CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, AUGUST 18, 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 Barnett followed by the pledge of allegiance to the flag led by Alderwoman Peace.

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

RECOGNITION

The Mayor declared by proclamation Thursday August 20, 2009 as City Employee Recognition Day.

PUBLIC HEARING

A public hearing was held to determine the request by Ben Walker to close/abandon Spring Street. No one from the public made any comments and the public hearing was adjourned.

APPROVAL OF CONSENT AGENDA ITEMS A - G

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

APPROVAL OF THE LEASE-PURCHASE BID FROM REGIONS EQUIPMENT FINANCE CORPORATION FOR A 2009 1250 GPM FIRE APPARATUS (PUMPER) TRUCK

Upon presentation by Russell Wall, City Clerk, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Barnett the board approved the lease-purchase bid from Regions Equipment Finance Corporation for 3.89% for ten (10) years as being the lowest and best bid for a 2009 1250 GPM Fire Apparatus (Pumper) Truck for the Fire Department. Copies of the bids are on file with the City Clerk. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF AN ORDINANCE TO CLOSE/ABANDON SPRING STREET

Upon presentation by Ken Dreher, City Attorney, **MOTION** made by Alderman Morgan and **SECONDED** by Alderwoman Peace the board approved an ordinance to close/abandon Spring Street. The ordinance is on file with the City Clerk. **MOTION CARRIED UNANIMOUSLY**

UNKEMPT PROPERTY LOCATED AT 1703 MELROSE PLACE

Upon presentation by Tammie Roberson, Compliance Officer, **MOTION** made by Alderwoman Peace and **SECONDED** by Alderman Brabham the board approved a resolution determining the necessity for the cleaning of private property located at 1703 Melrose Place, 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**

ADJOURN 7:16 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 September 1, 2009 at 7:00 pm. **MOTION CARRIED UNANIMOUSLY**

APPROVED: *Rosemary D. Aultman* — August 19, 2009
Rosemary Aultman, Mayor — Date

ATTEST: *Russell L Wall* — august 19, 2009
Russell L. Wall, City Clerk — Date

CITY OF CLINTON OFFICIAL SEAL MISSISSIPPI

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

PASTE PROOF HERE

C19341
CITY OF CLINTON-LEGALS,
0200246737
Spring Street Closing Hearing

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN TO THOSE PARTIES IN INTEREST THAT THERE WILL BE A PUBLIC HEARING ON AUGUST 18, 2009 AT 7:00 P.M. IN THE MUNICIPAL ROOM OF THE POLICE BUILDING, 305 MONROE STREET, CLINTON, MISSISSIPPI, FOR THE PURPOSE OF DETERMINING WHETHER OR NOT SPRING STREET SHALL BE ABANDONED AND CLOSED.

A public hearing will be held on August 18, 2009 at 7:00 p.m. in reference to the closing/abandonment of Spring Street as shown on the plat of the Town of Clinton, Mississippi, a copy of which is recorded in the Plat Book 2, Page 43, Hinds County First District.

APPROVED:
Mayor Rosemary Aultman

ATTEST:
City Clerk Russell Wall

July 31, 2009

0200246737-01

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

ANN MIDDEKE

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

7/31/2009

Size: 146 words / 2.00 col. x 24.00 lines
Published: 1 time(s)
Total: $26.02

Signed Ann Middeke
Authorized Clerk of
The Clarion-Ledger

SWORN to and subscribed before me on 7/31/2009.

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

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: August 18, 2009 AGENDA ITEM NO. 7

CONSENT AGENDA: TO:

FOR:

ACCOUNT NO:

INTRODUCED BY:

DISCUSSION/ACTION: Approval of the lease-purchase bid from Regions Equipment Finance Corporation for a 2009 1250 GPM Fire Apparatus (Pumper) Truck.

INTRODUCED BY: Russell Wall, City Clerk

BOARD ACTION: MOTION MADE BY: Hisaw

SECONDED BY: Barnett

VOTE CAST: TAKEN:	"AYE"	"NAY"	ACTION
Brabham	✓		
Hisaw	✓		
Greer	✓		
Barnett	✓		
Peace	✓		
Morgan	✓		
Cashion	✓		
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 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.

ALDERMEN
Tony Hisaw
Ward One

Tony M. Greer
Ward Two

William O. Barnett
Ward Three

Kathy Peace
Ward Four

City of Clinton
Mississippi

Rosemary Aultman, Mayor

ALDERMEN
Mike Morgan
Ward Five

Mike Cashion
Ward Six

Jehu Brabham
Alderman-At-Large

Russell L. Wall
City Clerk

MEMORANDUM

TO: Mayor and Board of Aldermen

FROM: Russell Wall, City Clerk RW

DATE: August 18, 2009

RE: Financing Rates for one (1) 2009 1250 GPM Fire Apparatus (Pumper) Truck

I requested and received leasing rate quotes from Regions Equipment Finance Corporation (Regions Bank, Hattiesburg, MS) and Trustmark National Bank (Clinton, MS) for the funding of one (1) 2009 1250 GPM Fire Apparatus (Pumper) Truck. The estimated cost of the contract is $528,291.60 for this agreement.

Details of the bid are listed below:

Fire Department	Regions Equipment Finance Corporation	Trustmark National Bank
One 2009 1250 GPM Fire Apparatus (Pumper) Truck		
Lease term of 120 months:		
Monthly Payments (in arrears)	$4,402.43	$4,527.74
Annual rate	3.89%	4.49%

Based on the above information, I am recommending that we accept the funding offer from Regions Equipment Finance Corporation for this lease-purchase transaction.

Jim Westley
202 S 40th Ave
Hattiesburg, MS 39402
Ph: 601-261-4335
Fax: 601-261-4353
Cell: 601-447-7933
Jim.westley@regions.com

REGIONS
EQUIPMENT FINANCE
CORPORATION

August 12, 2009

City of Clinton
Attn: Ms. Angela Richburg
PO Box 156
Clinton, MS 39060

Dear Ms Richburg,

Regions Equipment Finance Corporation is pleased to furnish the following tax exempt lease proposal for your review and consideration.

Lessor:	Regions Equipment Finance Corporation, or its Assignee
Lessee:	City of Clinton
Equipment:	(1) 2009 - 1250 GPM Fire Apparatus (Pumper) with equipment
Equipment Cost:	$ 437,082.00
Delivery:	September, 2009
Base Term:	10 Year (120 Months)
Rental Factor:	.0101
Payment:	$4,402.43
Payment Method:	Lessee agrees that all rent and other payments will be made by automatic funds withdrawal (ACH), and Lessee will be executed documentation satisfactory to Lessor to facilitate such payments.
Implicit Rate:	3.89%
Lease Commencement:	The Base Term shall commence on the date of closing and delivery and acceptance of the Equipment. The first monthly rental shall be due 30 days in arrears. Remaining equal monthly rental payments shall be due on the same day of each consecutive month thereafter. All payments shall be subject to any applicable state and local sales/use taxes.

Rental Factor Adjustment:	The Lease Rental Factor(s) presented in this proposal are based on current market conditions and the prevailing like term swap rate of 4.15% as quoted in the Federal Reserve's Statistical Release H.15 on August 11, 2009. The factors as quoted on this proposal shall be adjusted upward or downward in order to maintain Lessor's economic yield as exists at this date. Payments shall be fixed at closing.
Bank Qualified:	It is anticipated that this transaction will be bank qualified. The interest rate stated above assumes that the Lease will be a bank qualified tax-exempt obligation. Section 265(b) 3 of the Internal Revenue Code of 1986 exempts certain tax-exempt obligations (bank qualified), not in excess of $30,000,000.00 per year, from the 100% preference tax disallowance applicable to banks, and provided that the reasonably anticipated amount of qualified tax-exempt obligations to be issued by the issuing authority during the calendar year does not exceed $30,000,000.00. If the issuing authority reasonably anticipates that it will issue $30,000,000.00 or less in qualified tax-exempt obligations during the calendar year, the lease will be designated as a non-bank qualified tax-exempt obligation.
Opinion of Counsel:	Prior to closing the Lease, Lessor must be provided with an opinion of Lessee's counsel, at Lessee's expense, satisfactory to Lessor and its counsel, which shall include opinions that the Lease and related documentation are duly authorized, executed and delivered by Lessee, that the parties have complied with all applicable state laws, including laws regulating bidding or government contracts and that rents payable under the Lease will be exempt from state and federal income taxes.
Net Lease:	The Lease will be a "net lease" with Lessee responsible for all expenses, including (a) maintenance costs, liability and physical damage insurance satisfactory to Lessor and (b) taxes relating to the purchase, lease, possession and use of the Equipment (some of which may be added to the cost of the Equipment or collected as the gross rentals as appropriate under state law), excluding taxes based solely on the net income of Lessor. Lessor is not responsible for the selection, suitability or performance of the Equipment and Lessee will be responsible for all payments and performance irrespective of any defect in the Equipment.
Purchase At End Of Term:	At the expiration of the Lease Term, so long as no default exists thereunder and the Lease has not been earlier terminated, Lessee shall have the option to purchase all (but not less than all) of the Equipment on an AS IS, WHERE IS BASIS for one dollar ($1.00).
Documentation:	Lessor will provide all documentation required to close the Lease. Any modifications requested by Lessee must be approved by Lessor. Any associated legal fees will be reimbursed to Lessor by Lessee.
Transactional Costs:	Unless otherwise agreed in writing, Lessee will be responsible for all closing costs including, without limitation, appraisal fees, attorney's fees and disbursements, and recording fees. If the Lease is a master lease, a minimum documentation fee of $250.00 and a $125.00 UCC filing fee will be added to the foregoing with respect to each Equipment Schedule. Lessee will be responsible for all costs it incurs.

Insurance: Lessee will be responsible to purchase and maintain liability insurance coverage equal to $1,000,000.00 naming Lessor as Additional Insured and physical damage insurance coverage with a deductible of no more than $5,000.00 naming Lessor as Loss Payee. Lessee will furnish satisfactory evidence of such insurance prior to funding.

Contingencies: **This proposal is not and should not be construed as a commitment to fund.** The terms and provisions presented herein are subject to among other things (1) Lessor's credit review and approval of Lessor's investment in the Equipment and the economics of the proposed transaction, at Lessor's sole discretion, and (2) execution of all documentation in form and substance satisfactory to all parties to the transaction. Lessor makes no representation as to the legal, tax or accounting treatment of the Lease. Lessor shall not have any obligation whatsoever under this proposal and shall only be obligated under and as provided in the documentation referred to in clause (2) above. No notice of approval or other communication from Lessor or anyone claiming to act on its behalf shall waive or modify the limitations contained in this paragraph.

Federal law requires all financial institutions to obtain, verify, and record information regarding customers. Lessor has or will obtain and keep on file information complying with 31 CFR Part 103.121 regarding Lessee, including Lessee's name, address and copies of various identifying documents.

By acceptance of this proposal, Lessee requests Lessor to take all actions necessary to evaluate the transactions contemplated hereby, including ordering credit reports and (if desired) by Lessor appraisals of the Equipment. This proposal shall expire as of the close of business on September 30, 2009 unless extended in writing by Lessor. This proposal may not be modified, supplemented or otherwise changed except in a writing signed by an officer of Lessor, subject to the further limitations expressed above.

We look forward to your early review and acceptance of this proposal. If there are any questions, please do not hesitate to contact me directly at 601-447-7933

Sincerely,

Jim Westley
Vice President

PROPOSAL ACCEPTED:

By: Rosemary G. Aultman

Title: Mayor

Date: 8.19.2009

Trustmark National Bank
1151 Pinehaven Rd
Clinton, MS 39056
601-354-5948 Phone
601-944-7999 Fax

Trustmark

August 12, 2009

Rosemary Aultman, Mayor
City of Clinton, Mississippi
P. O. Box 156
Clinton, Miss. 39060

Dear Mayor Aultman:

I am pleased to inform you that Trustmark National Bank "Trustmark/Bank" has approved the following financing "Commitment" for the City of Clinton Mississippi "City":

Amount: $437,082.00 (Four Hundred Thirty Seven Thousand Eighty Two Dollars), "Lease-Purchase".

Purpose: To fund the lease purchase of one (1) 2009 – 1250 GPM Fire Apparatus (Pumper) with equipment.

Terms: 120 monthly payments each in the amount of $4,527.74. The total repayment for this loan will be 120 @ $4,527.74 = $543,328.80.

Interest Rate: The interest rate will be fixed at 4.49**%** for the entire term of the lease purchase.

Collateral: This Lease-Purchase will be secured by a first lien, provided for in the Lease Purchase Agreement, covering one (1) 2009 – 1250 GPM Fire Apparatus (Pumper) with equipment.

Fees: There will be no fees charged to the City for this financing.

Prepayment: This Lease-Purchase does not have a prepayment penalty.

This offer is subject to the following general terms and conditions:

1. **AUTHORITY**: The Lease and other documentation will be authorized and entered into in accordance with State law. An opinion of counsel regarding the legality of the transaction will be required. Further, this transaction must be designated by a resolution or order of the Board Of Aldermen ("the Board") as a "qualified tax exempt obligation" pursuant to Section 265 of the Internal Revenue Code.

2. **DOCUMENTATION**: Trustmark will provide the Lease-Purchase Agreement needed to undertake this transaction at no cost to the City. The City agrees to provide to Trustmark other customary documentation for this type transaction including, but not limited to, an **opinion of counsel to the effect that the interest payments are exempt from all federal and state taxation**. The City will also complete an IRS Form 8038-G in a timely manner and provide a copy to Trustmark.

3. **EXPIRATION:** The aforementioned quote will expire at midnight, September 15, 2009, unless accepted prior to then by the City or extended by mutual agreement between Trustmark and the City.

I hope that you find the terms and conditions set out in this Commitment acceptable. If so, please acknowledge your acceptance by signing one copy of this letter at the bottom and returning it to me in the enclosed envelope.

Sincerely,
Nolan Aikens

Nolan Aikens
Vice President

Acceptance

The terms and conditions of this Commitment are accepted this the _____ day of ____________________, 2009.

The City of Clinton Mississippi

By: ____________________________, ____________________________
Title

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: August 18, 2009 AGENDA ITEM NO. 8

CONSENT AGENDA: TO:

FOR:

ACCOUNT NO:

INTRODUCED BY:

DISCUSSION/ACTION: Approval of an ordinance to close/abandon Spring Street.

INTRODUCED BY: Ken Dreher, City Attorney

BOARD ACTION: MOTION MADE BY: Morgan

SECONDED BY: Peace

VOTE CAST: TAKEN:	"AYE"	"NAY"	ACTION
Brabham	✓		
Hisaw	✓		
Greer	✓		
Barnett	✓		
Peace	✓		
Morgan	✓		
Cashion	✓		
Mayor Aultman			

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ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, ABANDONING SPRING STREET, CITY OF CLINTON,
HINDS COUNTY, FIRST DISTRICT, MISSISSIPPI

WHEREAS, on July 21, 2009, there came on for hearing before the Mayor and Board of Aldermen of the City of Clinton, Mississippi, an Agenda matter, being a request by Ben Walker (Petitioner), to close or abandon a certain unimproved street located in Clinton, Hinds County, Mississippi described as:

See Exhibit "A" attached hereto and made a part hereof.

WHEREAS, notice of public hearing on the proposed abandonment was published July 31, 2009 in the Clarion Ledger, and;

WHEREAS, a public hearing was held on August 18, 2009, as set out in said notice, and;

WHEREAS, there was no objection to the abandonment of said street as requested by the Petitioner, and;

WHEREAS, said street has never been developed or used by the City of Clinton and therefore no compensation or damages are due to any adjoining land owner, and;

WHEREAS, the evidence of record is that said street or roadway as above described is no longer needed and has in fact never been utilized by the City and in accordance with the request, should be declared abandoned;

NOW, THEREFORE;

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

Section 1. The street, thoroughfare, alley or public easement located in Clinton, Hinds County, Mississippi described as:

See Exhibit "A" attached hereto and made a part hereof.

should be, and the same is hereby abandoned as of this date, being August 18, 2009.

Section 2. Title of abandoned property is vested to the owners of the abutting land as set out by law and no damages or compensation is to be paid since Petitioner owns all land on both sides of the property described in Exhibit "A" and, as part of it's Petition for Closure of Unnamed Street, petitioner waived any payment of damages. No other person is entitled to compensation.

Section 3. This Ordinance shall take effect and be in force from and after thirty (30) days; provided, however, the effective date of the abandonment of said alley, thoroughfare or public easement shall be as of the date of August 18, 2009.

SO ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, on the 18th day of August, 2009.

A Motion for adoption was made by Alderman MORGAN and seconded by ~~Alderman~~ Alderwoman PEACE 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 Barnett:	AYE
Alderman Peace:	AYE
Alderman Morgan:	AYE
Alderman Cashion:	AYE

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

The foregoing Ordinance was approved this the 18th day of August, 2009.

CITY OF CLINTON, MISSISSIPPI

By: Rosemary G. Aultman
ROSEMARY AULTMAN, Mayor

ATTEST:

By: Russell L Wall
RUSSELL WALL, City Clerk

CITY OF CLINTON OFFICIAL SEAL MISSISSIPPI

Prepared by:

Kenneth R. Dreher
KENNETH R. DREHER, P.A.
Post Office Box 1121
Clinton, MS 39060
Telephone: (601)925-5316

Clinton\spring street
August 18, 2009\jbell

EXHIBIT "A"

Spring Street as shown on the Plat of the Town of Clinton, Mississippi, a copy of which is recorded in the Plat Book 2, Page 43 in the land records of Hinds County, First District, Mississippi and is located between Lots 133 and 135 on said plat in the City of Clinton, Hinds County, Mississippi.

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: August 18, 2009 AGENDA ITEM NO. 9

CONSENT AGENDA:

TO: no one was present

FOR:

ACCOUNT NO:

INTRODUCED BY:

DISCUSSION/ACTION: Unkempt property – 1703 Melrose Place

INTRODUCED BY:

BOARD ACTION:

MOTION MADE BY: Peace

SECONDED BY: Brabham

VOTE CAST: TAKEN:	"AYE"	"NAY"	ACTION
Brabham	✓		
Hisaw	✓		
Greer	✓		
Barnett	✓		
Peace	✓		
Morgan	✓		
Cashion	✓		
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 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.

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 1703 Melrose Place Clinton, Mississippi, and after full consideration of the matter, ~~Alderman~~ PEACE offered the following Resolution: ALDERWOMAN

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 1703 Melrose Place, 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 1703 Melrose Place, Clinton, Mississippi, may constitute a menace to the public health and safety of the community because of its present condition and state of uncleanliness; 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., August 18, 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 uncleanliness, 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 grass and weeds, removing trash, and 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 1703 Melrose Place, 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 grass and weeds, removing trash, dilapidated buildings and 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 Brabham 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:	AYE
Alderman Hisaw voted:	AYE
Alderman Greer voted:	AYE
Alderman Barnett voted:	AYE
Alderwoman Peace voted:	AYE
Alderman Morgan voted:	AYE
Alderman Cashion voted:	AYE

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

The foregoing Resolution was approved this the 18th day of August 2009.

CITY OF CLINTON

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

ATTEST:

Russell L. Wall
RUSSELL L. WALL, City Clerk

CITY OF CLINTON OFFICIAL SEAL MISSISSIPPI