolution

Contract

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Peace

SECONDED BY: Barnett

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham

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Hisaw

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☐

Greer

☒

☐

Bishop

☒

☐

Peace

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Morgan

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Barnett

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Mayor Aultman

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AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

RESOLUTION FOR UNKEMPT 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 1623 Twin Oaks, Clinton, Mississippi, and after full consideration of the matter, Alderman PEALE offered the following Resolution: WIMAN

Resolution of the Mayor and Board of Aldermen of the City of Clinton, Mississippi, determining the necessity for the cleaning of private property located at 1623 Twin Oaks, 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 1623 Twin Oaks, 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 6, 2009, 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, clean the property by cutting weeds, removing rubbish and dilapidated buildings and other debris.

NOW BE IT RESOLVED, 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 1623 Twin Oaks, 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 statutes and ordinances, to clean the property by cutting weeds, removing rubbish and dilapidated buildings and other debris.

3. The Director of Community Development is hereby directed that upon completion of this cleaning that he advise the Mayor and Board of Aldermen of the City of Clinton, Mississippi, of the actual costs incurred in cleaning 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 Alderman 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 Bishop voted:	<u>AYE</u>
Alderwoman Peace voted:	<u>AYE</u>
Alderman Morgan voted:	<u>AYE</u>
Alderman Barnett voted:	<u>AYE</u>

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

The foregoing Resolution was approved this the 6th day of JANUARY 2009.

CITY OF CLINTON
BY: Rosemary B. Aultman
ROSEMARY AULTMAN, Mayor

ATTEST:

Russell Wall
RUSSELL WALL, City Clerk



CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: January 6, 2009

AGENDA ITEM NO. **9**

CONSENT AGENDA:

TO:

FOR:

ACCOUNT NO:

INTRODUCED BY:

DISCUSSION/ACTION: Approve an Ordinance of the Mayor and Board of Aldermen the City of Clinton, Mississippi making it unlawful to make false statements to governmental officials.

INTRODUCED BY: Mayor Rosemary Aultman

BOARD ACTION:

MOTION MADE BY: Shen

SECONDED BY: Morgan

VOTE CAST:
TAKEN:

"AYE" "NAY"

ACTION

Brabham
Hisaw
Greer
Bishop
Peace
Morgan
Barnett
Mayor Aultman

<u>"AYE"</u>	<u>"NAY"</u>
☒	☐
☒	☐
☒	☐
☒	☐
☒	☐
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☐	☐

<u>ACTION</u>

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE GIVES THE CLERK TIME TO PREPARE THE AGENDA AND ALSO TO COPY THE AGENDA. PLEASE REMEMBER ALL OF THIS TAKES SOME TIME AND THIS IS WHY WE HAVE THIS DEADLINE. THANKS.

AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI MAKING IT UNLAWFUL TO MAKE FALSE STATEMENTS TO LAW ENFORCEMENT OFFICIALS AND/OR OFFICIALS AND EMPLOYEES OF THE CLINTON PUBLIC SCHOOL SYSTEM, PROVIDING FOR PUNISHMENT FOR SUCH ACTIONS, AND FOR RELATED MATTERS

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI as follows, to-wit:

CHAPTER 1. GENERAL

Section 1. Making false statements to Law Enforcement Officials and/or Officials and Employees of the Clinton Public School System.

It shall be unlawful for any person to willfully and knowingly, whether orally or in writing, make or cause to be made:

- a. to any law enforcement officer of the city in the course of the officer's duties with regard to any criminal investigation or in the institution of criminal charges, any false or fictitious fraudulent statement, or to use any false writing or document.
- b. to any official or employee of the Clinton Public School system in the course of that official's or employee's duties as to the registration or admission of any student to the Clinton Public School system, any false or fictitious or fraudulent statement, or to use any false writing or document to improperly obtain such benefits or services.

Any person so doing will be guilty of the crime of making a false statement, which is created by this section, a misdemeanor and, upon conviction, shall be punished by imprisonment for not more than ninety (90) days, or by fine not to exceed one thousand dollars (\$1,000.00), or by both such fine and imprisonment. Restitution shall be made to the city for all man hours exhausted and expenses incurred due to such false statements or misrepresentations.

This Section shall be effective thirty (30) days from and after the date of its adoption.

ORDAINED, ADOPTED AND APPROVED by the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi at its regular meeting held on the 6th day of January, 2009.

A MOTION for adoption was made by Alderman Greer and SECONDED by Alderman Morgan and the foregoing Ordinance having been first reduced to writing, and no request being made by the Mayor or any member of the Board of Aldermen that the Ordinance be read by the City Clerk, before any 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	AYE
Alderman Hisaw	AYE
Alderman Greer	AYE
Alderman Bishop	AYE
Alderwoman Peace	AYE
Alderman Morgan	AYE
Alderman Barnett	AYE

Whereupon, the Mayor declared the motion carried and Ordinance adopted.

The foregoing Ordinance is approved this the 6th day of January 2009.

CITY OF CLINTON, MISSISSIPPI

By: Rosemary G. Aultman
Rosemary G. Aultman, Mayor

ATTEST:

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



DUPLICATE ON
SCHOOL LETTERHEAD

Date

Dear Parents:

This is to inform you of an Ordinance passed at the regular meeting of the Mayor and Board of Aldermen of the City of Clinton, Mississippi held on January 6, 2009. This ordinance states: If a parent/guardian gives false statements about his/her residence to a government official to enroll children in a Clinton public school, the parent/guardian can be fined up to \$1,000 and /or jailed for a period of not more than six (6) months or both. In addition, restitution shall be made to the City of Clinton for all man-hours exhausted and expenses incurred due to such false statements or misrepresentations.

The schools covered by this ordinance are all schools within the city limits of Clinton. They are: Clinton Park Elementary, Northside Elementary, Eastside Elementary, Lovett Elementary, Clinton Jr. High, Sumner Hill Jr. High and Clinton High School. Please be aware that this ordinance includes families who live out of the city limits of Clinton, but are assigned to any of the above named schools.

In addition to parents who falsify information, this ordinance is also directed at Hinds County residents who knowingly allow their addresses to be used by families who live outside the district. This practice contributes to the burden local taxpayers are paying, in addition to the cost of constructing new facilities to accommodate our growing number of students.

Sincerely,

Principal's Signature

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: January 6, 2009

AGENDA ITEM NO. 10

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION: Appointment of Kathy Peace as Board Liaison for the Main Street Clinton Board.

INTRODUCED BY: Mayor Rosemary Aultman

TELEPHONE: 601-925-6103

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Brabham

SECONDED BY: Hisaw

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Peace
Morgan
Barnett

✓
✓
✓
✓
✓
✓
✓

Mayor Aultman

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CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: January 6, 2009

AGENDA ITEM NO. //

CONSENT AGENDA:

TO:

FOR:

ACCOUNT NO:

INTRODUCED BY:

DISCUSSION/ACTION: Final resolution granting exemption for ad valorem taxes to Gulf States Cannery, Inc. for an additional five years with a true value of \$588,473.34 from January 1, 2009 through December 31, 2013

INTRODUCED BY: Russell Wall, City Clerk

BOARD ACTION:

MOTION MADE BY: Hisaw

SECONDED BY: Greer

VOTE CAST:
TAKEN:

"AYE"

"NAY"

ACTION

Brabham

✓

✓

Hisaw

✓

Greer

✓

Bishop

✓

Peace

✓

Morgan

✓

Barnett

✓

Mayor Aultman

✓

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE GIVES THE CLERK TIME TO PREPARE THE AGENDA AND ALSO TO COPY THE AGENDA. PLEASE REMEMBER ALL OF THIS TAKES SOME TIME AND THIS IS WHY WE HAVE THIS DEADLINE. THANKS.

**FINAL RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF CLINTON, MISSISSIPPI GRANTING EXEMPTION
FROM AD VALOREM TAXES**

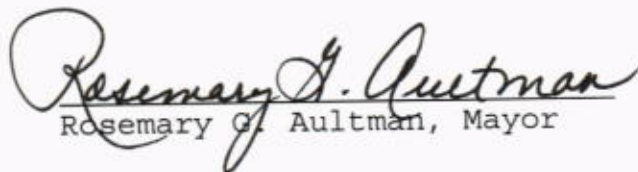
The Mayor and Board of Aldermen next took up for consideration the matter of granting tax exemption from ad valorem taxes for Gulf States Cannery, Inc. and the following Resolution, being first reduced to writing, was introduced:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY
OF CLINTON, MISSISSIPPI, GRANTING **FINAL APPROVAL** OF AD
VALOREM TAX EXEMPTION FOR AN ADDITIONAL FIVE-YEAR PERIOD TO
GULF STATES CANNERS, INC., AS AUTHORIZED BY SECTION 27-31-
101, ET SEQ., OF THE MISSISSIPPI CODE OF 1972, AS AMENDED.

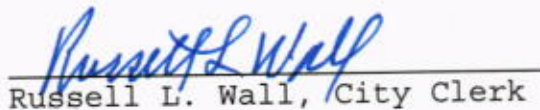
Whereas Gulf States Cannery, Inc. is authorized to do business and is doing business in Clinton, Hinds County, Mississippi, filed with the Mayor and Board of Aldermen of Clinton, Mississippi, an application for exemption from ad valorem taxes, except State and Clinton Public School District, for an initial period of five years as authorized by Section 27-31-101, et seq., of the Mississippi Code of 1972, as amended, said Application having been approved by this body for submission to the Mississippi State Tax Commission which in turn certified that the properties described in the Application are eligible for exemption in accordance with the provisions of the aforementioned Section;

Now, therefore, it is ordered by the Mayor and Board of Aldermen, Clinton, Mississippi, that the Application of Gulf States Cannery, Inc. is hereby approved and that the property described in Exhibit "A" to the Application with a true value of \$588,473.34 is exempt from all ad valorem taxation, except State and Clinton Public School District taxation, for an additional five-year period beginning January 1, 2009 and ending December 31, 2013.

So ordered, this the 6th day of JANUARY, 2009


Rosemary G. Aultman, Mayor

ATTEST:


Russell L. Wall, City Clerk

(SEAL)



RECEIVED
OCT 08 2008

OFFICE OF THE CITY CLERK
CITY OF CLINTON

APPLICATION OF GULF STATES CANNERS, INC.,
FOR AN EXTENSION OF AN EXEMPTION
FROM AD VALOREM TAXES FOR AN ADDITIONAL FIVE YEARS
BEGINNING JANUARY 1, 2009, AND ENDING DECEMBER 31, 2013

TO THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, HINDS
COUNTY, MISSISSIPPI:

Gulf States Canners, Inc., files this its Application in quadruplicate for a continuation of the exemption from ad valorem taxation on the hereinafter described equipment and respectfully represents unto the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, as follows:

(1)

Applicant, Gulf States, Canners, Inc., is a Mississippi corporation domiciled in the City of Clinton, Hinds County, Mississippi, where it has continuously operated as a manufacturer and processor as contemplated by the pertinent laws of the State of Mississippi, particularly Title 27, Chapter 31, Mississippi Code of 1972. Applicant began its operations in Hinds County in 1972.

(2)

By Final Resolution of this Board dated _____, this Board granted a five (5) year ad valorem tax exemption, except state and School District ad valorem taxes, for a period of five (5) years from December 31, 2003, and ending on the 30th day of December, 2008, which exemption covered the equipment described in Exhibit "A" hereto and made a part hereof for all purposes and the raw materials and work in process used in connection with or produced by said equipment.

(3)

The subject exemption was granted to Applicant for the said five (5) year period with the understanding that the Applicant could apply for the additional five (5) years for which provision

is made in Section 27-31-105 of the Mississippi Code of 1972, as amended.

(4)

Applicant further requests ad valorem tax exemption, except for School District taxes, for the above described period for finished goods and manufactured products owned by or remaining in the hands of Applicant at its plant in the Clinton Industrial Park as authorized by Section 27-31-7 of the Mississippi Code of 1972. *Handwritten signature*

(5)

Applicant employs at its plant in the Clinton Industrial Park approximately one hundred and four (104) employees with an estimated annual payroll of \$3,656,965.00. Additionally, the operations of the Applicant have created numerous additional jobs for firms in Hinds County, Mississippi, supplying trucking services for the transportation of Applicant's products and other services required in the conducting of Applicant's business.

(5)

Applicant employs at its plant in the Clinton Industrial Park approximately one hundred and four (104) persons, of which sixty percent (60%) reside in Hinds County.

(6)

Applicant has fulfilled and will continue to fulfill the requirements of this Board entitling Applicant to an extension of the exemption herein sought.

Wherefore, Applicant prays that this Board will enter a finding extending Applicant's exemption on the equipment described in Exhibit "A" for a period beginning January 1, 2009, and ending December 31, 2013, ~~and further extending Applicant's exemption on the raw materials and~~

~~work in process used in connection with or produced by the within described equipment, and the finished goods and manufactured products owned by or remaining in the hands of Applicant at its plant in the Clinton Industrial Park as authorized by Section 27-31-7 of the Mississippi Code of 1972.~~ *Am/08*

Respectfully submitted, this the 12 day of August, 2008.

GULF STATES CANNERS, INC.

BY: *Randy Lee*
Randy Lee, General Manager

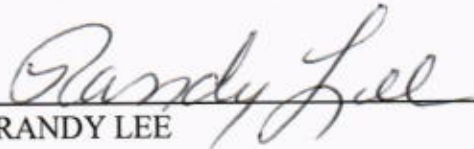
Marion Smith
MARION SMITH-MSB #7628
TRULY, SMITH & LATHAM, P.L.L.C.
P.O. BOX 1307
NATCHEZ, MS 39121
(601) 442-6495
ATTORNEYS FOR APPLICANT,
GULF STATES CANNERS, INC.

STATE OF MISSISSIPPI
COUNTY OF HINDS

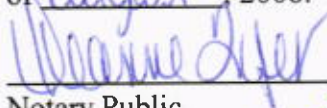
Personally came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, RANDY LEE, who being by me first placed on oath, deposes and says:

Affiant is the duly constituted, acting and serving General Manager of Gulf States Canners, Inc., the Applicant named in the above and foregoing Application for extension of tax exemption addressed to the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, and as such, is duly authorized to execute, file and present this Application on behalf of the Corporate Applicant.

All of the matters and facts set forth in the above and foregoing Application are true and correct as therein stated.


RANDY LEE

Sworn to and subscribed
before me, this the 12 day
of August, 2008.


Notary Public



MY COMMISSION EXPIRES

EXHIBIT "A"

<u>ASSET #</u>	<u>ASSET NAME</u>	<u>AMOUNT</u>
20184	MICROLAB	\$17,379.97
20186	NETWORK SYSTEM UPGRADE	13,064.38
20187	STAINLESS STEEL	9,744.00
20188	STEAM FILTRATION WATER	7,104.14
20189	REFIT CAN LINE FLOOR	13,551.47
20190	TRACKMOBILE	99,317.75
20191	TNEMEC L1 FLOOR COATING	19,327.63
20192	COMMON-BASE-FILLER L1	14,835.55
20193	MICRO SAMPLING VALVES	4,529.52
20194	JEFCOAT SECURITY FENCE	3,064.48
20195	TENNANT FLOOR SCRUBBER	41,962.32
20196	CTAINLESS VACPUMPMBLEND 2	7,924.15
20197	REPAIR RAILRPAD SPUR	47,038.15
20198	SAFETY COMPUTER	984.55
20199	RINSERS TWIST	86,099.14
20200	PAI PULL DOWN FINGERS	25,375.00
20201	LAB COMPRESSOR	2,100.52
20203	SUGAR STEAM LINES	27,651.75
20204	FLOOR	18,418.95
20205	DRAINS	2,804.45
20206	BNB UNICORN CODER	1,846.71
20208	SLAB 7	3,600.00
20209	SLAB 6	5,075.40
20210	SLAB 5	5,085.00
20211	SLAB 4	5,085.00
20212	SLAB 3	5,085.00
20213	SLAB 2	6,041.37
20214	SLAB 1	2,400.00
20217	NETWORK SERVER	6,327.12
20218	L1 EMPTY CAN CONVEYOR	75,827.33
20220	TRAY PACKER CONVERSION	<u>9,822.54</u>
TOTAL		\$588,473.34

~~RAW MATERIALS ESTIMATED NOT TO EXCEED \$2,000,000.00.~~

Handwritten signature

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE:

January 6, 2009

AGENDA ITEM NO. 12

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.:

DISCUSSION/ACTION: Request to purchase 2008 Chevrolet Silverado 1500 Extended Cab Truck

INTRODUCED BY: Jerry Bounds

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes

Invoice

Other: _____

Ordinance

Plans, Maps

Resolution

Contract

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Peace

SECONDED BY: Bishop

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham

✓

Hisaw

✓

Greer

✓

Bishop

✓

Peace

✓

Morgan

✓

Barnett

✓

Mayor Aultman

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

STANDARD/OPTIONAL EQUIPMENT FORM

DESCRIPTION: Truck, Pick-up, 1/2 Ton, Standard SWB, Ext Cab, 2 WD

VENDOR: Rogers Dabbs Chevrolet

ITEM NO.: 070-48-52300-0

MAKE/MODEL Silverado 1500 Ext

ENGINE: 4.8L V-8

PRICE INCLUDING STATE INSPECTION STICKER AND TITLE FEE: \$ 19,183.00

Page 38 of 76

Contract No: 070-81-21367-0 E-Mail: maccars@rogersdabbs.com

Rogers-Dabbs Chevrolet Hummer

1501 W. Government Street Phone: 601-825-2277

Brandon, MS 39042 Toll Free: 800-489-2070

Pat McCarthy Fax: 601-825-9031

LIST FACTORY COLORS AVAILABLE AT NO CHARGE:

Dark Cherry Met.
 Graystone Met.
 Imperial Blue Met.
 Black
 Blue Granite Met.

White
 Silver Birch Met.
 Deep Ruby Met.
 Victory Red

ITEM	REQ.	OPTION	DEALER	OPTION	CODE	COST	CODE
List optional engines:							
4.3L V6 195 HP			LU4			-\$784.35	
5.3L V8 315 HP			LY5			\$498.00	
Air Conditioning			INC				
Braking System, Anti-Lock			INC				
Bumper, Rear Step			INC				
Clock, Digital			INC				
Headliner, Cloth			INC				
Radio, AM/FM			INC				
Driver & Pass Air Bag			INC				
Pwr Windows/Locks/Tilt/Cruise			INC				
Transmission, 4-speed Auto			INC				
Daytime Running Lights			INC				
Stability Control System & Traction Control			INC				
Cloth 40/20/40 Split Bench			88V			N/C	
Trailer Tow Package			Z82			\$560.25	
Axle, 3.73			GT4			\$83.00	
Carpet w/Floor Mats			B30			\$83.00	

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: 1-06-2009

AGENDA ITEM NO. 13

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION: Public Works New Vehicle Purchase

INTRODUCED BY: Mike Parker, Public Works Director TELEPHONE: 601-924-2239

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Barnett

SECONDED BY: Brabham

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Peace
Morgan
Barnett

✓
✓
✓
✓
✓
✓
✓

Mayor Aultman

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

City of Clinton Mississippi

Department of Public Works

Mike Parker, Director

Vehicles

Street Department

Ford F-250 ¾ ton crew cab for the right of way crew \$18,945.00, budgeted \$17,500.00. The price of vehicles has increased since the budget was completed.

Water & Sewer

Budgeted \$35,000.00

1 Ford Ranger regular cab pick up \$11,743.00

2 Ford Rangers extended cab pick up \$13,600.00

I need to add the amounts below to the following departments.

Street Budget \$1445.00

Water Sewer Budget \$3943.00

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: 1-06-2009

AGENDA ITEM NO. 14

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION: Waste Management Renewal Contract

INTRODUCED BY: Mike Parker, Public Works Director TELEPHONE: 601-924-2239

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Bishop

SECONDED BY: Morgan

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Peace
Morgan
Barnett

✓
✓
✓
✓
✓
✓
✓

Mayor Aultman

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

**WASTE MANAGEMENT**

1450 Country Club Drive
Jackson, MS 39209-2573
(601) 922-9647
(601) 923-5134 Fax

December 17, 2008

Mr. Mike Parker
City of Clinton
Public Works Director
527 Springridge Road
Clinton, MS 39060

Dear Mr. Parker:

Pursuant to the terms of our contract, Section 11, Rates, we are submitting for your review the annual CPI calculation for the December 1, 2008 rate adjustment. I have included with this letter a copy of the U.S. Department of Labor, Bureau of Labor Statistics, Consumer Price Index for Urban Wage Earners and Clerical Workers (All items.) The calculation of the CPI increase is as follows:

	All items
November 2007	205.891
November 2008	<u>207.296</u>
Change	1.405
CPI adjustment	0.68 %

The rate calculation effective December 1, 2008 is as follows:

Current rate	\$12.75
CPI Increase	<u>.09</u>
New Rate	\$12.84

Your next invoice will reflect the change. We are very proud to list the City of Clinton as one of our valued customers.

Best regards,

Buford Clark
Municipal Marketing Manager

From everyday collection to environmental protection, Think Green® Think Waste Management.

City of Clinton

MAS Acct 780-17652
City of Clinton
Clinton City Clerk
300 Jefferson Street
Clinton, MS 39060

Section 11. Rates

December 1st Rate Modification Date

Bureau of Labor Statistics, US City Average, Consumer Price Index for Urban Wage Earners and Clerical Workers (CPI-W) - All Items
Index Value for 1st month prior to commencement - November

As soon as possible after Rate Modification Date:

- i. Index value on 1st full month prior to commencement of contract
- ii. index value on rate modification date preceding the date of statement
- iii. net percentage change
- v. increase or decrease in fees

Current Rates

Households \$ 12.75

of Units

Households 8,200

Current Charges

Households \$ 104,550.00

CPI - W Urban Wage Earners and Clerical Workers

		All Items	
i.	CPI - W	205.891	Index Value 1st full month prior to commencement - November 2007
	CPI - W	207.296	Index Value on rate modification date preceding date of statement - November 2008
iii.	% Change	0.68%	

iv. Increase in Fees - Effective December 1, 2008

	Old Rate	CPI % Increase	Increase Amount	New Rate
Households	\$ 12.75	0.68%	\$ 0.09	\$ 12.84
Households	\$ 12.84		8,200	\$ 105,288.00

\$ 738.00 Increase/Month

8,856.00 Annual Increase

7,084.80 2009 Planned Increase



U.S. Department of Labor

www.bls.gov

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Bureau of Labor Statistics

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[A - Z Index](#)
|
[About BLS](#)

Databases, Tables & Calculators by Subject

FONT SIZE:

 Change
Output
Options:
From: To: ☐ include graphs **NEW!**[More Formatting Options](#)

Data extracted on: December 17, 2008 (9:53:53 AM)

Consumer Price Index - Urban Wage Earners and Clerical Workers

Series Id: CWUR0000SA0, CWUS0000SA0

Not Seasonally Adjusted

Area: U.S. city average**Item:** All items**Base Period:** 1982-84=100

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct
2006	194.0	194.2	195.3	197.2	198.2	198.6	199.2	199.6	198.4	197.0
2007	197.559	198.544	200.612	202.130	203.661	203.906	203.700	203.199	203.889	204.338
2008	206.744	207.254	209.147	210.698	212.788	215.223	216.304	215.247	214.935	212.182

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CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: 01/06/08 AGENDA ITEM NO. 15

CONSENT AGENDA: _____ TO: Mel Luna Saw Company

FOR: _____

ACCT. NO.: 001-305-730-0

DISCUSSION/ACTION: For two (2) Exmark mowers LXS35BV665 through State Contract #5-515-21361 @ \$9,008.23 each.

INTRODUCED BY: _____ TELEPHONE: _____

EXHIBITS FOR REVIEW:

Minutes _____	Invoice _____	Other _____
Ordinance _____	Plans, Maps _____	
Resolution _____	Contract _____	

RECOMMENDATION: _____

BOARD ACTION: _____ MOTION MADE BY: Kren

SECONDED BY: Peace

VOTE CAST: "AYE" "NAY" ACTION TAKEN:

Brabham	☒	_____	_____
Hisaw	☒	_____	_____
Greer	☒	_____	_____
Bishop	☒	_____	_____
Peace	☒	_____	_____
Morgan	☒	_____	_____
Barnett	☒	_____	_____

Mayor Aultman _____

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

ATTN: SHANE



Mel Luna Saw Company

1250 Dewey Street
Jackson, MS 39209

601-353-8392 • Fax: 601-353-8394



☐ SERVICE ☐ INSTALL		☐ PICK UP ☐ DELIVER		PHONE 925-6101	REPAIR IN ☐ HOME ☐ SHOP	DATE OF ORDER 10/28/08
NAME City of Clinton					DATE PROMISED	
ADDRESS Park & Recreation					APARTMENT	
CITY					DATE OF ORIG. INSTAL.	
MAKE		MODEL		SERIAL NO.		☐ ESTIMATE ☐ WARRANTY ☐ CONTRACT ☐ CASH ☐ CHARGE ☐ C.O.D.
NATURE OF SERVICE REQUEST  Pine Gate						

[illegible]

SERVICE PERFORMED	Above prices good three state cont #5-515-21361 subject to change without notice!!		TOTAL MATERIAL	18016	46
			TECHNICAL SERVICE TIME		
			TAX		
Thank You!	DATE COMPLETED	CASH ON COMPLETION OF WORK →	TOTAL	18016	46

INVOICE COPY

I hereby accept above performed service, and charges, as being satisfactory and acknowledge that equipment has been left in good condition.

TOTAL \$18,016. $\frac{46}{2}$

Technician

Customer's Signature

001-305-730-0

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: January 6, 2009

AGENDA ITEM NO. 16

CONSENT AGENDA:

TO:

FOR:

No action on this item
ACCT. NO.

DISCUSSION/ACTION: Consideration of final plat for Oakwood Glen Subdivision

INTRODUCED BY: Richard L. Broome, City Engineer

TELEPHONE: 601-925-6102

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY:

SECONDED BY:

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Peace
Morgan
Barnett

Mayor Aultman

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: January 6, 2009

AGENDA ITEM NO. 17

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION: Recommendation of Rating Committee for the Roadway Safety-Sign Project

*for engineering services
consulting engineer
Muel. Schaefer
Engineering*

INTRODUCED BY:

TELEPHONE:

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: *Brabham*

SECONDED BY: *H. Greer*

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Peace
Morgan
Barnett

✓
✓
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✓

Mayor Aultman

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: January 6, 2009 AGENDA ITEM NO. 18

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION: Change Order #4 for Quisenberry Library

INTRODUCED BY: Richard L. Broome, City Engineer TELEPHONE: 601-925-6102

EXHIBITS FOR REVIEW:

Minutes	Invoice	Other:
Ordinance	Plans, Maps	_____
Resolution	Contract	_____

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Peace

SECONDED BY: Brabham

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
Brabham	✓	_____	_____
Hisaw	✓	_____	_____
Greer	✓	_____	_____
Bishop	✓	_____	_____
Peace	✓	_____	_____
Morgan	✓	_____	_____
Barnett	✓	_____	_____
Mayor Aultman	_____	_____	_____

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.



P O Box 14027
Jackson, MS 39236
(601) 933-1990
(601) 933-1960 fax

CHANGE ORDER

To: City Of Clinton

CO#: 004	December 02, 2008
Quisenberry Library Clinton, MS	
JBHM # 04055A	Laws # 4114
Date of Existing Contract: September 5, 2008	

We hereby agree to make the following changes:

Removal from site all trees felled by Entergy (on site proper and not those at Northside Drive)
This includes grinding of stumps and spreading chips

Delta Construction	20,500.00
Laws mark up 10%	2,050.00
MS sales tax	<u>816.00</u>
Total this request	23,366.00

We agree hereby to make the changes specified above at this price:		ADD	23,366.00
		Previous Contract Amount:	6,731,184.00
		Revised Contract Amount:	6,754,550.00

The above prices and specifications of this Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in the original contract unless otherwise stipulated:

ACCEPTED: _____ John W Phillips

Date: _____ 12/05/08

ACCEPTED: _____

Date: _____

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: January 6, 2009

AGENDA ITEM NO. 19

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION: Consideration of bids for NRCS Clinton-Raymond Road Project

*Triangle Construction Co.
both here and not allowed
request NRCy to increase
their budget on
85% 15%*

INTRODUCED BY: Richard L. Broome, City Engineer

TELEPHONE: 601-925-6102

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Hisaw

SECONDED BY: Hisaw

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Peace
Morgan
Barnett

✓
✓
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✓
✓
✓
✓

Mayor Aultman

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

BID TABULATION FOR CITY OF CLINTON WORK 2008-202-00									
ITEM NO.		ITEM DESCRIPTION		ITEM UNIT	EST. QTY.	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
01055-A1		Mobilization	LS	1		0.00	4,300.00		
01570-A1		Maintenance of Traffic	LS	1		1500.00	1,500.00		
02200-A1		Undersized Excavation (PM)	CY	165		12.00	1,980.00		
02200-A2		Contractor Furnished Borrow (LVM)	CY	65		12.00	780.00		
02231-A1		Class 1 Non-woven Geotextile Fabric	SY	900		3.00	2,700.00		
02370-A1		Erosion Control	ACRE	1		3500.00	3,500.00		
02543-A1		Rock Riprap 200#	TON	580		45.00	26,550.00		
02545-A1		Concrete Grout	CU	3		150.00	450.00		
02545-A2		48" Concrete Drop Inlet	LS	3		2800.00	8,400.00		
02525-A3		Relocate Existing 36" x 24" RCP	LF	48		25.00	1,200.00		
02525-A4		Install 48" RCP	LF	8		155.00	1,240.00		
02525-A5		Install 36" x 24" ARCP	LF	312		116.00	36,192.00		
TOTAL BASE BID							\$89,842.00		
ADD ALTERNATE NO. 1									
02101-B1		Clearing & Grubbing	LS	1		0.00	400.00		
02200-B1		Undersized Excavation (PM)	CY	200		6.00	1,200.00		
02200-B2		Contractor furnished Borrow (LVM)	CY	150		18.00	2,700.00		
02370-B1		Erosion control	ACRE	0.25		3500.00	875.00		
02525-B1		Relocate Existing concrete Pipe	LF	35		50.00	1,750.00		
02525-B2		Install 15" RCP	LF	1		48.00	48.00		
02525-B3		Install 30" RCP FES	EA	1		950.00	950.00		
02525-B4		Install 24" x 15" ARCP	LF	110		95.00	10,450.00		
02525-B5		Install 58" x 36" ARCP	LF	172		175.00	30,100.00		
02525-B6		Install 4" x 4" Drop Inlet	EA	2		2800.00	5,600.00		
02525-B7		Install 8" x 6" Junction Box	EA	1		4500.00	4,500.00		
02525-B8		Install 10" x 12" Junction Box (Poured in Place)	EA	1		7800.00	7,800.00		
TOTAL ADD ALTERNATE NO. 1							66,805.00		
TOTAL BASE BID PLUS ALTERNATE NO. 1							156,647.00		
TOTAL BASE BID									
TOTAL ADD ALTERNATE NO. 1									
TOTAL BASE BID PLUS ALTERNATE NO. 1							156,647.00		

* corrected mathematical error
This is a certified tabulation of the bids received on December 18, 2008 at 10:00 a.m.
for the City of Clinton - 2008 NRCS EWP Utility Project

Williford, Gearhart & Knight Engineers, Inc.
Engineers & Surveyors



BID TABULATION FOR CITY OF CLINTON WG# 2008-282-00										Engineer's Estimate WGK Engineers, Inc. Clinton, Ms 39305	Thornton Construction, Co., Inc. 115 Bragg Street Brandon, MS 39647	Greenbrier Digging Service 1941 Highway 556 NW Brookhaven, MS 38601	Broom, LLC P. O. Box 16147 Hattiesburg MS 39404-6147	Unicon Inc. 976 HWY 469 North Pearl, MS 39206-0023
ITEM NO.	ITEM DESCRIPTION	ITEM UNIT	EST. QTY.	PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	
01055-A1	Mobilization	LS	1	0.00	4,300.00	-	3,740.50	-	3,000.00	-	19,862.50	-	2,500.00	
01570-A1	Maintenance of Traffic	LS	1	1500.00	1,500.00	2,070.00	2,070.00	2,000.00	2,000.00	4,625.00	4,625.00	5,900.00	5,900.00	
02000-A1	Underslotted Excavation (PM)	CY	165	12.00	1,980.00	8.30	1,369.50	10.00	1,650.00	14.30	2,369.50	17.75	2,928.75	
02200-A2	Contractor Furnished Borrow (LVM)	CY	65	12.00	780.00	12.40	806.00	12.00	780.00	15.25	991.25	23.50	1,527.50	
02231-A1	Class I Non-woven Geotextile Fabric	SY	800	3.00	2,700.00	2.30	2,070.00	1.50	1,350.00	2.50	2,250.00	5.75	5,175.00	
02370-A1	Erosion Control	ACRE	1	3500.00	3,500.00	5,180.00	5,180.00	1,200.00	1,200.00	1,920.00	1,920.00	4,450.00	4,450.00	
02543-A1	Rock Riprap 200#	TON	590	45.00	26,550.00	46.50	27,435.00	65.00	38,350.00	59.90	35,341.00	53.00	31,270.00	
02545-A1	Concrete Grout	CY	10	150.00	1,500.00	135.00	1,350.00	130.00	9,000.00	195.00	1,950.00	175.00	1,750.00	
02545-A2	48" Concrete Drop Inlet	LS	3	2800.00	8,400.00	2,590.00	7,770.00	3,000.00	9,000.00	2,687.50	8,062.50	3,175.00	9,525.00	
02525-A3	Relocate Existing 36" x 24" RCP	LF	48	25.00	1,200.00	93.00	4,464.00	40.00	1,920.00	31.00	1,488.00	70.50	3,364.00	
02525-A4	Install 48" RCP	LF	8	155.00	1,240.00	155.00	1,240.00	135.00	1,080.00	199.50	1,596.00	150.00	1,200.00	
02525-A5	Install 36" x 24" ARCP	LF	312	116.00	36,192.00	98.00	30,576.00	75.00	23,400.00	84.00	26,208.00	94.00	29,328.00	
TOTAL BASE BID					\$89,642.00	*	88,071.00		85,030.00	*	106,653.75		98,938.25	
ADD ALTERNATE NO. 1														
02101-B1	Clearing & Grubbing	LS	1	0.00	400.00	-	2,580.00	-	2,000.00	14.30	1,868.00	-	10,000.00	
02200-B1	Underslotted Excavation (PM)	CY	200	6.00	1,200.00	8.30	1,660.00	15.00	3,000.00	15.25	2,860.00	17.75	3,560.00	
02200-B2	Contractor furnished Borrow (LVM)	CY	150	18.00	2,700.00	12.40	1,860.00	15.00	2,250.00	2,287.50	2,287.50	23.50	3,525.00	
02370-B1	Erosion control	ACRE	0.25	3500.00	875.00	5,180.00	1,295.00	1,200.00	300.00	1,920.00	480.00	4,450.00	1,112.50	
02525-B1	Relocate Existing concrete Pipe	LF	35	50.00	1,750.00	62.00	2,170.00	10.00	350.00	31.00	1,085.00	70.50	2,467.50	
02525-B2	Install 15" RCP	LF	10	48.00	480.00	41.40	414.00	30.00	300.00	67.18	671.80	59.00	580.00	
02525-B3	Install 30" RCP FES	EA	1	950.00	950.00	780.00	780.00	1,000.00	1,000.00	1,053.75	1,053.75	1,116.25	1,116.25	
02525-B4	Install 24" x 15" ARCP	LF	110	95.00	10,450.00	72.00	7,920.00	75.00	8,250.00	72.00	7,920.00	83.00	9,130.00	
02525-B5	Install 58" x 36" ARCP	LF	172	175.00	30,100.00	160.00	27,520.00	175.00	30,100.00	150.00	25,800.00	175.00	30,100.00	
02525-B6	Install 4" x 4" Drop Inlet	EA	2	2800.00	5,600.00	2,590.00	5,180.00	3,000.00	6,000.00	2,737.00	5,474.00	3,300.00	6,600.00	
02525-B7	Install 8" x 8" Junction Box	EA	1	4500.00	4,500.00	6,850.00	6,850.00	10,000.00	10,000.00	6,300.00	6,300.00	9,100.00	9,100.00	
02525-B8	Install 10" x 12" Junction Box (Poured in Place)	EA	1	7800.00	7,800.00	8,230.00	8,230.00	15,000.00	15,000.00	11,871.00	11,871.00	11,750.00	11,750.00	
TOTAL ADD ALTERNATE NO. 1					66,805.00		66,459.00		78,550.00		67,691.05		89,041.25	
TOTAL BASE BID PLUS ALTERNATE NO. 1					156,647.00		154,530.00		163,580.00	*	174,344.80		187,979.50	



NOTICE OF AWARD

To: Triangle Construction Co., Inc.
P. Box Box 6903
Clinton, MS 39056

FOR: City of Clinton

PROJECT TITLE: 2008 NRCS EWP Utility Project
WGK# 2008-282-00

The OWNER has considered the BID submitted by you for the above described WORK in response to its Advertisement for Bids dated December 18, 2008 and information for Bidders.

You are hereby notified that your BASE BID has been accepted for items in the amount one hundred seventeen thousand one hundred fourteen and fifty (\$117,114.50). You are required by the Information for Bidders to execute the Agreement and furnish the required CONTRACTOR'S Performance BOND, Payment BOND and certificates of insurance with ten (10) calendar days from the date of the Notice to you.

If you fail to execute said Agreement and to furnish said BONDS, with ten (10) days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER'S acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such rights as may be granted by law.

Your are required to return an acknowledge copy of the NOTICE OF AWARD to the OWNER.

Dated this _____ day of _____, 20____

City of Clinton

Rosemary Aultman, Mayor

ACCEPTANCE OF NOTICE

Receipt of the above NOTICE OF AWARD is hereby acknowledged

By _____

This the _____ day of _____, 20____

By _____

Title _____

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: January 6, 2009 AGENDA ITEM NO. 20

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION: Assurance Related to Real Property Acquisitions – NRCS Clinton-Raymond Road Project

INTRODUCED BY: Richard L. Broome, City Engineer TELEPHONE: 601-925-6102

EXHIBITS FOR REVIEW:

Minutes	Invoice	Other:
Ordinance	Plans, Maps	_____
Resolution	Contract	_____

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: H. Greer

SECONDED BY: Brabham

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
Brabham	☒	_____	_____
Hisaw	☒	_____	_____
Greer	☒	_____	_____
Bishop	☒	_____	_____
Peace	☒	_____	_____
Morgan	☒	_____	_____
Barnett	☒	_____	_____
Mayor Aultman	_____	_____	_____

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

ASSURANCES RELATING TO
REAL PROPERTY ACQUISITION

- A. **PURPOSE** - This form is to be used by sponsor(s) to provide assurances to the Natural Resources Conservation Service of the U.S. Department of Agriculture which is required in connection with the installation of project measures which involve Federal financial assistance furnished by the Natural Resources Conservation Service.
-

B. PROJECT MEASURES COVERED

Name of project: CLINTON RAYMOND ROAD, CITY OF CLINTON, MS

Identity of improvement or development: BANK STABILIZATION ADJACENT TO
CLINTON RAYMOND ROAD, CLINTON, MS

Location: CLINTON RAYMOND ROAD, CITY OF CLINTON, MS

C. REAL PROPERTY ACQUISITION ASSURANCE -

This assurance is applicable if real property interests were acquired for the installation of project measures, and/or if persons, businesses, or farm operations were displaced as a result of such installation; and this assurance was not previously provided for in the watershed, project measure, or other type of plan.

If this assurance was not previously provided, the undersigned sponsor(s) hereby assures they have complied, to the extent practicable under State law, with the requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act (42 U.S.C. 4601-4655), as implemented in 7 C.F.R. Part 21. Any exceptions taken from the real property acquisition requirements under the authority of 42 U.S.C. 4655 because of State law have been or is hereby furnished to the Natural Resources Conservation Service along with the opinion of the Chief Legal Officer of the State containing a full discussion of the facts and law furnished.

D. ASSURANCE OF ADEQUACY OF REAL PROPERTY RIGHTS -

The undersigned sponsor(s) hereby assures that adequate real property rights and interests, water rights if applicable, permits and licenses required by Federal, State, and local law, ordinance or regulation, and related actions have been taken to obtain the legal right to install, operate, maintain, and inspect the above described project measures, except for structures or improvements that are to be removed, relocated, modified, or salvaged before and/or during the installation process.

This assurance is given with the knowledge that sponsor(s) are responsible for any excess costs or other consequences in the event the real property rights are found to be inadequate during the installation process.

Furthermore, this assurance is supported by an attorney's opinion attached hereto that certifies an examination of the real property instruments and files was made and they were found to provide adequate title, right, permission and authority for the purpose(s) for which the property was acquired.

If any of the real property rights or interests were obtained by condemnation (eminent domain) proceedings, sponsor(s) further assure and agree to prosecute the proceedings to a final conclusion and pay such damages as awarded by the court.

CITY OF CLINTON, MS

By: Rosemary G. Avitman

Title: ROSEMARY G. AVITMAN, MAYOR

Date: JANUARY 7, 2009



This action is authorized at an official meeting of the MAYOR AND BOARD OF ALDERMEN on 6th day of JANUARY 20 09, at CLINTON, MS State of Mississippi.

Annitha Wall
(signature)

City CLERK
(title)