

**CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, DECEMBER 6, 2005 – 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 Brabham followed by the Pledge of Allegiance to the Flag led by Alderman Hisaw.

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
 Mike Morgan – Alderman Ward 5
 William Barnett – Alderman Ward 6

Absent: Phil Fisher – Alderman Ward 4

APPROVAL OF AGENDA ITEMS A-EE

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

PRELIMINARY SITE PLAN FOR GORE GALLERY

Upon presentation by Gary Ward, Community Development Director, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Hisaw to approve the preliminary site plan for Gore Gallery which will be located on Mississippi College Campus. The Planning and Zoning Commission recommended approval. A copy of the site plan is on file in the Community Development Department. **MOTION CARRIED UNANIMOUSLY**

PRELIMINARY SITE PLAN FOR SONIC CAFÉ

Upon presentation by Gary Ward, Community Development Director, **MOTION** was made by Alderman Greer and **SECONDED** by Alderman Barnett to approve the preliminary site plan for Sonic Café which will be located at 971 Hwy 80. The Planning and Zoning Commission recommended approval. A copy of the site plan is on file in the Community Development Department. **MOTION CARRIED 5 TO 1 WITH ALDERMAN BISHOP VOTING "NO"**

CONDITIONAL USE TO OPERATE A VEHICLE STORAGE FACILITY

Upon presentation by Gary Ward, Community Development Director, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Brabham to approve the conditional use to operate a vehicle storage facility which will be located at 1016 Clinton Industrial Park Drive. The Planning and Zoning Commission recommended approval. Alderman Greer left the meeting at 7:28 p.m. and did not vote. He returned to the meeting at 7:32 p.m. **MOTION CARRIED UNANIMOUSLY**

APPOINTMENT OF JOSEPH A. LARRY TO THE PARKS AND RECREATION ADVISORY BOARD AS WARD 6 REPRESENTATIVE TO FILL AN UN-EXPIRED TERM

Presentation and **MOTION** made by Alderman Barnett and **SECONDED** by Alderman Brabham to approve the appointment of Joseph A. Larry to the Parks and Recreation Advisory Board as Ward 6 Representative who is filling an un-expired term. **MOTION CARRIED UNANIMOUSLY**

ACCEPTANCE OF FINAL PLAT FOR BENTWOOD SUBDIVISION

Upon presentation by Richard Broome, City Engineer, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Greer to authorize Mayor Aultman to sign the final plat for Bentwood Subdivision upon certification to the Mayor, by the City Engineer, that the final surface course (paving) has been completed and the necessary bond filed with the City Engineer. A copy of the final plat is on file in the Engineering Department. Alderman Bishop left the meeting at 7:33 p.m. and did not vote on this item. He returned to the meeting at 7:36 p.m. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF FINAL RESOLUTION GRANTING EXEMPTION FROM AD VALOREM TAXES TO GULF STATES CANNERS, INC. FOR AN ADDITIONAL FIVE YEARS WITH A TRUE VALUE OF \$559,445

Upon presentation by Russell Wall, City Clerk, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Brabham to approve the final resolution granting exemption from ad valorem taxes to Gulf States Canners, Inc. for an additional five-years with a true value of \$559,445 from January 1, 2006 through December 31, 2010. A copy of the resolution is attached. **MOTION CARRIED UNANIMOUSLY**

ADJOURN 7:40 P.M.

MOTION made by Alderman Greer and **SECONDED** by Alderman Morgan to adjourn.
MOTION CARRIED UNANIMOUSLY

APPROVED: _____

Rosemary L. Aultman
Rosemary Aultman, Mayor

Date

December 13, 2005

ATTEST: _____

Russell L. Wall
Russell L. Wall, City Clerk

Date

12-14-2005

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

DEC 06 2005

BOARD MEETING DATE: December 6, 2005

AGENDA ITEM NO. 7.a

CITY OF CLINTON

CONSENT AGENDA:

TO:

FOR:

ACCT. NO :

DISCUSSION/ACTION: Preliminary site plan for Gore Gallery
on their campus Mississippi College

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other:

Brabham Brabham

Hisaw

RECOMMENDATION: Planning and Zoning Commission recommends approval.

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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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

DEC 06 2005

CITY OF CLINTON AGENDA ITEM FACT SHEET

CITY OF CLINTON

BOARD MEETING DATE: December 6, 2005

AGENDA ITEM NO. 7.1

CONSENT AGENDA:

TO:

FOR:

ACCT. NO :

DISCUSSION/ACTION: Preliminary site plan for Sonic Café to be located at 971 Highway 80
Sonic Restaurant

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other:

Greer

Barnett

RECOMMENDATION: Planning and Zoning Commission recommends approval.

BOARD ACTION:

MOTION MADE BY:

SECONDED BY:

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Fisher
Morgan
Barnett

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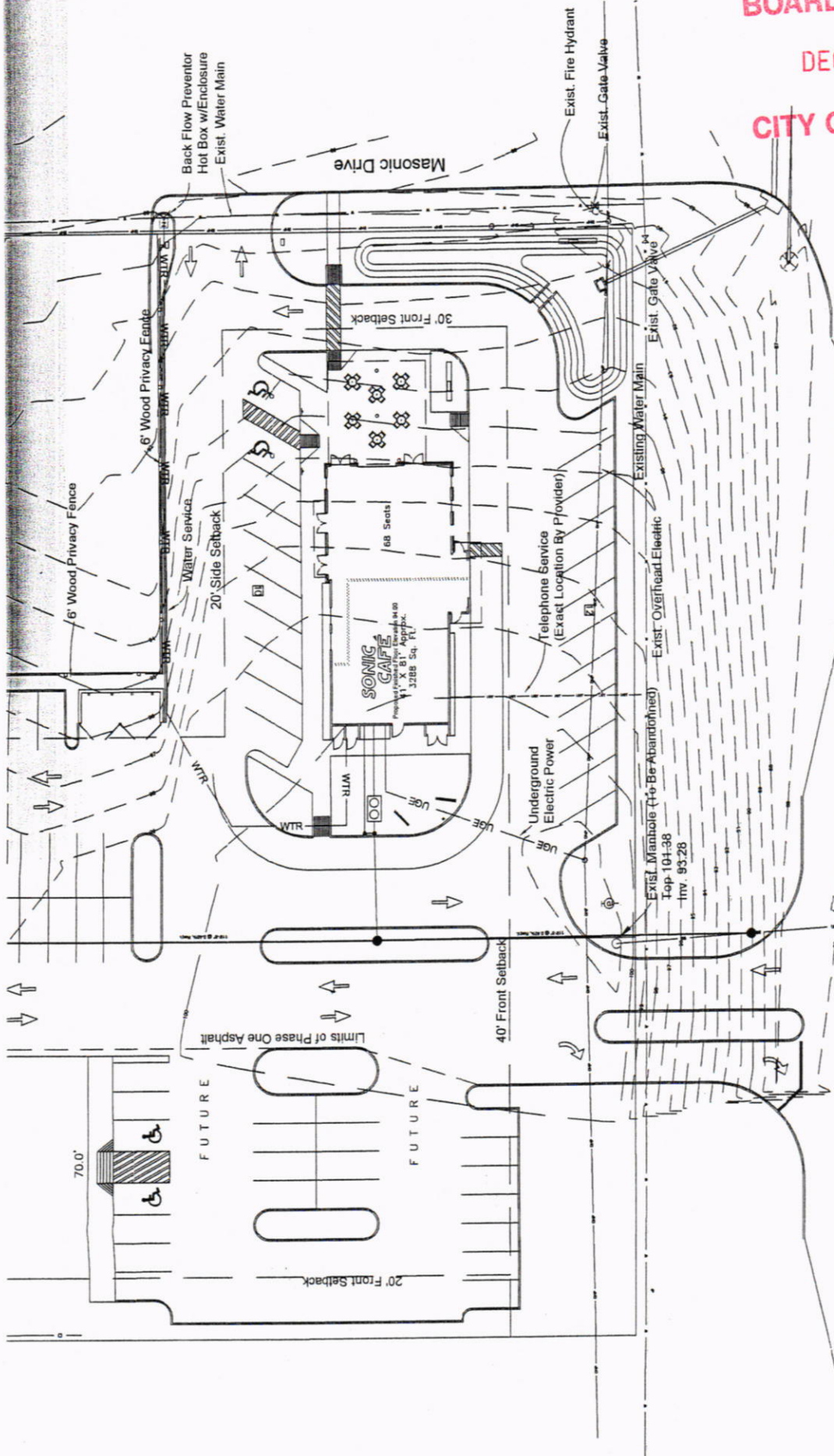
Mayor Aultman

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BOARD APPROVED

DEC 06 2005

CITY OF CLINTON



U. S. Highway 80

BOARD APPROVED

DEC 06 2005

CITY OF CLINTON AGENDA ITEM FACT SHEET

CITY OF CLINTON

BOARD MEETING DATE: December 6, 2005

AGENDA ITEM NO. 7.C

CONSENT AGENDA:

TO:

FOR:

ACCT. NO :

DISCUSSION/ACTION: Conditional Use to operate a vehicle storage facility 1016 Clinton Industrial Park Drive
Tommy and Marvin Oberhausen

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution x

Invoice
Plans, Maps
Contract

Other:

Hisaw

Brabham

RECOMMENDATION: Planning and Zoning Commission recommends approval.

BOARD ACTION:

MOTION MADE BY:

Greer ~~trans~~ left meeting at 7:28pm

SECONDED BY:

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Fisher
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 PRECEEDING THE TUESDAY BOARD MEETING TO BE
INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

RESOLUTION APPROVING A CONDITIONAL USE FOR TOMMY AND MARVIN OBERHAUSEN TO OPERATE A VEHICLE STORAGE FACILITY AT 1016 CLINTON INDUSTRIAL PARK DRIVE, CLINTON, MISSISSIPPI

NOV 6 2005

CITY OF CLINTON

WHEREAS, Tommy and Marvin Oberhausen, did file a request for a conditional use for the property located at 1016 Clinton Industrial Park Drive to operate a vehicle storage facility; and

WHEREAS, all notice requirements of the Zoning Ordinance of the City of Clinton were accomplished and a public hearing was held on November 22, 2005, as required; and,

WHEREAS, the Planning and Zoning Commission upon conclusion of the public hearing on November 22, 2005, adopted a motion to approve the request for a conditional use and that the motion be forwarded to the next meeting of the Mayor and Board of Aldermen for their consideration.

WHEREAS, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, have the final authority with regard to all matters involving the Zoning Ordinances; and

WHEREAS, the Mayor and Board of Aldermen are fully familiar with the request and the area involved in the request; and

BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Clinton, Mississippi that the request of Tommy and Marvin Oberhausen for a Conditional Use of the property located at 1601 Clinton Industrial Park Drive to operate a vehicle storage facility and hereby granted and such action is taken pursuant to the findings of fact set out as follows:

1. The Mayor and Board of Aldermen of the City of Clinton, Mississippi, have the final authority with regard to all matters involving the Zoning Ordinance.
2. The recommendation of the Planning and Zoning Commission is advisory in nature.
3. The Mayor and Board of Aldermen have knowledge of the area involved and are aware of the need for the conditional use.
4. The requested designation meets the definitions of a Conditional Use of the Zoning Ordinance.
5. The Conditional-Use will promote the general welfare of the City of Clinton and will not adversely affect adjacent property. Future projects within the designation area will remain subject to the Zoning Ordinance and approval of site plans or other matter will allow the City to continue to monitor the area.

DEC 06 2005

CITY OF CLINTON

6. The Mayor and Board of Aldermen find that Section 402 of the Zoning Ordinances has been complied with and that the requirements of Section 2405.01 of the Zoning Ordinances are satisfied based upon the presentation of the applicants and the site plan presented to the Planning Commission and to the Mayor and Board of Aldermen.
7. The granting of this conditional-use does not relieve the requested from compliance with any applicable law, court order, covenants or contracts.

The foregoing Resolution, having been reduced to writing, Alderman Hisaw moved that said Resolution be adopted. Alderman Brabham seconded. The vote was as follows:

Alderman Brabham voted:	<u>yes</u>
Alderman Hisaw voted:	<u>yes</u>
Alderman Greer voted:	<u>did not vote</u>
Alderman Bishop voted:	<u>yes</u>
Alderman Fisher voted:	<u>absent</u>
Alderman Morgan voted:	<u>yes</u>
Alderman Barnett voted:	<u>yes</u>

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

The foregoing ordinance was approved this the 6 day of December 2005.

CITY OF CLINTON

BY: Rosemary G. Aultman
Rosemary Aultman, Mayor

ATTEST: Russell Wall
Russell Wall, City Clerk

REQUEST FOR CONDITIONAL USE
APPLICATION

BOARD APPROVED

DEC 06 2005

CITY OF CLINTON

Subject Property Address 1016 Clinton Ind. Park Dr.
Owner Tommy & MARVIN OBERHAUSEN
Address 1016 Clinton Industrial Park Dr.
OBIE'S ★ - 600 Hwy 80 West
CHEVROLET
Phone # 601 924-3523
Current Zoning District I-1

Requirements of Applicant:

1. Letter stating reason for requested conditional use.
2. Copy of the written legal description.
3. Site plan of property.
4. \$250.00 fee required for processing.

Requirements for Granting Conditional Uses: (Section 2405.01 – Zoning Ordinance)

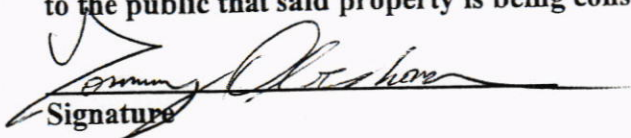
A conditional use shall not be granted unless satisfactory provisions and arrangements have been met concerning all the following:

- (a). Ingress and egress to property and proposed structures.
- (b). Off-street parking and loading areas.
- (c). Refuse and service areas.
- (d). Utilities, with reference locations, availability and compatibility.
- (e). Screening and buffering with reference to type, dimensions and character.
- (f). Required yards and other open space.
- (g). General compatibility with adjacent properties and other property in the district.
- (h). Any other provisions deemed applicable by the Mayor/Board of Aldermen.

Applicant shall be present at the Planning and Zoning Commission meeting and Mayor/Board of Aldermen meeting. Documents shall be submitted thirty (30) days prior to the Planning and Zoning Commission meeting.

Applicant is responsible for complying with all applicable requirements of the Zoning Ordinance.

By signing this application, it is understood and agreed that permission is given to the Zoning Administrator to have a sign erected on subject property, giving notice to the public that said property is being considered for a conditional use.


Signature

10/24/05
Date

Planning and Zoning Commission

October 26, 2005

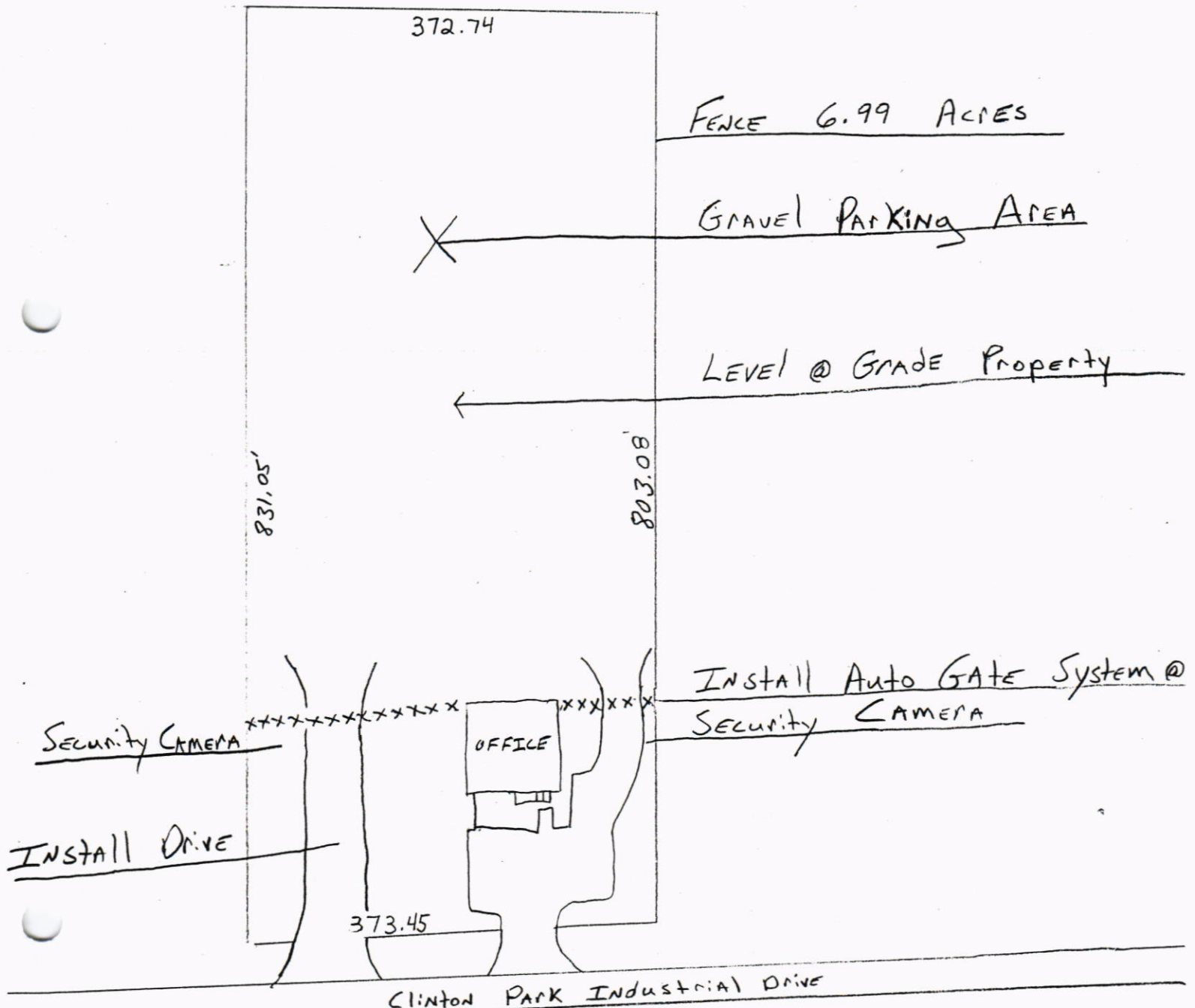
Our reason for request of conditional use of property located in the industrial park area is we would like to store cars from Obie's Towing Service, make RV, boat, and trailer storage available for customer use. The area of use is located in the rear of the property.

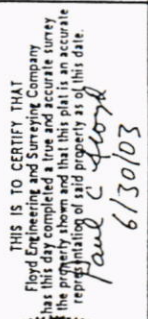
Since Hurrican Katrina storage of cars, boats and RV has become a problem. It is our intention to work with the city to provide a safe, secure, well lighted area for this service.

Tommy Oberhausen

Marvin Oberhausen

Site Plan A.





PLANNING AND ZONING COMMISSION

Clinton, Mississippi

Tuesday, November 22, 2005

7:00 P.M.

Municipal Courtroom

305 Monroe Street

Minutes

Present: Edward Taylor, Jim Martin, Mark Williams, Bill Campbell, Betty King, Alice Nettles, Ken Dreher-City Attorney, Gary Ward-Director of Community Development, Derrick Milner-Assistant City Engineer

Call to Order

The meeting was called to order at 7:00pm by chairman Bill Campbell.

Consideration and approval of October 25, 2005 minutes

MOTION was made by Mark Williams to approve the minutes of the October 25, 2005 commission meeting. SECOND by Bettye King. None opposed, MOTION carried unanimously.

New Considerations

1. Conditional Use to operate a vehicle storage facility at 1016 Clinton Industrial Park Drive.
Representative present: Tommy & Marvin Oberhausen

The Oberhausen's are proposing to buy this property and have office space and a vehicle storage lot for RV's, boats, and cars/trucks. The property is currently within an I-1 district that allows this type of facility with a conditional use. Tommy Oberhausen added there would be fencing and lighting improvements made to the property.

A public hearing was held and no opposition was expressed.

MOTION was made by Jim Martin to recommend to the Mayor and Board of Aldermen that approval for a conditional use at 1016 Clinton Industrial Park Drive to operate a vehicle storage facility be granted. SECOND by Edward Taylor. NONE opposed, MOTION carried unanimously.

2. Preliminary site plan for Alpine Snow at 108 Highway 80 East.
There was no representative present; therefore, no action was taken.

3. Preliminary site plan for Gore Gallery at Mississippi College on Monroe Street.
Representative present: Robert Farr, architect

Mississippi College is proposing to build a 4900+/- square foot building to house donated art pieces. It will also have outdoor sculpture. The property is within an S1 zoned district. Construction will begin January 2006 with scheduled completion by end of summer 2006. The brick will match the Speed library.

A public hearing was held and no opposition was expressed.

MOTION was made by Jim Martin to recommend to the Mayor and Board of Aldermen that approval be granted for the preliminary site plan of Gore Gallery at Mississippi College on Monroe Street. SECOND by Alice Nettles, none opposed. MOTION carried unanimously.

4. Preliminary site plan for Sonic Café to be located at 971 Highway 80.
Representative present: Brian Battenfield

Sonic Restaurant is proposing to build a 3288+/- square foot fully enclosed café on the northwest corner of Highway 80 and Masonic Drive. This café will seat 68 people and will have a drive-through window. The property is located in a C2 zoned district and is a permissible use.

Brian Battenfield, architect, added that the civil engineer drawings are being worked on to address storm water issues.

A public hearing was held.

Hayward Bell, architect and president of Eastside Homeowners Association, reviewed the plans and had no objections.

MOTION was made by Bettye King to recommend to the Mayor and Board of Aldermen that approval be granted for the preliminary site plan for Sonic Café to be located at 971 Highway 80 and approval should be contingent upon satisfying all city department heads requirements. SECOND by Edward Taylor, none opposed. MOTION carried unanimously.

There was no other business to be discussed

The next meeting will be held on Tuesday, January 24, 2006 beginning at 7:00pm.

Adjournment

MOTION was made by Edward Taylor to adjourn the meeting. SECOND by Mark Williams, none opposed. MOTION carried unanimously.

BOARD APPROVED

DEC 06 2005

CITY OF CLINTON AGENDA ITEM FACT SHEET

CITY OF CLINTON

BOARD MEETING DATE: December 6, 2005

AGENDA ITEM NO. 8

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION: Joseph A. Larry, Ward 6 Representative – appointment to P&R Advisory Board to fill an un-expired term.

INTRODUCED BY: Alderman, Bill Barnett

TELEPHONE:

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION:

See memo @ 7:32 p.m.

BOARD ACTION:

MOTION MADE BY: *Brad Barnett*

SECONDED BY: *Brabham*

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Bishop
Fisher
Morgan
Barnett

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Mayor Aultman

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**Joseph Atley Larry
Biographical Sketch**

**Program Specialist
Workforce Education Division**

BOARD APPROVED

DEC 06 2005

CITY OF CLINTON

EXPERIENCE:

1994-Present

State Board for Community and Junior Colleges (SBCJC). Review and make recommendations for approval or rejection of request for workforce education and training funds by the fifteen Community and Junior Colleges. Provide workforce staff with technical assistance to ensure that funding request are in compliance with the State Board for Community and Junior Colleges' guidelines, standards, and State Law. Monitor Workforce Training Programs annually. Audit community and junior colleges' enrollment records to verify student population for program funding. Assist with professional development training workshops. Serve as a resource for community and junior college staff. Provide technical support in the area of employability and job readiness to enhance employment opportunities for the unemployed and underemployed in the various community college districts.

**1991-Present
Part-time**

Counselor/Instructor/Coordinator for a comprehensive adult education program in the Jackson Public School District. Administered various assessment test, conducted an assortment of employability and life skills seminars for recovering drug addicts and alcoholics; provide individual and group counseling.

1988-1994

State Counseling Coordinator, Mississippi Employment Security Commission – Supervised and trained career development counselors statewide on effective counseling strategies and techniques needed to assist special population groups in becoming self-sufficient. Evaluated local offices to ensure compliance with policies and procedures, guidelines, state and federal law.

1978-1988

Local Office Employment Services Counselor – Counseled, screened, assessed and referred unemployed clients to appropriate jobs or training programs.

1977-1978

Monitor and Evaluation Specialist with the State Department of Human Services – Monitored federal programs statewide to assure compliance with state and federal regulations.

1974-1977

Youth Counselor/Program Coordinator – Developed, planned and supervised programs for economically and educationally disadvantaged youth.

BOARD APPROVED

DEC 06 2005

CITY OF CLINTON

EDUCATION

B A Degree in Sociology, Master of Science (MS Ed) with a concentration in Guidance and Counseling Human Resource Education – Jackson State University.

PROFESSIONAL AFFILIATION

United States Department of Labor Certified Employment Counselor, Mississippi Counseling Association (MCA), Mississippi Association of Adults in Community Education (MAACE), Mississippi Employment Counseling Association (MECA), Mississippi Community College Fellowship Program (MCCFP), International Association of Personnel of Employment Security (IAPES) (EPFP) Educational Policy and Fellowship Program, (T&D) Training and Development Certificate Facilitator Program with The University of Southern Mississippi.

DEC 06 2005

CITY OF CLINTON AGENDA ITEM FACT SHEET

CITY OF CLINTON

BOARD MEETING DATE: December 06, 2005

AGENDA ITEM NO. 9.

CONSENT AGENDA: \$

TO:

FOR:

ACCOUNT NO.:

INTRODUCED BY: Richard L. Broome, P.E.

DISCUSSION/ACTION: Acceptance of final plat for Bentwood Subdivision

INTRODUCED BY:

*Bishop left meeting @ 7:33 p.m.*BOARD ACTION:MOTION MADE BY: *Brabham*SECONDED BY: *Don*VOTE CAST:"AYE""NAY"ACTION TAKEN:

Brabham

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Hisaw

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Greer

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Fisher

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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 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.

authentic signature of plat when trace is complete - trace was inspection by city

Bishop entered meeting at 7:36

by the
City
Engineer

Motion to authorize
the Mayor to sign the ~~\$100~~
final plat for Bentwood S/D
~~and~~ upon certification to the
Mayor that the final surface
course (paving) has been
completed and the necessary
bond filed with the City
Engineer

BOARD APPROVED

DEC 06 2005

CITY OF CLINTON

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: DECEMBER 6, 2005

AGENDA ITEM NO. 10.

CONSENT AGENDA:

TO:

FOR:

ACCOUNT NO:

INTRODUCED BY:

DISCUSSION/ACTION: Final Resolution Granting Exemption from Ad Valorem Taxes to Gulf States Cannery, Inc. for an Additional Five Years with a True Value of \$559,445 from January 1, 2006 through December 31, 2010.

INTRODUCED BY: Russell Wall, City Clerk

BOARD ACTION:

MOTION MADE BY: Hisaw

SECONDED BY: Brabham

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham

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Hisaw

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Greer

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Bishop

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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 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

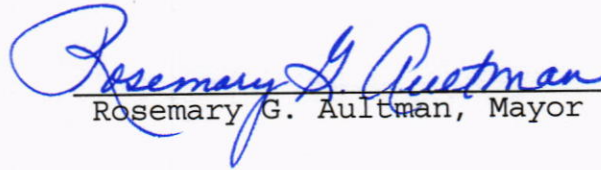
BOARD APPROVED

DEC 06 2005

CITY OF CLINTON

in Exhibit A to the Application with a true value of \$559,445 is exempt from all ad valorem taxation, except State and Clinton Public School District taxation, for an additional five-year period beginning January 1, 2006 and ending December 31, 2010.

So ordered, this the 6th day of December, 2005.


Rosemary G. Aultman, Mayor

ATTEST:


Russell L. Wall, City Clerk

(SEAL)



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

The 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, having first been reduced to writing, was introduced:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, GRANTING EXEMPTION FROM AD VALOREM TAXES FOR A FIVE-YEAR PERIOD BEGINNING DECEMBER 31, 2000 AND ENDING DECEMBER 30, 2005 TO GULF STATES CANNERS, INC., AS AUTHORIZED BY SECTION 27-31-101, ET SEQ. OF THE MISSISSIPPI CODE, AS AMENDED.

WHEREAS, Gulf States Cannery, Inc. filed in triplicate with this Board its Application for exemption from ad valorem taxation on expanded or replaced equipment and facilities located within the City of Clinton, Hinds County, Mississippi; and

WHEREAS, Gulf States Cannery, Inc. has produced written verification and documentation to this Board as to the authenticity and correctness of its Application in regard to the true value of the prayed-for exemption and the completion date of said enterprise; and

WHEREAS, the additions and expansions and replacement of equipment were completed on December 31, 2000, and as of that date the true value of all property to be exempt was \$588,880, as shown in an itemized list provided with the application, a copy of which is attached as Exhibit "A"; and

WHEREAS, this Board finds as a fact that the property described in the aforesaid Application constitutes an expanded industrial enterprise which was completed on December 31, 2000, and

that said company is entitled to an exemption of five (5) years beginning on December 31, 2000 and ending on December 30, 2005, subject to approval and certification by the Mississippi State Tax Commission. Applicant may apply for consideration of an additional five-year extension of this exemption at the conclusion of the five years granted herein.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, as follows:

1. That the Application for ad valorem tax exemption by Gulf States Cannery, Inc. on the property described in Exhibit "A" of the Application filed by said Company for tax exemption with a true value of \$588,880 is hereby approved and said exemption is hereby granted to the extent of a five-year period beginning on December 31, 2000 and ending on December 30, 2005, subject to certification of eligibility by the Mississippi State Tax Commission.

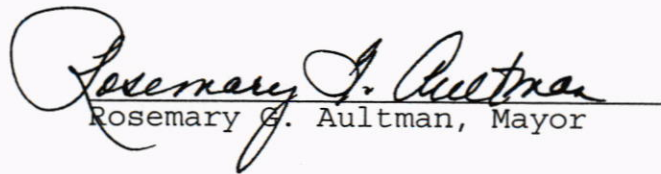
2. That the Clerk of this Board spread a copy of this Order on the minutes of this Board; and that the Clerk forward the original and three certified copies of the Application and a certified copy of the transcript of the Order approving said Application to the Mississippi State Tax Commission for its certification of eligibility; and that the Clerk also forward one certified copy to the Tax Assessor of Hinds County, Mississippi and obtain the Certificate of said Tax Assessor stating that the aforementioned property as itemized in this Application has been placed on the appropriate tax roll as "Non-Taxable", except

BOARD APPROVED

for Mississippi and Clinton Public School District ad valorem taxes, for the duration of the exemption period only.

After a full discussion of the matter, Alderman Hisaw moved that the foregoing Resolution be adopted and said motion was seconded by Alderman Brabham, and upon the question being put to a vote, the Resolution was unanimously adopted by affirmative vote of the members of the Board of Aldermen of the City of Clinton present.

WHEREUPON, the foregoing Resolution was declared passed and adopted at a regular meeting of the Mayor and Board of Aldermen of the City of Clinton, Mississippi, on this 5th day of March, 2002.


Rosemary G. Aultman, Mayor

ATTEST:



W. Wayne Derrick, CPA
City Clerk

BOARD APPROVED

APPLICATION OF GULF STATES CANNERS, INC.,
FOR EXEMPTION FROM AD VALOREM TAXES
FOR A PERIOD OF FIVE YEARS AS AUTHORIZED
BY SECTION 27-31-105, ET SEQ., OF THE
MISSISSIPPI CODE OF 1972, AS AMENDED

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

(1)

Gulf States Canners, Inc., files this its Application in triplicate for exemption from ad valorem taxation, and respectfully represents unto this Honorable Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, as follows:

(2)

Applicant, Gulf States Canners, Inc., is a Mississippi corporation domiciled in the City of Clinton, Hinds County, Mississippi.

(3)

Applicant is now operating as a processor of canned soft drinks within the City of Clinton, Hinds County, Mississippi, which factory is a bona fide expanded enterprise of public utility within the meaning of Section 27-31-105, et seq., and related Sections of the Mississippi Code of 1972, as amended, and is eligible for the exemption granted by the above mentioned Sections, by specific enumeration, a manufacturer and processor as contemplated by the pertinent laws of the State of Mississippi, particularly Title 27, Chapter 31, Mississippi Code of 1972. The exemption sought in this Application is for the acquisition of additional equipment necessary for the operation of Applicant and for raw materials and work in process of Applicant used in connection with the said additional equipment.

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FEB 07 2001

CITY OF CLINTON

BOARD APPROVED

(4)

Said enterprise was completed on the 31st day of December, 2000, within the meaning of the applicable statutes of the State of Mississippi, and, therefore, the exemption hereby claimed should commence on December 31, 2000, as provided by Section 27-31-105, Mississippi Code of 1972, as amended.

(5)

On the date of this Application, Applicant employs at its Clinton Industrial Park plant approximately ninety-five (95) employees with an estimated annual payroll of approximately \$2,700,000.00. Additionally, the operations of Applicant have created numerous additional jobs for firms in Hinds County, Mississippi, supplying trucking services for the transporting of Applicant's products to various consumers of these products in the States of Louisiana, Arkansas, Tennessee, Alabama and Mississippi.

(6)

The additions and expansions described in this Application are essential to the preservation of existing jobs and to the maintenance of Applicant's competitive position with other manufacturing operations.

(7)

The exemption of the tangible property described in Exhibit "A" should be granted for a initial period of five (5) years from December 31, 2000.

(8)

The true value of the property for which exemption is sought as listed on Exhibit "A" is \$588,879.71.

BOARD APPROVED

(9)

The Applicant may file for and be granted an additional five (5) years upon furnishing proof of compliance by giving preference to Hinds County residents in hiring and utilizing Hinds County minority vendors, supplies, subcontractors and professionals.

(10)

Applicant also seeks exemption from ad valorem taxation for the raw materials and work in process used in the production of the can products for which the subject exemption is sought, which exemption for raw materials and work in process shall run concurrently with the exemption of the items shown on Exhibit "A" attached to this Application. Applicant estimates the value of these raw materials and work in process would not exceed at any time during the life of the exemption the sum of \$2,000,000.00.

Wherefore, Applicant prays that this Board enter a finding that Applicant's factory is, in fact, an expanded enterprise of public utility, and that the same was completed on the 31st day of December, 2000, within the meaning of the applicable laws of the State of Mississippi.

Applicant further prays that it be granted an exemption from ad valorem taxes except State and School District ad valorem taxes, as provided by law, for an initial period of five (5) years beginning on the 31st day of December, 2000, and ending on the 30th day of December, 2005, upon all of the tangible property described "A" attached hereto and made a part hereof, used in, or necessary to the operation of Applicant's factory in the City of Clinton, Hinds County, Mississippi.

Applicant further prays that it be granted an exemption from ad valorem taxation, except State and School District taxation for an initial period of five (5) years beginning on the 31st day of December, 2000, and ending on the 30th of December, 2005, upon the raw materials and work in

BOARD APPROVED

process used in the production of the products produced by the equipment described in Exhibit "A".

Applicant further prays that this Board approve this Application by an Order or Resolution spread upon its minutes, declaring that such property is exempt from all ad valorem taxation, except State and School District ad valorem taxation, for the said five (5) year period, and forward the original and three (3) copies of this Application and a certified transcript of such approval to the Mississippi State Tax Commission, and upon approval of such Application by the said Mississippi State Tax Commission and certification of its approval, the Board enter a Final Order on its minutes granting the exemption herein prayed.

Respectfully submitted, this the 17 day of JANUARY, 2001.

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.

BOARD APPROVED

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:

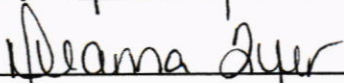
Affiant is the duly constituted, acting and serving General Manager of Gulf States Canners, Inc., the Applicant named in the above and foregoing Application for tax exemption addressed to the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, and as such, is duly authorized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

The additions and expansions described in the Application were completed on December 31, 2000.

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 17
day of January, 2001.


Notary Public

MY COMMISSION EXPIRES:

June 11, 2004



BOARD APPROVEDEXHIBIT "A"

<u>ASSET #</u>	<u>ASSET NAME</u>	<u>AMOUNT</u>
19950	100 CAN PULL OFF-LINE 2	\$ 3,481.87
19951	LAPTOP COMPUTER	3,195.02
19953	PRINTER FOR PARTS RM	2,963.02
19954	HEAT EXCHANGE	7,021.90
19955	LANTECH STRETCH WRAPPER	56,249.90
19956	WALK-BEHIND SCRUBBER	6,789.15
19957	SCRUBBER-RIDER	31,890.28
19958	CIP VALVE CLUSTER FROM YE 12-99	43,632.90
19959	MAIN BEARING L2-FILLER	38,918.04
19960	1-5000 DUAL LIFTS - 9H2325	27,328.06
19961	1-5000 DUAL LIFTS - 9H2789	27,328.06
19962	1-6000 DUAL LIFT - 9L0769 #EW	31,578.05
19963	SEAMSCAN	5,442.13
19967	OSHA GUARDS	4,167.65
19968	SPIDER GEAR	8,925.00
19969	RELIEF VALVE ON CO2 TANK	3,038.68
19971	L2 DEPAL MAT CONVEYOR	6,063.83
19972	PUMP MOTOR FOR CIP SUPPLY	2,414.37
19973	LINE 1 & 2 CAN TWIST	19,450.11
19974	CHEM CONTROL 4 AIR COMP COOL TOWE	3,087.81
19975	2 GEAR BOXES FOR WASTEWATER	4,129.73
19976	CARBON-WATER TREATMENT	13,971.48
19977	NITROGEN DRIP SYSTEM	10,981.43
19978	HFCS #42 PROJECT	188,924.29
19980	ICE BUILDER UPGRADE	18,814.76
19982	WASTE WATER FLOW METER	2,971.68
19983	BEVERAGE DECARBONATOR	5,896.32
19984	GLUE POT	7,655.56
19985	LIGHT CURTAIN	2,568.63
TOTAL		\$588,879.71

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

RECEIVED
NOV 07 2005
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, 2006, AND ENDING DECEMBER 31, 2010

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

Gulf States Canners, Inc., files this its Application in triplicate 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 March 5, 2002, 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, 2000, and ending on the 30th day of December, 2005, 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.

(5)

Applicant employs at its plant in the Clinton Industrial Park approximately seventy-five (75) employees with an estimated annual payroll of \$2,600,000.00. 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 seventy-five (75) 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.

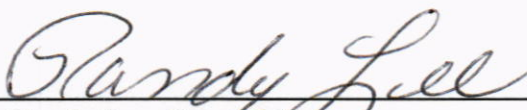
Wherefore, Applicant prays that this Board will enter a finding extending Applicant's exemption on the equipment described in Exhibit "A" for a period beginning January 1, 2006, and ending December 31, 2010, and further extending Applicant's exemption on the raw materials and

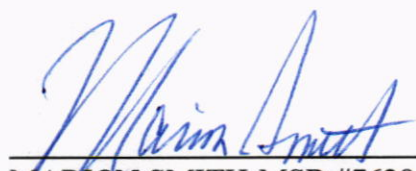
work in process used in connection with or produced by the within described equipment, and the finished goods and manufactured products owned by or remaining in the hands of Applicant at its plant in the Clinton Industrial Park as authorized by Section 27-31-7 of the Mississippi Code of 1972.

Respectfully submitted, this the 28 day of October, 2005.

GULF STATES CANNERS, INC.

BY:


Randy Lee, General Manager


MARION SMITH-MSB #7628
TRULY, SMITH & LATHAM, P.L.L.C.
P.O. BOX 1307
NATCHEZ, MS 39121
(601) 442-6495
ATTORNEYS FOR APPLICANT,
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STATE OF MISSISSIPPI
COUNTY OF HINDS

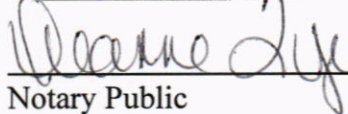
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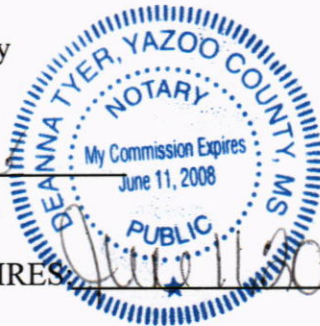
Affiant is the duly constituted, acting and serving General Manager of Gulf States Canners, Inc., the Applicant named in the above and foregoing Application for extension of tax exemption addressed to the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, and as such, is duly 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 28 day
of October, 2005.


Notary Public



MY COMMISSION EXPIRES June 11, 2008

EXHIBIT "A"

<u>ASSET #</u>	<u>ASSET NAME</u>	<u>AMOUNT</u>
19950	100 CAN PULL OFF-LINE 2	\$ 3,481.87
19953	PRINTER FOR PARTS RM	2,963.02
19954	HEAT EXCHANGE	7,021.90
19955	LANTECH STRETCH WRAPPER	56,249.90
19957	SCRUBBER-RIDER	31,890.28
19958	CIP VALVE CLUSTER FROM YE 12-99	43,632.90
19959	MAIN BEARING L2-FILLER	38,918.04
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19962	1-6000 DUAL LIFT - 9L0769 #EW	31,578.05
19963	SEAMSCAN	5,442.13
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19985	LIGHT CURTAIN	2,568.63
TOTAL		\$559,445.43

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

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APPLICATION OF GULF STATES CANNERS, INC.
FOR AN EXTENSION OF AN EXEMPTION
FROM AD VALOREM TAXES FOR AN ADDITIONAL FIVE YEARS
BEGINNING JANUARY 1, 2006, AND ENDING DECEMBER 31, 2010

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

Gulf States Canners, Inc., files this its Application in triplicate 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)

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(2)

By Final Resolution of this Board dated March 5, 2002, 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, 2000, and ending on the 30th day of December, 2005, 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.

(5)

Applicant employs at its plant in the Clinton Industrial Park approximately seventy-five (75) employees with an estimated annual payroll of \$2,600,000.00. 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 seventy-five (75) 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, 2006, and ending December 31, 2010, 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.

Respectfully submitted, this the 28 day of October, 2005.

GULF STATES CANNERS, INC.

BY:

Randy Lee
Randy Lee, General Manager

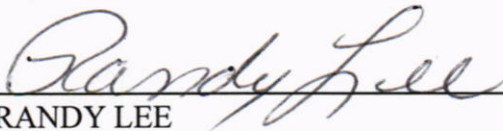
Marion Smith
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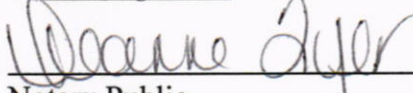
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Notary Public

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APPLICATION OF GULF STATES CANNERS, INC.,
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BEGINNING JANUARY 1, 2006, AND ENDING DECEMBER 31, 2010

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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.

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Applicant employs at its plant in the Clinton Industrial Park approximately seventy-five (75) employees with an estimated annual payroll of \$2,600,000.00. 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.

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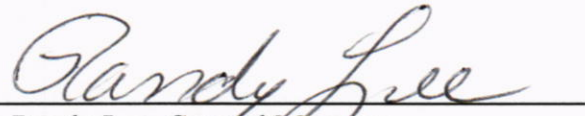
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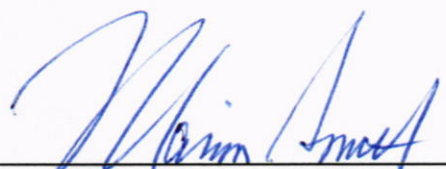
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GULF STATES CANNERS, INC.

BY:


Randy Lee, General Manager

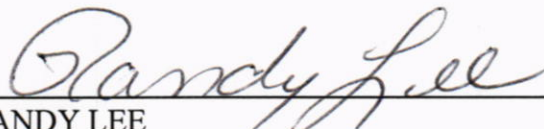

MARION SMITH-MSB #7628
TRULY, SMITH & LATHAM, P.L.L.C.
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STATE OF MISSISSIPPI
COUNTY OF HINDS

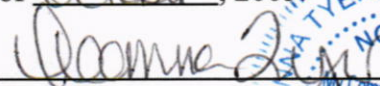
Personally came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, RANDY LEE, who being by me first placed on oath, deposes and says:

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 28 day
of October, 2005


Notary Public

MY COMMISSION EXPIRES June 11, 2008



EXHIBIT "A"

<u>ASSET #</u>	<u>ASSET NAME</u>	<u>AMOUNT</u>
19950	100 CAN PULL OFF-LINE 2	\$ 3,481.87
19953	PRINTER FOR PARTS RM	2,963.02
19954	HEAT EXCHANGE	7,021.90
19955	LANTECH STRETCH WRAPPER	56,249.90
19957	SCRUBBER-RIDER	31,890.28
19958	CIP VALVE CLUSTER FROM YE 12-99	43,632.90
19959	MAIN BEARING L2-FILLER	38,918.04
19960	1-5000 DUAL LIFTS - 9H2325	27,328.06
19961	1-5000 DUAL LIFTS - 9H2789	27,328.06
19962	1-6000 DUAL LIFT - 9L0769 #EW	31,578.05
19963	SEAMSCAN	5,442.13
19967	OSHA GUARDS	4,167.65
19968	SPIDER GEAR	8,925.00
19969	RELIEF VALVE ON CO2 TANK	3,038.68
19971	L2 DEPAL MAT CONVEYOR	6,063.83
19972	PUMP MOTOR FOR CIP SUPPLY	2,414.37
19974	CHEM CONTROL 4 AIR COMP COOL TOWE	3,087.81
19975	2 GEAR BOXES FOR WASTEWATER	4,129.73
19976	CARBON-WATER TREATMENT	13,971.48
19977	NITROGEN DRIP SYSTEM	10,981.43
19978	HFCS #42 PROJECT	188,924.29
19980	ICE BUILDER UPGRADE	18,814.76
19982	WASTE WATER FLOW METER	2,971.68
19983	BEVERAGE DECARBONATOR	5,896.32
19984	GLUE POT	7,655.56
19985	LIGHT CURTAIN	2,568.63
TOTAL		\$559,445.43

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