

CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, AUGUST 7, 2007 7:00 P.M.
MUNICIPAL COURTROOM 305 MONROE STREET

WELCOME AND CALL TO ORDER Mayor Rosemary Aultman

ROLL CALL City Clerk, Russell Wall

Present: Jehu Brabham – Alderman-at-Large
 Tony Hisaw – Alderman Ward 1
 Tony Greer – Alderman Ward 2
 Phil Fisher – Alderman Ward 4
 Mike Morgan – Alderman Ward 5
 William Barnett – Alderman Ward 6

Absent: Mike Bishop – Alderman Ward 3

APPROVAL OF AGENDA ITEMS A-S

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

PUBLIC HEARING

A public hearing was held on the Morrison Heights Special Assessment. There was no public comment.

RECOGNITIONS

Mayor Aultman recognized the 7-year old Clinton Arrows for winning the Dizzy Dean World Series.

EXTERIOR RENOVATIONS – OLDE TOWNE CLINTON – 304, 306, 308, 310 AND 312 JEFFERSON STREET

Upon presentation by Gary Ward, Community Development Director, **MOTION** made by Alderman Barnett and **SECONDED** by Alderman Morgan to approve the exterior renovations of buildings 304, 306, 308, 310 and 312 located on Jefferson Street in Olde Towne Clinton. The Planning and Zoning Commission and the Historical Preservation Commission recommended approval. **MOTION CARRIED UNANIMOUSLY**

PRELIMINARY SITE PLAN FOR JNJ CONSTRUCTION WHICH WILL BE LOCATED ON CROSS PARK DRIVE IN THE CLINTON INDUSTRIAL BUSINESS PARK

Upon presentation by Gary Ward, Community Development Director, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Brabham to approve the preliminary site plan for JNJ Construction which will be located on Cross Park Drive in the Clinton Industrial Business Park. A copy of the site plan is on file with the Community Development Department. Alderman Greer left the meeting at 7:15 p.m. and returned at 7:17 p.m. and did not vote on this item. **MOTION CARRIED UNANIMOUSLY**

PROPOSED MINIMUM REQUIREMENTS FOR RIGHT-OF-WAY WIDTH, STREET WIDTH, SIDEWALKS, ETC AS PER PLANNED UNIT DEVELOPMENT REGULATIONS FOR OAKWOOD GLEN DEVELOPMENT ON OAKWOOD DRIVE

Upon presentation by Gary Ward, Community Development Director, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Morgan to approve the proposed minimum requirements for right-of-way width, street width, sidewalks, etc. as per the planned unit development regulations for Oakwood Glen Development on Oakwood Drive. This grants approval of the following: **MOTION CARRIED UNANIMOUSLY**

LOT SIZES

The minimum lot size is 6450 SF.

SETBACKS WILL BE

Front - 15'

Side - 5'

Rear - 15'

RIGHT OF WAY WIDTHS

Phase 1 (Entrance Road) - 34'

Phase 2 (Rear Loop) - 30'

STREET WIDTHS

(Paved) 24'

In lieu of a standard sidewalk design, the following is approved in concept: A pedestrian pathway is designed along all road ways as outlined above. All pedestrian pathways will be delineated with appropriate striping and markings. The PUD is designed to encourage a pedestrian friendly environment, with narrower streets, slower speed limits and an abundance of common ground.

UNKEMPT PROPERTY LOCATED AT 631 BELLEVUE STREET

Upon presentation by Gary Ward, Community Development Director, **MOTION** made by Alderman Morgan and **SECONDED** by Alderman Barnett to approve a resolution determining the necessity for the cleaning of private property located at 631 Bellevue Street, under the authority granted to municipalities by Section 21-19-11, Mississippi Code of 1972 as amended, and other applicable statutes and ordinances. A copy of the resolution is attached. **MOTION CARRIED UNANIMOUSLY**

ADOPTION OF RESOLUTION IN SUPPORT OF PRIVATE AND LOCAL LEGISLATION/SENATE BILL NO. 3044/REGULAR SESSION 2007

Upon presentation by Don Byington, Police Chief, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Brabham to approve a resolution , as required by Senate Bill 3044 (2007 Regular Session), to amend the City of Clinton Police and Firemen's Disability and Relief System to allow an increase in benefits for retirees under certain circumstances. A copy of the resolution is attached. **MOTION CARRIED UNANIMOUSLY**

REPLACEMENT OF TWO CONTROL UNITS AND CUT THE LOOPS AT THE POST ROAD INTERSECTION

Upon presentation by Mike Parker, Public Works Director, **MOTION** made by Alderman Fisher and **SECONDED** by Alderman Morgan to approve the replacement of two (2) control units and cut the loops at the Post Road intersection in the amount of \$8,300.00 by Southern Electric Corporation of MS. This was the only bid submitted that met the specifications requested. **MOTION CARRIED UNANIMOUSLY**

FOUR (4) LEASES WITH THE CLINTON PUBLIC SCHOOLS:

- (1) Upon presentation by Ken Dreher, City Attorney, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Brabham to authorize Mayor Aultman to enter into a lease agreement with Clinton Public Schools on the Water Tower Lease/Old Vicksburg Road. **MOTION CARRIED UNANIMOUSLY**
- (2) Upon presentation by Ken Dreher, City Attorney, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Greer to authorize Mayor Aultman to enter into a lease agreement with Clinton Public Schools on the Fire Station Lease/Old Vicksburg Road. **MOTION CARRIED UNANIMOUSLY**

- (3) Upon presentation by Ken Dreher, City Attorney, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Greer to authorize Mayor Aultman to enter into a lease agreement with Clinton Public Schools on the Water Well Lease. **MOTION CARRIED UNANIMOUSLY**
- (4) Upon presentation by Ken Dreher, City Attorney, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Greer to authorize Mayor Aultman to enter into a lease agreement with Clinton Public Schools on the Traceway Lease. **MOTION CARRIED UNANIMOUSLY**

MUTUAL UNDERSTANDING AGREEMENT WITH THE HINDS WATER ASSOCIATION

Upon presentation by Ken Dreher, City Attorney, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Hisaw to authorize Mayor Aultman to enter into a mutual understanding agreement with the Hinds Water Association. A copy of the agreement is attached. **MOTION CARRIED UNANIMOUSLY**

ADJOURN 7:42 P.M.

MOTION made by Alderman Brabham and **SECONDED** by Alderman Hisaw to adjourn.
MOTION CARRIED UNANIMOUSLY

APPROVED: Rosemary J. Aultman
Rosemary Aultman, Mayor

August 14, 2007
Date

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

August 15, 2007
Date



BOARD APPROVED

AUG 07 2007

CITY OF CLINTON AGENDA ITEM FACT SHEET

CITY OF CLINTON

BOARD MEETING DATE: August 7, 2007

AGENDA ITEM NO. 8. a

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.:

DISCUSSION/ACTION: Exterior Renovations – Olde Towne Clinton
304, 306, 308, 310 & 312 Jefferson Street
Matt Wiggins

INTRODUCED BY: Gary Ward *[Signature]*

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other: _____

RECOMMENDATION: Planning and Zoning Commission recommends approval.
Historical Preservation Commission recommends approval.

BOARD ACTION:

MOTION MADE BY: *Barnett*

SECONDED BY: *Morgan*

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Fisher
Morgan
Barnett

✓
✓
✓
A
✓
✓
✓

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.

BOARD APPROVED

AUG 07 2007

CITY OF CLINTON AGENDA ITEM FACT SHEET

CITY OF CLINTON

BOARD MEETING DATE: August 7, 2007

AGENDA ITEM NO. 8.6

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.:

DISCUSSION/ACTION: Preliminary Site Plan
Cross Park Drive – Clinton Industrial Business Park
JNJ Construction

INTRODUCED BY: Gary Ward *[Signature]*

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other: _____

RECOMMENDATION: Planning and Zoning Commission recommends approval.

BOARD ACTION:

MOTION MADE BY: Hisaw

SECONDED BY: Brabham

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham

✓

Hisaw

✓

Greer

Bishop

A

Fisher

✓

Morgan

✓

Barnett

✓

Mayor Aultman

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Greer left meeting at 7:17pm.

Greer entered meeting at 7:18pm

Greer did not vote

PLANNING AND ZONING COMMISSION

Clinton, Mississippi
Tuesday, July 24, 2007
7:00 P.M.
Municipal Courtroom
305 Monroe Street

BOARD APPROVED

AUG 07 2007

CITY OF CLINTON

Minutes

Present: Ottawa Carter, Dr. Ryan Tracy, Jim Martin, Betty King, Kathy Peace, Nancy Davis and city representatives Gary Ward-Director of Community Development, Derrick Milner – Assistant City Engineer and Ken Dreher – City Attorney.

Call to Order

Jim Martin called the meeting to order at 7:00pm.

Consideration and approval of June 26, 2007 Minutes.

MOTION was made by Kathy Peace to accept and approve the Minutes of the June 26, 2007 commission meeting. SECOND by Ryan Tracy. MOTION carried unanimously, none opposed.

New Considerations

Conditional use to place a new mobile home on Clinton/Tinnin Road – Cynthia Price
Item was removed from agenda. No action was taken.

Preliminary site plan for JNJ Construction on Cross Park Drive in Clinton Industrial Business Park. Representatives present: Nick Birdsong and Jeff Cox

JNJ Construction is proposing to build an 8,800 square foot building to be used as their construction office in Clinton Industrial Business Park. The current zoning is I-1 Limited Industrial. This type of business is an allowed use.

A public hearing was held and no opposition was expressed.

MOTION was made by Kathy Peace to recommend to the Mayor and Board of Aldermen that approval be granted for the preliminary site plan for JNJ Construction on Cross Park Drive in Clinton Industrial Business Park contingent upon meeting all requirements of all city departments. SECOND by Ottawa Carter. MOTION carried unanimously, none opposed.

Other Business

Exterior Renovations to 304, 306, 308, 310, & 312 Jefferson Street. Representative present: Tara Lytal.

Matt Wiggins, property owner, is proposing to paint the exterior of his buildings on Jefferson Street. The colors were presented and approved by the Historical Preservation Commission. Colors are on file in the Community Development office.

MOTION was made by Betty King to recommend to the Mayor and Board of Aldermen that approval be granted for the exterior renovations to 304, 306, 308, 310, & 312 Jefferson Street as submitted. SECOND by Kathy Peace. MOTION carried unanimously, none opposed.

Next Meeting

The next meeting will be held on Tuesday, August 28, 2007 beginning at 7:00pm.

Adjournment

MOTION was made by Kathy Peace to adjourn the meeting. SECOND by Ryan Tracy. MOTION carried unanimously, none opposed.

BOARD APPROVED

AUG 07 2007

CITY OF CLINTON AGENDA ITEM FACT SHEET

CITY OF CLINTON

BOARD MEETING DATE: August 7, 2007

AGENDA ITEM NO. 9.

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.:

DISCUSSION/ACTION: Oakwood Glen Development – Oakwood Drive
Proposed minimum requirements for right-of-way width, street width,
sidewalks, etc as per Planned Unit Development regulations
Developers – Greg Cronin & Adam Rees

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other: _____

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: ~~Brabham~~ Brabham

SECONDED BY: ~~Morgan~~ Morgan

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Fisher
Morgan
Barnett

✓
✓
✓
A
✓
✓
✓

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.

[Handwritten signatures and notes at the bottom of the page]

BOARD APPROVED

AUG 07 2007

CITY OF CLINTON AGENDA ITEM FACT SHEET

CITY OF CLINTON

BOARD MEETING DATE: August 7, 2007

AGENDA ITEM NO. 10

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.:

DISCUSSION/ACTION: Unkempt Property
631 Bellevue Street

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other: _____

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Morgan

SECONDED BY: Barnett

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Fisher
Morgan
Barnett

✓
✓
✓
A
✓
✓
✓

Mayor Aultman

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AUG 07 2007

RESOLUTION

CITY OF CLINTON

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 631 Bellevue Street, Clinton, Mississippi, and after full consideration of the matter, Alderman Morgan 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 631 BELLEVUE STREET, CLINTON MISSISSIPPI, UNDER THE AUTHORITY GRANTED TO MUNICIPALITIES BY SECTION 21-19-11, 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 631 Bellevue Street, 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., August 7, 2007, 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 the Public Works Department 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 631 Bellevue Street, Clinton, Mississippi, in its present condition, constitutes a menace to the public health and safety of the community.
2. The Director of Public Works 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 debris.

3. The Director of Public Works 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:

yes

Alderman Hisaw voted:

yes

Alderman Greer voted:

yes

Alderman Bishop voted:

absent

Alderman Fisher voted:

yes

Alderman Morgan voted:

yes

Alderman Barnett voted:

yes

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

The foregoing Resolution was approved this the 7th day of August 2007.

CITY OF CLINTON

BY: Rosemary G. Aultman
ROSEMARY AULTMAN, Mayor

ATTEST:

Russell Wall
RUSSELL WALL, City Clerk

(SEAL)



BOARD APPROVED

AUG 07 2007

CITY OF CLINTON AGENDA ITEM FACT SHEET

11. CITY OF CLINTON

BOARD MEETING DATE: August 8, 2007

AGENDA ITEM NO.

CONSENT AGENDA:

TO:

FOR:

ACCOUNT NO:

INTRODUCED BY: DB

DISCUSSION/ACTION: Adoption of Resolution in Support of Private and Local Legislation/Senate Bill No. 3044/Regular Session 2007

INTRODUCED BY: Mayor Aultman/Police Chief Don Byington

BOARD ACTION:

MOTION MADE BY: Hisaw

SECONDED BY: Brabham

VOTE CAST:	"AYE"	"NAY"	ACTION TAKEN:
Brabham	✓	_____	_____
Hisaw	✓	_____	_____
Greer	✓	_____	_____
Bishop	A	_____	_____
Fisher	✓	_____	_____
Morgan	✓	_____	_____
Barnett	✓	_____	_____
Mayor Aultman	_____	_____	_____

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BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

AUG 07 2007

BOARD MEETING DATE: 8/7/07

AGENDA ITEM NO. 12

CITY OF CLINTON

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION:

To replace the control unit @ Post Rd intersection in the amount of \$300.00

INTRODUCED BY: Mike Parker TELEPHONE:

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
Fisher
Morgan
Barnett

✓
✓
✓
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✓
✓
✓

Mayor Aultman

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SOUTHERN ELECTRIC CORPORATION of MS

P.O. Box 320398
Flowood, MS 39232

Phone: (601) 939-2333

Fax: (601) 939-2261

Email: pete.moore@secofms.com

TO: Aubrey Wells, Jr.
Purchasing Agent
City of Clinton, MS

FROM: Peter Moore

DATE: July 20, 2007

RE: Traffic Signal Work

BOARD APPROVED

AUG 07 2007

CITY OF CLINTON

Dear Mr. Wells:

Our price to replace the two control unit and cut the loops at the Post road intersection would be \$8,300.00.

We would replace each of the controllers with an EPAC unit and would cover required traffic control at the post intersection while installing the loop 2 loop cuts.

This price does not include any sales tax.

Respectfully Yours,

Peter Moore

Project Manager
Southern Electric Corporation
Pete.moore@secofms.com

BOARD APPROVED

AUG 07 2007

CITY OF CLINTON

Name and Location of Project:

TO:

Name and Address of Subcontractor:

Att: 777777

Quote:

Installing Two used Eagle Cabinets & Controller

Date: 7/11/07

City of Clinton Ms.

City Clinton Ms.

Clinton Ms.

B & B ELECTRICAL & UTILITY CONTRACTORS, INC.

POST OFFICE BOX 5309

BRANDON, MS 39047

Item No.	Description of Item	Quant.	Unit	Cost Per Unit	Total Cost	Prev Quant	This Period	Total Quant	Cost This Period	Total Cost To Date
807-835-A	Vehicle Loop Assemblies	164	LF	\$10.00	\$1,640.00	0	0	0	\$0.00	\$0.00
907-836-A	Shielded Cable (AWG #18, 4 Conductor)	300	LF	1.00	300.00	0	0	0	\$0.00	\$0.00
908-838-A	Loop Det Amplifier, Card Rack Mounted (4 Channel) ***	2	EA	400.00	800.00	0	0	0	\$0.00	\$0.00
907-837-A	Equipment Cabinet	0	EA	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-839-A	Traffic Signal Equipment Pole (Type II, Mast Arm)	0	EA	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-840-B	Traffic Signal Heads (Type-1) - 12" LED	0	EA	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-840-B	Traffic Signal Heads (Type-6) - LED	0	EA	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-840-B	Traffic Signal Heads (Type-7) - 12" LED	0	EA	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-842-A	Solid State Traffic Actuated Controller (Type 8A) Used	2	EA	\$1,800.00	\$3,600.00	0	0	0	\$0.00	\$0.00
907-844-A	Optical Detector	0	EA	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-844-B	Optical Detector Cable	0	LF	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-844-C	Phase Selector 2 Channel	0	EA	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-847-A	Pullboxes (Type 2)	0	EA	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-853-A	Traffic Sign Encapsulated Lens	0	SF	\$	\$0.00	0	0	0	\$0.00	\$0.00
908-886-B	Electric Cable (U/G in Conduit) (MSA 20-1) (AWG #8) 1 cond.	0	LF	\$	\$0.00	0	0	0	\$0.00	\$0.00
908-886-B	Electric Cable (U/G in Conduit) (MSA 20-1) (AWG #14) 4 Cond.	0	LF	\$	\$0.00	0	0	0	\$0.00	\$0.00
908-886-B	Electric Cable (U/G in Conduit) (MSA 20-1) (AWG #14-7 Cond)	0	LF	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-888-A	Traffic Signal Conduit (U/G) (Type I Pipe)(3")	0	LF	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-888-A	Traffic Signal Conduit (U/G) (Type IV Pipe)(1")	0	LF	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-888-A	Traffic Signal Conduit (U/G) (Type IV Pipe)(2")	0	LF	\$	\$0.00	0	0	0	\$0.00	\$0.00
907-888-B	Traffic Signal Conduit (U/G Drilled or Jacked) (Type 1)(3")	0	LF	\$	\$0.00	0	0	0	\$0.00	\$0.00
618-A001	Maintenance of Traffic	0	LS	\$	\$0.00	0	0	0	\$0.00	\$0.00
620-A001	Mobilization, Labor & Equipment	0	LS	\$	\$0.00	0	0	0	\$0.00	\$0.00
TOTAL QUOTE					\$8,340.00				\$0.00	\$0.00

This Quote is to install two used pole mounted cabinets & controller @ two City Intersections in the City of Clinton ms. (Eagle EPAC cabinet & controller)

No tax or bond in quote

~~\$20.00~~

~~\$50.00~~

~~\$4970.00~~

\$4970.00

BOARD APPROVED

AUG 07 2007

CITY OF CLINTON AGENDA ITEM FACT SHEET

CITY OF CLINTON

BOARD MEETING DATE: August 8, 2007

AGENDA ITEM NO. 13.

CONSENT AGENDA:

TO:

FOR:

ACCOUNT NO:

DISCUSSION/ACTION: Four Leases with the Clinton Public Schools:

1. Water Tower Lease/Old Vicksburg Road motion: Greer second: Brabham - all aye
2. Fire Station Lease/Old Vicksburg Road motion: Brabham second: Greer - all aye
3. Water Well Lease motion: Brabham second: Greer - all aye
4. Traceway Lease motion: Brabham second: Greer - all aye

INTRODUCED BY: Ken Dreher, City Attorney

BOARD ACTION:

MOTION MADE BY:

SECONDED BY:

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham

Hisaw

Greer

Bishop

Fisher

Morgan

Barnett

Mayor Aultman

A	

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August 10, 2007

Clinton Public School District
P.O. Box 300
Clinton, MS 39060
Attn: Sandy Halliwell, CPA
Finance Director

Dear Sandy:

I have enclosed the four (4) original signed leases with the school. Please send me back a copy of the leases once they have been signed by the school. Thanks.

Sincerely,

Carol Warren
Deputy City Clerk

enclosures

AGREEMENT OF MUTUAL UNDERSTANDING

The undersigned City of Clinton, North Hinds Water Association, Inc., and Windsor Plantation, LLC, do hereby set forth the terms and conditions of a mutual agreement, to-wit:

1. This agreement concerns a public water system for land in the City of Clinton, owned by Windsor Plantation, LLC, Mt. Hood Church, Pinehaven Presbyterian Church, Lowell Stevens and Jeff Brantley, as shown by the legal descriptions attached hereto as Exhibit "A".

2. North Hinds Water Association, Inc., owns an exclusive certificate of public convenience and necessity awarded by the Mississippi Public Service Commission for the exclusive right to furnish water to all consumers on this acreage, but, in consideration of the terms and conditions as shown in this agreement, agrees to transfer, assign, or release its exclusive franchise so that the City of Clinton will become the exclusive provider of water and other utilities. The transfer will be handled by separate proceedings and documents, all to be prepared and executed subsequent to the dismissal of the action as described in paragraph 3 below, and the execution of the general releases therein described.

3. To effect this transfer, Windsor Plantation, LLC agrees to dismiss with prejudice all defendants from its suit pending in the United States District Court for the Southern District of Mississippi, Cause No. 3:06cv221 WHB, and to enter into general releases of all defendants, including North Hinds Water Association, Inc., and Hugh Heflin, whereby any claims against said defendants have been satisfied and cancelled, all

cost to the four landowners. Clinton expects to have the water supply line completed within six months from the date of this agreement.

7. North Hinds Water Association, Inc. will convey to Clinton, the portion of its certificate along Pinehaven Road as described in Exhibit "A".

8. North Hinds Water Association, Inc. will pay all costs associated with securing the Rural Development Authority approval of the terms of this agreement. Clinton will pay the costs of the Public Service Commission approval of the terms of this agreement.

This the 7th day of August, 2007.

CITY OF CLINTON, MISSISSIPPI

By: Rosemary G. Quetman

ATTORNEY FOR CITY OF
CLINTON, MISSISSIPPI

Kenneth R. Dreher
KENNETH R. DREHER

NORTH HINDS WATER
ASSOCIATION, INC

By: _____

ATTORNEY FOR NORTH HINDS
WATER ASSOCIATION, INC.

JAMES H. HERRING

WINDSOR PLANTATION, LLC

By: _____

ATTORNEY FOR WINDSOR
PLANTATION, LLC

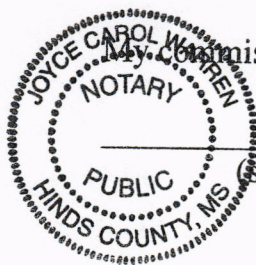
THOMAS A. WALLER

STATE OF MISSISSIPPI

COUNTY OF Hinds

Personally appeared before me, the undersigned authority in and for the said county and state, on this 7th day of August, 2007, within my jurisdiction, the within named Rosemary Aultman who acknowledged that he/she is Mayor of The City of Clinton, Mississippi, a municipal corporation, and that for and on behalf of said corporation, and as its act and deed he/she executed the above and foregoing Agreement, after first having been duly authorized by said corporation so to do.

Joyce Carol Warden
Notary Public



My commission expires:
Notary Public State of Mississippi
At Large
My Commission Expires
Sept 10, 2010
BONDED THRU
HEIDEN, BROOKS & GARLAND, INC.

STATE OF MISSISSIPPI

COUNTY OF _____

Personally appeared before me, the undersigned authority in and for the said county and state, on this _____ day of August, 2007, within my jurisdiction, the within named _____, who acknowledged that he is _____ of North Hinds Water Association, Inc. a Mississippi corporation, and that for and on behalf of said corporation, and as its act and deed he executed the above and foregoing Agreement, after first having been duly authorized by said corporation so to do.

Notary Public

My commission expires:

(seal)

STATE OF MISSISSIPPI

COUNTY OF _____

Personally appeared before me, the undersigned authority in and for the said county and state, on this _____ day of August, 2007, within my jurisdiction, the within named _____, who acknowledged that he/she is _____ of Windsor Plantation, LLC. a Mississippi corporation, and that for and on behalf of said corporation, and as its act and deed he/she executed the above and foregoing Agreement, after first having been duly authorized by said corporation so to do.

Notary Public

My commission expires:

(seal)

**A Resolution supporting the implementation of an increase
for the City of Clinton's Police and Firemen's Disability and Relief System**

Whereas the Clinton Police and Fireman's Disability and Relief System Advisory Board has reviewed and discussed the Resolution approved on Dec. 5, 2006 by the City of Clinton's Mayor and Board of Aldermen to allow an increase in the benefits for retirees of the Clinton Police and Firemen's Relief System.

Whereas Senate Bill no. 3044 authorizes an increase with the maximum amount of relief payments to members of the Clinton Disability and Relief Fund for Firemen and Policemen and beneficiaries to 87% of the average monthly base salary and longevity pay received by members.

The City of Clinton Police and Firemen's Disability and Relief System Advisory Board is in support of the increase as authorized by Senate Bill no. 3044.

The Ex-Officio of the Clinton Police and Firemen's Disability and Relief System Advisory Board is hereby authorized and directed to send a copy of this Resolution to the Board of Trustees of the Public Employees Retirement System requesting assistance in the implementation of the increase.

A motion was made by Advisory Board member Bryan Presson.

And seconded by Board member Wesley Reeves Jr., and the foregoing Resolution having first reduced to writing and no request being made by the Advisory Board that the Resolution be read by the Ex-Officio, before any vote was taken, it was submitted to the Advisory Board for passage or rejection on roll call vote upon the vote being as follows, to-wit.

Marshall Malpus, F.D. Active

AYE

Bryan Presson, F.D. Retired

AYE

Wesley Reeves Jr., P.D. Retired

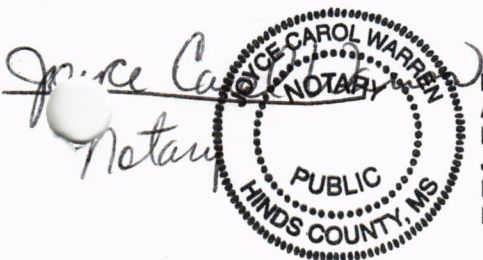
AYE

Mike Warren, P.D. Active

AYE

Whereupon the Ex-Officio declared the Resolution approved and adopted this the

25th day of July, 2007.



Notary Public State of Mississippi
At Large
My Commission Expires
June 10, 2010
BONDED THRU
HEIDEN, BROOKS & GARLAND, INC.

by Don Byington
Don Byington, Ex-Officio

**RESOLUTION REQUIRED BY THE MAYOR AND BOARD OF ALDERMEN OF
THE CITY OF CLINTON, MISSISSIPPI, AS REQUIRED BY SENATE BILL 3044
(2007 REGULAR SESSION)**

**TO AMEND THE CITY OF CLINTON POLICE AND FIREMEN'S
DISABILITY AND RELIEF SYSTEM TO ALLOW AN INCREASE IN
BENEFITS FOR RETIREES UNDER CERTAIN CIRCUMSTANCES**

WHEREAS, the Mississippi Legislature enacted Senate Bill No. 3044 (the "Legislation") to authorize the City of Clinton to increase the maximum amount of relief payments to members of the City of Clinton Police and Firemen's Disability and Relief System ("System") under certain circumstances as set out therein; and,

WHEREAS, the governing authorities of the City of Clinton are required to adopt a resolution to implement the increase in the maximum amount of relief payments authorized under section one of the Legislation to the extent it is both possible and economically feasible; and,

WHEREAS, the Public Employees' Retirement System allows for benefits of 2.5% of average compensation for all years of creditable service over twenty-five (25) years; and,

WHEREAS, similar retirement benefits should be allowed to retirees under the System.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, AS FOLLOWS:

The Mayor and Board of Aldermen of the City of Clinton, authorizes the increase in the maximum amount of relief payments as authorized under subsection (l) of the Legislation upon certification by PERS that the fund will remain actuarially sound if said increase is made to provide that average compensation for each year of credited service over thirty (30) years be extended to a maximum benefit of 87% by providing a 1.7% of average compensation for each

year over thirty (30) years. In no event shall any increase be made unless the System is financially and actuarially sound.

The City Clerk is hereby authorized and directed to send a certified copy of this resolution to PERS to seek the assistance of PERS in implementing the requested change.

A Motion for adoption was made by Alderman Hisaw and seconded by Alderman Brabham and the foregoing Resolution 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:	<u>yes</u>
Alderman Hisaw:	<u>yes</u>
Alderman Greer:	<u>yes</u>
Alderman Bishop:	<u>absent</u>
Alderman Fisher:	<u>yes</u>
Alderman Morgan:	<u>yes</u>
Alderman Barnett:	<u>yes</u>

Whereupon the Mayor declared the Resolution approved and adopted, this the 7th day of August, 2007.

CITY OF CLINTON, MISSISSIPPI

By: Rosemary A. Aultman
Rosemary Aultman, Mayor

ATTEST:

By: Russell Wall
RUSSELL WALL, City Clerk



RESOLUTION-POLICE.FIRE.DIS
8/6/07-JBELL