CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, SEPTEMBER 21, 2004 – 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, Wayne Derrick

Present:
Jehu Brabham - Alderman-At-Large
Tony Hisaw - Alderman Ward 1
Tony Greer - Alderman Ward 2
Clint Brantley - Alderman Ward 3
Phil Fisher – Alderman Ward 4
Herb Touchton – Alderman Ward 5
Sharbert Lott – Alderman Ward 6
Ken Dreher - City Attorney

PROCLAMATION

Mike Walker, with Bell South Pioneers, presented a Proclamation to the Mayor and Board of Alderman. Mayor Aultman declared October 2, 2004 as "Let's Just Play – It's A Great Day" at Traceway Park.

APPROVAL OF AGENDA ITEMS A-I

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

PRELIMINARY SITE PLAN FOR OUR REDEEMER LUTHERAN CHURCH

Upon presentation by Gary Ward, Zoning Administrator, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Hisaw to approve the preliminary site plan for Our Redeemer Lutheran Church to be located at 1745 Clinton/Raymond Road. A copy of the site plan is on file with the Zoning Administrator. **MOTION CARRIED UNANIMOUSLY**

PUBLIC HEARING ON THE CITY'S RESOLUTION OF ITS DECLARATION OF INTENT TO AUTHORIZE THE BORROWING OF AN AMOUNT NOT TO EXCEED $7,750,000

As shown by proof of publication that public hearing would be held September 21, 2004, notifying the public on the City's Resolution of its declaration of intent to authorize the borrowing of an amount not to exceed $7,750,000.00, Mayor Aultman called said public hearing to order at 7:10 p.m. Paul Bagley with JH & H presented the plans for the new Public Works Maintenance Building, Jerry Tullos with Alford Engineering presented the plans for Brighton Park and the Traceway Park. Following questions and comments from the public, said public hearing was closed at 8:25 p.m. No petition of protest against the entry into a loan by the City of Clinton, Mississippi, from the Mississippi Development Bank in the principal amount not to exceed $7,750,000 was presented. Copies of signature sheets showing who was present at the Public Hearing are attached.

MISSISSIPPI DEVELOPMENT BANK LOAN AGREEMENT

After a presentation by Larry Harris, Special Counsel to the City, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Greer that said Resolution adjudicated that no petition of protest against the entry into a loan by the City of Clinton, Mississippi, from the Mississippi Development Bank in the principal amount not to exceed $7,750,000 was presented. **MOTION CARRIED UNANIMOUSLY**

MOTION made by Alderman Brabham and **SECONDED** by Alderman Greer to approve a Resolution authorizing the negotiation or solicitation of proposals for the sale of by the Mississippi Development Bank of its Special Obligation Bonds, Series 2004 (Clinton, Mississippi, Recreational Facilities and Municipal Buildings Project), in the principal amount of $7,750,000 to provide funds for a loan between the City of Clinton, Mississippi, and the Bank. A copy of the Resolution is attached. **MOTION CARRIED 5 T0 2 WITH ALDERMAN FISHER AND ALDERMAN TOUCHTON VOTING "NO"**

PUBLIC HEARING ON REDISTRICTING/WARD LINES REVISIONS

As shown by proof of publication that public hearing would be held September 21,2004, notifying the public on the City's declaration of intent to accept the redistricting/ward line revisions as presented by Chris Watson of Bridges & Slaughter, LLC. Mayor Aultman called said public hearing to order at 8:50 p.m. Following questions and comments from the public, said public hearing was closed at 9:30 p.m.

REDISTRICTING/WARD LINES REVISIONS

No action was taken on this item. The Board agreed to accept additional comments until noon on September 29, 2004.

RESOLUTION TO ACCEPT LOAN OFFER FROM MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY FOR SEWER REHABILITATION AND NEW PUBLIC WORKS COMPLEX

Upon presentation by Richard Broome, City Engineer, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Hisaw to approve a Resolution accepting the Water Pollution Control Revolving Loan Fund loan in the amount of $4,000,000 for sewer rehabilitation and new Public Works Complex from the Mississippi Department of Environmental Quality. A copy of the Resolution is attached. **MOTION CARRIED UNANIMOUSLY**

APPLICATION FROM DELPHI AUTOMOTIVE SYSTEMS, LLC FOR AN ADDITIONAL FIVE-YEAR EXEMPTION ON PERSONAL PROPERTY HAVING A TRUE VALUE OF $4,436,202

Upon presentation by Wayne Derrick, City Clerk, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Brabham to approve a Resolution granting Delphi Automotive Systems, LLC an additional five-year exemption on personal property having a true value of $4,436,202 beginning December 31, 2004 and ending December 30, 2009. A copy of the Resolution is attached. **MOTION CARRIED UNANIMOUSLY**

FINANCING RATE QUOTES FOR THE RE-FINANCING OF THE 2000 EMERGENCY ONE LADDER TRUCK

Upon presentation by Wayne Derrick, City Clerk, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Lott to approve the re-financing of the 2000 Emergency One Ladder Truck with The Peoples Leasing as having the lowest and best financing bid at the rate of 3.05%. **MOTION CARRIED UNANIMOUSLY**

FINANCING RATE QUOTES FOR NEW PUMPER TRUCK FOR FIRE DEPARTMENT

Upon presentation by Wayne Derrick, City Clerk, **MOTION** made by Alderman Brantley and **SECONDED** by Alderman Brabham to accept the bid of The Peoples Leasing as the lowest and best bid for the lease-purchase of new pumper truck for Fire Department with a rate of 2.95%. **MOTION CARRIED UNANIMOUSLY**

ADOPTION OF AMENDMENTS TO VARIOUS 2003-2004 CITY FUND BUDGETS

The City Clerk presented the Amended Budgets for the 2003-2004 budget year and recommended approval of the amended budgets as presented. **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Lott to approve the Amended Budgets for 2003-2004 budget year. Copies of these budgets are attached. **MOTION CARRIED UNANIMOUSLY**

RESOLUTION GRANTING A SECOND FIVE-YEAR EXEMPTION TO MCIWORLDCOM MANAGEMENT COMPANY ON REAL PROPERTY HAVING A FAIR VALUE OF $28,211,980

Upon presentation by Wayne Derrick, City Clerk, **MOTION** made by Alderman Fisher and **SECONDED** by Alderman Brabham to take this item off of the table and to approve a Resolution granting a second five-year exemption to MCIWorldCom Management Company on real property having a fair value of $28,211,980 beginning January 1, 2004 and ending December 31, 2008. A copy of the Resolution is attached. **MOTION CARRIED UNANIMOUSLY**

ADJOURN 9:4 5 P.M.

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

APPROVED: Rosemary G. Aultman — Sept. 23, 2004
Rosemary G. Aultman, Mayor — Date

ATTEST: Carol Warren, Deputy — Sept. 23, 2004
Wayne Derrick, City Clerk — Date

CITY OF CLINTON MISSISSIPPI OFFICIAL SEAL

City of Clinton
Public Hearing
September 21, 2004, 7:00 pm
Proposed Bond Issue for Public Works Facility and Parks and Recreation Improvements

NAME:	ADDRESS:
David Mohon	105 Kimberly Cove
Barry [illegible]	109 Winding Hills Dr.
Ottowa E. Carter Jr.	104 SAN CARLOS DR.
David S Hardigree	102 PEBBLE COVE CLINTON MS 39056
Bubba Creel	114 Rolling Hills Raymond 39154
[illegible]	[illegible] Raymond MS
Mack Ferrell	Midway Dr
Mrs. Veda McMyers	210 Dawson St Clinton, Ms
Troy C. Hobert	301 Federation Pl Apt 107 Clinton MS
Jan Cossitt	100 Arapaho Cr. Clinton
Susan Musselwhite	104 B Crestwood Cove, clinton
Betty Ann Chisolm	4205 Williamson Rd Clinton
Erik R. Fleming	813 Oakwood Drive #207 Clinton
Rev J. Graves	[illegible] Clinton Tinnin Rd 39056
L.P. Russe	Fairfax Virginia
Trey Jean [illegible]	[illegible]
John McKee	
Chris Watson	Oxford, Ms
Michael J Ware	215 Willow Oak Dr. Clinton, ms
Robyn Cornelius	710 Berkshire St., Clinton, MS
Charles Lewis	222 Rectangler Dr, Clinton, MS
Jeff Williamson	803 Tanglewood Dr Clinton MS
William J. McMahon	104 E. LEAKE ST CLINTON
Jerrell Hutson	403 W. madison, clinton, Ms 39056
Robert Shelton	102 Easthaven Dr. Clinton MS 39056
Robert E. Gorman	107 Newport Circle

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City of Clinton

Public Hearing

September 21, 2004, 7:00 pm

Proposed Bond Issue for Public Works Facility and Parks and Recreation Improvements

NAME:	ADDRESS:
Aubrey Wells Jr	216 Mt. Salus Dr Clinton, MS
Larry Harris	Box 3380 Ridgeland, MS. 39158
Shane Johnson	5319 Hwy 22 Flora, MS. 39071
[illegible]	13[illegible] Longwood Dr. Clinton, MS
John D Mauldin	601 Cabernet Dr Clinton 39056
Darrel McQuirter	558 Tinnin Rd Clinton MS 39056
C. L. Pigg	3170 Santa Clair Circle 39212
Walker Schmitt	112 Pineridge Rd. Florence 39073
Tammie Robinson	412 Wayne St, Clinton
Robert Ritchey	1829 Gloucester Place, Clinton
Roy Edwards	2021 Pardue Rd Raymond MS 39154
Virgil F. Belue Ed.D.	221 Twin Lakes South, Clinton, MS 39056
Angela Richburg	5117 Palestine Rd Raymond
Betty Wilson	210 Indian Md. Rd - Clinton 39056
Eddy Ramsey	8061 N. McRaven Rd #17 Clinton
[illegible]	1224 Zepher Rd. Jackson 39209
Jackie Fountain	1607 Edgewood Place, Clinton
Philip Gunn	101 Pinehaven Cove
Kenneth Short	480 Hobby Farms Rd
Linda Johnson	4793 Old Lake Rd. Jackson MS 39212
Henry D. Smith	210 Norwood circle, Raymond
[illegible]	221 Port Gibson St Raymond, MS 39154
Bridgett Wilson	178 Kerrville dr. Jxn. MS. 39212
[illegible]	178 Kerrville dr. Jxn, MS 39212
Cornelius Morton	1107 Hamlin [illegible] Jackson 39209
Estelle Murphy	209 Hood Dr., Clinton 39056

City of Clinton

Public Hearing

September 21, 2004, 7:00 pm

Proposed Bond Issue for Public Works Facility and Parks and Recreation Improvements

NAME:	ADDRESS:
Willie D. Johnson	204 Nectar Hill
Mabel Bankston	211 Summer Hill Dr.
Jesse Evans Jr.	1996 N. Frontage Rd.
Alice Jordan	111 Jarvin St Clinton Miss
Shirley Jordan Miller	111 Jarvin Street Clinton
Larry Perry	Clinton, MS
Augustus Harper	1904 N Frontage Rd.
Jimmy Martin	620 Vernon Rd Clinton MS
Leonard Kelly	1072 Cherry Stone Cir Clinton
Dawn Wright	PO Box 242, Madison, MS
Mary Welch	218 Kitchings Dr.
[illegible]	218 Kitchings Dr
Deborah H. Bradford	216 Dawson St
Leroy Brown	1054 Cherry Stone Cir Clinton
[illegible]	319 Texas St Bolton MS
Rita B Anderson	1859 Clinton Raymond Rd.
Maybelle Cagle	193 Hobby Farms
Jan Nieminen	400 Trailwood Drive
Anne Mackie	310 E. College St.
Chris Collins	206 Spanish Oak
Gary Ward	201 Huntington Hill
John Murphy Jr	229 Deer Run
Tom McCollum	111 Buffalo Cove
Debbie McCollum	111 Buffalo Cove
Judy Rogers	108 Oakhurst Dr
[illegible]	1011 MacDale Lane Madison

City of Clinton
Public Hearing
September 21, 2004, 7:00 pm
Proposed Bond Issue for Public Works Facility and Parks and Recreation Improvements

NAME:	ADDRESS:
Stella O'Neil	3215 Pauline Dr, Pearl 39208
Britny Booth	109 Twilight Dr. Clinton
Dorothy Lee McCreary	1011 Arlington St. Clinton, Ms.
Mary Taylor	504 Rock Glen Dr Clinton
Annie Myles	210 Dawson St.
W. C. Ward	2060 N. Frontage Rd.
George Broadstreet	115 Waterfall Way Clinton
Phil Prather	117 Countrywood Circle
Dave Ellis	1830 Clinton Raymond Rd
Carolyn Mosley	1116 Monroe St
John E. Mosley	1115 Monroe St
[illegible]	108 [illegible] Rd
Betty Duckworth	109 Hickory LN
Sylvan [illegible]	The Clarion-Ledger, Jxn
Doyle P. Robbins	110 Newport Circle
Willie Robinson	214 [illegible] Dr
James [illegible]	604 Cartridge Ct
Douglas Pyron	109 Newport Circle
Dennis Nichols	410 Queen Julianna
[illegible]	1715 McAlpin Rd.
Tracy May	1200 Dartmoor Dr
Sherry Chappell	883 Magnolia Rd.
Otis Ward	
2031 Boby Rd	
Thomas R. Smith	6 Legare Court
Steve Koenig	204 William Dr.

City of Clinton

Public Hearing

September 21, 2004, 7:00 pm

Proposed Bond Issue for Public Works Facility and Parks and Recreation Improvements

NAME:	ADDRESS:
Dianne B Newman	270 Saddlewood Drive
Charles Breithaupt	900 E College St
Christine Whitten	309 Warwick Rd, Clinton
Debbie Barnett	111 McDonald Dr Clinton
Kimball Gober	206 Dahaja Circle, Clinton
Russell McClosky	200 Church St.
Wayne Skelton	112 Concord Drive, Clinton
Mike Gelston	1600 Arlington St, Clinton
C. Rodney Cummins	102 Newport Circle Clinton
Jerry Moore	121 Keith Lane
Belvie Mack	1838 Jones Loop Terry Ms.
W E Robinson	PO Box 585 Clinton
Vicki Derrick	213 Hannah Dr Clinton
Billie Melton	713 Tanglewood Dr., Clinton
Clarence Melton	713 Tanglewood Dr. Clinton
Cleveland Ellis	1074 Davis Cove
Mary B. Holly	213 Larsen St. Clinton
Arthur Palmer	161 Short Vernon Rd Clinton
Rufus A Parnell	374 Eleanell woods Jackson MS.
Betty [illegible]	825 [illegible] I Clinton Miss
Chris Hegal	812 Cherry Stone Cir. Clinton
Lundell Mack III	2213 Lyon RD Bolton Ms.
Michael Allen	1365 Brandon Rd 39047
Christopher B. Phillips	312 S. Bierdeman Rd. Pearl Ms. 39208
[illegible]	9115 Old Port Gibson Rd. Edwards Ms
Frank Jones	1705 Melrose Place

City of Clinton
Public Hearing
September 21, 2004, 7:00 pm
Proposed Bond Issue for Public Works Facility and Parks and Recreation Improvements

NAME:	ADDRESS:
Tim Rogers	108 Oakhurst Dr. Clinton, MS.
[illegible]	121 Lloyd St.
Jerry Tullos	602 Trailwood Dr.
Richard Broome	110 Moselle Dr.
Ken Dracker	111 Hillmont Circle
Denise Gallee	123 Stafford Dr Clinton

BOARD APPROVED

SEP 21 2004

CITY OF CLINTON

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: September 21, 2004 AGENDA ITEM NO. 7.

CONSENT AGENDA:

TO:

FOR:

ACCT. NO:

DISCUSSION/ACTION: Preliminary Site Plan – 1745 Clinton/Raymond Road
Our Redeemer Lutheran Church

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes x	Invoice	Other:
Ordinance	Plans, Maps	
Resolution	Contract	

RECOMMENDATION: Planning and Zoning Commission recommend approval.

BOARD ACTION:

MOTION MADE BY: Greer

SECONDED BY: Hisaw

VOTE CAST:	"AYE"	"NAY"	ACTION TAKEN:
Brabham	✓		
Hisaw	✓		
Greer	✓		
Brantley	✓		
Fisher	✓		
Touchton	✓		
Lott	✓		
Mayor Aultman			

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

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: September 21, 2004 AGENDA ITEM NO. 8

CONSENT AGENDA: TO:

FOR:

ACCOUNT NO: INTRODUCED BY:

EXHIBITS FOR REVIEW:

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

PUBLIC HEARING: On the City's Resolution of its Declaration of Intent to Authorize the Borrowing of and Amount not to Exceed $7,750,000

BOARD ACTION: MOTION MADE BY: ______

SECONDED BY: ______

VOTE CAST:	"AYE"	"NAY"	ACTION TAKEN:
Brabham	______	______	______
Hisaw	______	______	______
Greer	______	______	______
Brantley	______	______	______
Fisher	______	______	______
Touchton	______	______	______
Lott	______	______	______
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.

open 7:10
Closed 8:25

BOARD APPROVED

SEP 2 1 2004

CITY OF CLINTON

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: September 21, 2004 AGENDA ITEM NO. 9

CONSENT AGENDA: TO:

FOR:

ACCOUNT NO: INTRODUCED BY:

EXHIBITS FOR REVIEW:

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

DISCUSSION/ACTION: $7,750.00 Miss. Development Bank, Special Obligation Bonds, Series 2004

Larry Harris

BOARD ACTION: MOTION MADE BY:

SECONDED BY:

VOTE CAST: ACTION TAKEN:

	"AYE"	"NAY"	
Brabham	X		
Hisaw	X		
Greer	X		
Brantley	X		
Fisher		X	
Touchton		X	
Lott	X		
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.

John Greer adjudicated No petition was presented (u)

Resolution

Fisher voted "no"
Touchton " "no"

John Greer

The Mayor and Board of Aldermen of the City of Clinton, Mississippi (the "City"), took up the matter of approving the sale by the Mississippi Development Bank (the "Bank") of its Special Obligation Bonds, Series 2004 (Clinton, Mississippi, Recreation Facilities and Municipal Buildings Project), in the principal amount of Seven Million Seven Hundred Fifty Thousand Dollars ($7,750,000) the proceeds of which will provide the funds for a loan (the "Loan") between the Bank and the City pursuant to a loan agreement between the City and the Bank secured by a promissory note for the purposes of providing funds necessary to design, acquire, improve, construct, equip and adorn parks, playgrounds and recreation facilities, to acquire the necessary land therefor, if any; to design, erect, equip and furnish municipal buildings, to purchase land therefor, if any, and for related purposes (the "Project"). After discussion of the subject, Alderman Brabham offered and moved the adoption of the following resolution:

RESOLUTION AUTHORIZING THE NEGOTIATION OR SOLICITATION OF PROPOSALS FOR THE SALE BY THE MISSISSIPPI DEVELOPMENT BANK OF ITS SPECIAL OBLIGATION BONDS, SERIES 2004 (CLINTON, MISSISSIPPI, RECREATIONAL FACILITIES AND MUNICIPAL BUILDINGS PROJECT), IN THE PRINCIPAL AMOUNT OF SEVEN MILLION SEVEN HUNDRED FIFTY THOUSAND DOLLARS ($7,750,000) TO PROVIDE FUNDS FOR A LOAN BETWEEN THE CITY OF CLINTON, MISSISSIPPI, AND THE BANK PURSUANT TO A LOAN AGREEMENT BETWEEN THE CITY AND THE BANK SECURED BY A PROMISSORY NOTE (CLINTON, MISSISSIPPI, RECREATION FACILITIES AND MUNICIPAL BUILDINGS PROJECT) IN THE PRINCIPAL AMOUNT OF SEVEN MILLION SEVEN HUNDRED FIFTY THOUSAND DOLLARS ($7,750,000); APPROVING THE FORM OF AND EXECUTION OF, AS APPLICABLE, THE LOAN AGREEMENT, THE NOTE, THE INDENTURE OF TRUST, THE PRELIMINARY OFFICIAL STATEMENT, THE OFFICIAL FORM OF PROPOSAL AND THE TAX INTERCEPT AGREEMENT.

WHEREAS, the Mayor and Board of Aldermen of the City of Clinton, Mississippi (the "Governing Body" of the "City"), acting for and on behalf of the City, does hereby find, determine and adjudicate as follows:

1. The City is authorized under the provisions of Section 31-25-1 *et seq.,* Mississippi Code of 1972, as amended (the "Act"), to borrow in such amounts as it may find necessary and proper in order to provide funds necessary to design, acquire, improve, construct, equip and adorn parks, playgrounds and recreation facilities, to acquire the necessary land therefor, if any; to design,

erect, equip and furnish municipal buildings, to purchase land therefor, if any, and for related purposes (the "Project").

2. It is necessary, proper and economically feasible that the City borrow money by entering into a loan with the Bank, secured by the Note pursuant to the Act, for the purposes herein stated and under the procedures hereinafter set forth as provided by law to provide funds for the Project.

3. It is in the best interest of the City for the Bank to issue its Special Obligation Bonds, Series 2004 (Clinton, Mississippi, Recreation Facilities and Municipal Buildings Project) in the principal amount of Seven Million Seven Hundred Fifty Thousand Dollars ($7,750,000) (the "Bonds") for the purpose of providing funds for the Loan between the Bank and the City.

4. The Governing Body desires:

(i) to employ in connection with the preparation and issuance of the Bonds and the loan and authorize the negotiation or the solicitation of proposals for the sale of the Bonds the firm Government Consultants, Inc., Jackson, Mississippi, as Financial Advisor to the City and the Bank (the "Financial Advisor"), and Harris & Geno, PLLC, Ridgeland, Mississippi, as Bond Counsel, as hereinafter defined, to act for and on behalf of the City and the Bank;

(ii) to approve the form of and distribution of the preliminary official statement (the "Preliminary Official Statement") and the official form of proposal (the "Proposal Form") by the Financial Advisor and by Bond Counsel for the sale of the Bonds; and

(iii) to authorize the execution of the Proposal Form by the Mayor and City Clerk of the City for the sale of the Bonds subject to approval by the Bank and certain other conditions as hereinafter set forth.

5. The Governing Body finds it necessary to approve the form of and execution of , as applicable, the Loan Agreement, dated as of October 1, 2004, between the Bank and the City (the "Loan Agreement"), the Promissory Note (Clinton, Mississippi, Recreation Facilities and Municipal Facilities Project), dated as of October 1, 2004, of the City (the "Note"), the Indenture of Trust, dated as of October 1, 2004, between the Bank and Trustmark National Bank, Jackson, Mississippi (the "Trustee") (the "Indenture"), and the Tax Intercept Agreement, dated as of October 1, 2004, between the City and the Bank (the "Tax Intercept Agreement").

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY ACTING FOR AND ON BEHALF OF THE CITY, AS FOLLOWS:

SECTION 1. The Governing Body of the City does hereby approve negotiation or the solicitation of proposals for the sale of the Bonds by the Financial Advisor and Bond Counsel for and on behalf of the Bank. Based on the recommendation of the Financial Advisor and Bond Counsel, the Mayor and City Clerk are hereby authorized to execute the Proposal Form to award the sale of the Bonds to the successful bidder for the Bonds with such changes, insertions and omissions as may be approved by such officers, said execution being evidence of such approval provided that the parameters in the following sentence are met. The Governing Body hereby agrees to the sale of the Bonds by the Bank in the principal amount not to exceed $7,750,000, pursuant to the terms and conditions of the Proposal Form subject to the approval of the Mayor and City Clerk of the following:

(1) the average annual net interest rate, which shall not exceed seven percent (7.00%);

(2) an amortization schedule for a term not to exceed twenty (20) years; and

(3) approval by the Bank.

SECTION 2. The Mayor and City Clerk are hereby authorized and directed to endorse upon the aforesaid Proposal Form a suitable notation as evidence of the acceptance thereof, for and on behalf of the City. The City Clerk of the City is hereby directed to forward to the Bank the executed Proposal Form.

SECTION 3. The Loan Agreement, including the form of the Note, is hereby approved, and the Mayor and City Clerk of the City are hereby authorized and directed to execute said Loan Agreement and Note on behalf of the City. All provisions of the Loan Agreement, including the Note, when executed as authorized herein, shall be incorporated herein, and shall be deemed to be a part of this resolution fully and to the same extent as if separately set out verbatim herein, which said Loan Agreement and Note shall be in substantially the form attached hereto as Exhibit A, with such completions, changes, insertions and modifications as shall be approved by the officers executing and delivering same.

SECTION 4. The form of the Indenture as submitted to this meeting and made a part of this resolution as though set forth in full herein shall be, and the same hereby is, approved in substantially the form as attached hereto as Exhibit B with such completions, changes, insertions and modifications as shall be approved by the Mayor and City Clerk of the City prior to execution and delivery by the Mississippi Development Bank and the Trustee in connection with the loan to the City of the proceeds of the Bonds.

SECTION 5. The Preliminary Official Statement and the Proposal Form for the Bonds are hereby approved and ratified in substantially the form attached hereto. The Mayor is hereby authorized and directed to approve the final Official Statement on behalf of the Governing Body with such changes from the Preliminary Official Statement as she may approve, and the Governing Body hereby authorizes and ratifies, the distribution of said Preliminary Official Statement, the Proposal Form and said final Official Statement and the use thereof by the Financial Advisor and Bond Counsel in connection with the sale of the Bonds. Said Preliminary Official Statement and Proposal Form are hereinafter as set forth in Exhibit C and Exhibit D, respectively.

SECTION 6. The Tax Intercept Agreement between the City and the Bank is hereby approved, and the Mayor and City Clerk of the City are hereby authorized and directed to execute said Tax Intercept Agreement on behalf of the City. All provisions of the Tax Intercept Agreement, when executed as authorized herein, shall be incorporated herein, and shall be deemed to be a part of this resolution fully and to the same extent as if separately set out verbatim herein, which said Tax Intercept Agreement shall be in substantially the form attached hereto as Exhibit E, with such completions, changes, insertions and modifications as shall be approved by the officers executing and delivering the same.

SECTION 7. Trustmark National Bank, Jackson, Mississippi, is hereby approved by the City to serve as trustee under the Indenture (the "Trustee").

SECTION 8. The Mayor or City Clerk of the City is hereby authorized and directed to sign requisitions and perform such other acts as may be necessary to authorize the Trustee to pay on the Closing Date of the Bonds the costs of issuance of said Bonds and cost of issuance for the loan between the Bank and the City.

SECTION 9. Upon receiving the recommendation of the Financial Advisor to the Bank, Bond Counsel and Counsel to the City, the Mayor is hereby authorized and directed to make all final determinations necessary to prepare the Preliminary Official Statement, Official Form of Proposal, Indenture of Trust, Loan Agreement, Note and Tax Intercept Agreement, for the sale of the Bonds, including the date of sale, the dated date of the Bonds, the final principal amount of the Bonds, the maturity schedule relating to the Bonds, the redemption terms of the Bonds and any other terms thereof; provided, however, that all such determinations shall be made subject to approval by the Executive Director of the Bank, to be evidenced by the execution of the Official Form of Proposal for the sale of the Bonds by the Mayor and City Clerk, acting for and on behalf of the City pursuant to this resolution, and by the Executive Director of the Bank, acting for and on behalf of the Bank pursuant to a resolution adopted by the Bank on September 22, 2004.

SECTION 10. If the Bank executes a commitment for the provision of municipal bond insurance and/or a debt service reserve surety bond for the Bonds and any additional documents and certificates which are required by any provider of such municipal bond insurance and/or debt service reserve surety bond selected to provide credit enhancement in connection with the issuance of the Bonds, the Mayor is hereby authorized to approve any changes, insertions and omissions as may be required by the provider of the municipal bond insurance and/or debt service reserve surety bond to the Indenture, Loan Agreement, Note, Tax Intercept Agreement, or Preliminary Official Statement as are approved by the Executive Director of the Bank evidenced by his execution of the commitment for said municipal bond insurance and/or debt service reserve surety bond and other additional documents and certificates.

SECTION 11. The Mayor and City Clerk of the City be, and they are hereby authorized and directed for and on behalf of the Governing Body, to take any and all such action as may be required by the City to carry out and to give effect to the aforesaid documents authorized pursuant to this resolution and to execute all papers, documents, certificates and other instruments that may be required for the carrying out of the authority conferred by this resolution in order to evidence said authority, including the approval of the final Official Statement in connection with the Bonds.

Alderman Brabham made a motion to approve the foregoing Resolution, Alderman Greer seconded the motion to adopt the foregoing Resolution, and the vote thereupon was as follows:

Alderman Jehu W. Brabham	voted: yes
Alderman Tony Hisaw	voted: yes
Alderman Tony Greer	voted: yes
Alderman Clint Brantley	voted: yes
Alderman Phil Fisher	voted: NO
Alderman Herb Touchton	voted: NO
Alderman Sharbert K. Lott	voted: yes

The motion having received the foregoing vote of the Governing Body, the Mayor declared the motion carried and the resolution adopted this the 21st day of September 2004.

CITY OF CLINTON, MISSISSIPPI

By: Rosemary D. Aultman

Rosemary Aultman, Mayor

ATTEST:

Carol Warren Deputy

Wayne Derrick, City Clerk

CITY OF CLINTON MISSISSIPPI OFFICIAL SEAL

CC126-3
Auth. Res.

The Clerk reported that pursuant to a resolution declaring the intention of the Mayor and Board of Aldermen (the "Governing Body") of the City of Clinton, Mississippi (the "City"), to enter into a loan with the Mississippi Development Bank whereby the City will borrow a maximum principal amount not to exceed Seven Million Seven Hundred Fifty Thousand Dollars ($7,750,000) (the "Loan") for the purpose of providing funds to pay for the cost of designing, acquiring, improving, constructing, equipping and adorning parks, playgrounds and recreation facilities, to acquire the necessary land therefor, if any; designing, erecting, equipping and furnishing municipal buildings, to purchase land therefor, if any; and for related purposes within the City, he did cause notice of intention to enter into said Loan to be published in the *Clarion Ledger*, a newspaper having a general circulation in the City, on August 25, September 1, September 8 and September 15, 2004, as evidenced by proof of publication filed in the office of the Clerk and presented herewith to the Governing Body. The Clerk further reported that no written protest of any kind or character against the entry into said Loan had been filed in the Clerk's office. Thereupon, Alderman Bratham ____ moved the adoption of the following resolution:

A RESOLUTION DECLARING THE ABSENCE OF ANY PROTEST AGAINST THE ENTRY INTO A LOAN BY THE CITY OF CLINTON, MISSISSIPPI, FROM THE MISSISSIPPI DEVELOPMENT BANK IN THE PRINCIPAL AMOUNT NOT TO EXCEED SEVEN MILLION SEVEN HUNDRED FIFTY THOUSAND DOLLARS ($7,750,000).

WHEREAS, under the power and authority granted by the Laws of the State of Mississippi and particularly under Sections 31-25-1 *et seq.* of the Mississippi Code of 1972, as amended, the Mayor and Board of Aldermen (the "Governing Body") on August 17, 2004, did adopt a certain resolution entitled:

A RESOLUTION OF THE MAYOR AND ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, DECLARING THE INTENTION OF THE CITY TO AUTHORIZE THE BORROWING OF AN AMOUNT NOT TO EXCEED SEVEN MILLION SEVEN HUNDRED FIFTY THOUSAND DOLLARS ($7,750,000) BY ENTERING INTO A LOAN AGREEMENT WITH THE MISSISSIPPI DEVELOPMENT BANK FOR THE PURPOSE OF PROVIDING FUNDS NECESSARY TO DESIGN, ACQUIRE, IMPROVE, CONSTRUCT, EQUIP AND ADORN PARKS, PLAYGROUNDS AND RECREATION FACILITIES, TO ACQUIRE THE NECESSARY LAND THEREFOR, IF ANY; TO DESIGN, ERECT, EQUIP AND FURNISH MUNICIPAL BUILDINGS, TO PURCHASE LAND THEREFOR, IF ANY; AND FOR RELATED PURPOSES.

WHEREAS, as directed by the aforesaid resolution and as required by law, the entire text of the said resolution was published once a week for at least three (3) consecutive weeks in the *Clarion Ledger*, a newspaper having a general circulation within the City, and was so published in said newspaper on August 25, September 1, September 8 and September 15, 2004, as evidenced by the publisher's proof of publication of the same heretofore presented to the Governing Body and filed with the Clerk, the first publication of which was made not less than twenty-one (21) days prior to September 21, 2004, and the last publication having been made not more than seven (7) days prior thereto, said date being the date fixed in said resolution on or prior to which a written protest by qualified electors against the entry by the City into the Loan might be filed and on which the Governing Body would take further action to provide for the entry by the City into the Loan;

WHEREAS, at or prior to the hour of 7:00 o'clock p.m. on September 21, 2004, no written protest of any kind or character was filed or presented by qualified electors against the entry by the City into the Loan.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CLINTON, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That all of the findings of fact made and set forth in the preamble to this resolution shall be and the same are hereby found, declared and adjudicated to be true and correct.

SECTION 2. That the Mayor and Board of Aldermen of the City of Clinton, Mississippi, is now fully authorized and empowered under the provisions of Sections 31-25-1 *et seq*., of the Mississippi Code of 1972, as amended, to proceed with the entry into the Loan with the Mississippi Development Bank without an election on the question of entry therein.

SECTION 3. That the Loan being in the principal amount of Seven Million Seven Hundred Fifty Thousand Dollars ($7,750,000) shall be and is hereby authorized to be entered into to raise money for the purpose of providing funds to pay for the cost of designing, acquiring, improving, constructing, equipping and adorning parks, playgrounds and recreation facilities, to acquire the necessary land therefor, if any; designing, erecting, equipping and furnishing municipal buildings, to purchase land therefor, if any; and for related purposes within the City.

Alderman Brabham made a motion to approve the foregoing Resolution, Alderman Greer seconded the motion to adopt the foregoing Resolution, and the vote thereupon was as follows:

Alderman Jehu W. Brabham	voted: yes
Alderman Tony Hisaw	voted: yes
Alderman Tony Greer	voted: yes
Alderman Clint Brantley	voted: yes
Alderman Phil Fisher	voted: yes
Alderman Herb Touchton	voted: yes
Alderman Sharbert K. Lott	voted: yes

The motion having received the foregoing vote of the Governing Body, the Mayor declared the motion carried and the resolution adopted this the 21st day of September 2004.

CITY OF CLINTON, MISSISSIPPI

By: Rosemary G. Aultman
Rosemary Aultman, Mayor

ATTEST:

Carol Warren, Deputy
Wayne Derrick, City Clerk

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: September 21, 2004 AGENDA ITEM NO. 10

CONSENT AGENDA: TO:

FOR:

ACCOUNT NO: INTRODUCED BY:

EXHIBITS FOR REVIEW:

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

PUBLIC HEARING: On Redistricting/Ward Lines Revisions

Chris Watson - Bridge & Slaughter

BOARD ACTION: MOTION MADE BY:

SECONDED BY:

VOTE CAST:	"AYE"	"NAY"	ACTION TAKEN:
Brabham			
Hisaw			
Greer			
Brantley			
Fisher			
Touchton			
Lott			
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.

start - 8:50
end - 9:30

Fisher
left @ 9:30pm
returned 9:32pm

City of Clinton
Public Hearing
September 21, 2004, 7:00 pm
Proposed Ward Lines for
Clinton Redistricting Plan

NAME:	ADDRESS:
Michael J Warren	215 Willow Oak Dr. Clinton
John McKee	3 Oak Alley Clinton MS
RICHARD BROOME	110 Mozelle Dr.
Charles Breithaupt	900 E College St
Christine Whitton	309 Warwick Rd.
Debbie Barnett	111 McDonald Dr. Clinton
Mabel Bankston	211 Summerhill Dr.
Mary L. Holley	213 Tarvin St clinton
Jesse Burns Jr.	1986 N. Frontage Rd
Erik Fleming	813 Oakwood Drive #207, Clinton
[illegible] Patton	101 Patton Drive
Vickie Denick	213 Hannah Dr
Debbie Mack	1838 Joneshoop Terry MS
Augustus Harper Sr.	1904 N Frontage Rd.
Larry Perry	1896 N. Frontage Rd
[illegible] Miller	111 Tarvin Street Clinton, MS
[illegible] Jordan	111 Tarvin St. Clinton, Miss.
LEROY BROWN	1054 Cherry Stone Cir Clinton
Deborah H. Bradford	216 Dawson St
[illegible] Hodges	113 Ellicot Burn
[illegible] Castle	193 Holley Farms
Jan Nieminen	400 Trailwood Dr.
Anne Marke	310 E. College St.
[illegible] Anderson	1859 Clinton Raymond Rd.
[illegible]	1612 Pocahontas St Flora MS
Estelle Murphy	209 Hood Dr., Clinton

City of Clinton
Public Hearing
September 21, 2004, 7:00 pm
Proposed Ward Lines for
Clinton Redistricting Plan

NAME:	ADDRESS:
Pat Bracey	1011 MacDale Ln, Madison
Jim Rogers	108 Oakhurst DR, Clinton
Jerry Tullos	602 Trailwood Dr.
Ken Buchanan	111 Hillmont Circle
Gary Ward	201 Huntington Hill

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: September 21, 2004 AGENDA ITEM NO. 11

CONSENT AGENDA: TO:

FOR:

ACCOUNT NO: INTRODUCED BY:

EXHIBITS FOR REVIEW:

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

DISCUSSION/ACTION: Redistricting/Ward Lines Revisions

No action

~~Tabled to Oct. 5, 2004~~

BOARD ACTION: MOTION MADE BY:

SECONDED BY:

VOTE CAST:	"AYE"	"NAY"	ACTION TAKEN:
Brabham	______	______	______
Hisaw	______	______	______
Greer	______	______	______
Brantley	______	______	______
Fisher	______	______	______
Touchton	______	______	______
Lott	______	______	______
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

SEP 21 2004

CITY OF CLINTON

CITY OF CLINTON AGENDA ITEM FACT SHEET

Board Meeting Date: Sept. 21, 2004 Agenda Item No. 12

Consent Agenda: To:
For:
*

Account No.

Discussion/Action: Resolution to accept loan offer from DEQ for sewer rehab and public works complex.

Introduced by: Richard Broome Telephone No.924-5462

Exhibits for Review:

Minutes: ________ Invoice: X Other: X
Ordinance: ________ Plans, Maps: ________
Resolution: ________ Contract: ________

Recommendation:

Board Action:

Motion made by: Greer
Seconded by: Hisaw

Vote Cast:	"Aye":	"Nay":	Action Taken:
Brabham	✓		
Hisaw	✓		
Greer	✓		
Brantley	✓		
Fisher	✓		
Touchton	✓		
Lott	✓		
Mayor Aultman			

Agenda items must be turned in to the City Clerk with all attachments no later than 5 P.M. on the Wednesday preceding the Tuesday Board Meeting to be included on the Agenda. This deadline will be strictly enforced.

BOARD APPROVED

SEP 2 1 2004

CITY OF CLINTON

SEP 9 2004

CITY OF CLINTON

STATE OF MISSISSIPPI
HALEY BARBOUR
GOVERNOR
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
CHARLES H. CHISOLM, EXECUTIVE DIRECTOR

September 7, 2004

CERTIFIED MAIL NO. 7002 2030 0004 2846 1560

Honorable Rosemary Aultman, Mayor
City of Clinton
P.O. Box 156
Clinton, Mississippi 39060-0156

RECEIVED
SEP 1 3 2004
CITY OF CLINTON
ENGINEERING DEPARTMENT

Dear Mayor Aultman:

Re: City of Clinton
Sewer Rehabilitation &
New Public Works Complex
WPCRLF Loan Offer
SRF-C280805-03-0

I am pleased to offer the enclosed Water Pollution Control Revolving Loan Fund (WPCRLF) loan in the amount of $4,000,000 to the City of Clinton for construction of your pollution control facilities.

Enclosed are one (1) original and two (2) copies of the loan agreement for your signature. Before signing, please carefully review the loan agreement and the WPCRLF Regulations (copy enclosed). After signature, keep one copy with your official project files, and send one copy to your consulting engineer. Send the original by certified mail to Jo Carol Tadlock, Department of Environmental Quality, at the address below, along with a certified copy of the resolution authorizing your acceptance of the loan. If you wish, we will hold a Project Management Conference at your offices in which administrative and technical guidance will be provided to assist you in the management of your project. Please contact Ray Eaton at 601/961-5114 if you wish to schedule a date and time for the Project Management Conference.

The signed loan agreement and authorizing resolution must be submitted to the Department by October 19, 2004. If a time extension is needed, a written request with a detailed justification must be submitted by this date. Failure to submit the signed agreement or request for time extension by the specific date will void this loan offer.

OFFICE OF POLLUTION CONTROL
POST OFFICE BOX 10385 • JACKSON, MISSISSIPPI 39289-0385 • TEL: (601) 961-5171 • FAX: (601) 354-6612 • www.deq.state.ms.us
AN EQUAL OPPORTUNITY EMPLOYER

Of particular importance is Article 10.01(1) of the loan agreement, which is the schedule of actions you must take on this project. It is extremely important that you comply with this schedule in order to avoid default of your loan agreement and subsequent loss of WPCRLF loan funding for this project. If you have not already done so, you should immediately initiate development of the plans, specifications and contract documents and acquisition of any land and/or easements necessary for construction of this project.

Payment request forms are enclosed, and you may now request payments for eligible costs incurred. Please submit two (2) copies with original signatures and supporting invoices (1 copy) to the Department.

If you have any questions or need assistance, please call our project manager, Ray Eaton at 601/961-5114.

Sincerely,

for Keith Dale

Charles H. Chisolm, P.E.
Executive Director

CHC:RE:dw
Enclosures
cc: Greg Gearhart, P.E., Williford, Gearhart & Knight, Inc. (w/enclosures)
Ray Eaton, P.E.
Jo Carol Tadlock
Final Closeout File

Resolution
Acceptance of Loan

RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE WATER POLLUTION CONTROL REVOLVING FUND LOAN PROGRAM THROUGH THE MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY .

WHEREAS, the ***City of Clinton, MS*** has made application for a Water Pollution Control Revolving Fund Loan from the Mississippi Department of Environmental Quality; and

WHEREAS, the ***City of Clinton, MS*** did submit a Water Pollution Control application package in compliance with Water Pollution Control Revolving Fund Loan Program Regulations; and

WHEREAS, the ***City of Clinton, MS*** did provide as part of the package a certified copy of a resolution which authorized submission of the application and which designated an authorized representative to execute the application and to be the authorized representative for the project; and

NOW, THEREFORE, BE IT RESOLVED BY THE ***City of Clinton, MS***:

That the Water Pollution Control Revolving Fund Loan Program project SRF-C280***805-03*** be **accepted**.

Alderman Greer moved and Alderman Hisaw seconded the adoption of the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Jehu Brabham	yes
Tony Hisaw	yes
Tony Greer	yes
Clint Brantly	yes
Phil Fisher	yes
Herb Touchton	yes
Sharbert K. Lott	yes

This motion to adopt the resolution, having received the vote shown above, was declared carried.

BOARD APPROVED

SEP 21 2004

CITY OF CLINTON

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: September 21, 2004

AGENDA ITEM NO. 13

CONSENT AGENDA:

TO:

FOR:

ACCOUNT NO:

INTRODUCED BY:

EXHIBITS FOR REVIEW:

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

RECOMMENDATION: Application from Delphi Automotive Systems, LLC for an Additional Five-Year Exemption on Personal Property Having a True Value of $4,436,202

Introduced by: Wayne Derrick, City Clerk

BOARD ACTION:

MOTION MADE BY: Hisaw

SECONDED BY: Brabham

VOTE CAST:

ACTION TAKEN:

	"AYE"	"NAY"
Brabham	✓	
Hisaw	✓	
Greer	✓	
Brantley	✓	
Fisher	✓	
Touchton	✓	
Lott	✓	
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.

Agenda Item for September 21, 2004

Application from Delphi Automotive Systems, LLC for an additional five-year exemption on personal property having a true value of $4,436,202 beginning December 31, 2004 and ending December 30, 2009.

BOARD APPROVED

SEP 21 2004

CITY OF CLINTON

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 a tax exemption from ad valorem taxes for Delphi Automotive Systems, LLC 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 EXEMPTION FROM AD VALOREM TAXES FOR AN ADDITIONAL FIVE-YEAR PERIOD TO DELPHI AUTOMOTIVE SYSTEMS, LLC, AS AUTHORIZED BY SECTION 27-31-101, ET SEQ., OF THE MISSISSIPPI CODE OF 1972, AS AMENDED.

WHEREAS, Delphi Automotive Systems, LLC filed with the Mayor and Board of Aldermen its Application requesting the granting of an exemption from ad valorem taxes for an additional five-year period for additions and expansions completed on December 31, 1999; and

WHEREAS, this body previously granted an exemption from ad valorem taxes to the Applicant for a five-year period beginning December 31, 1999 and ending on December 30, 2004 on certain additions and expansions which was approved by the Mississippi State Tax Commission; and

WHEREAS, the Applicant may request an exemption from ad valorem taxes for an additional five-year period on the aforementioned items which have a current true value of $4,436,202 as shown on Exhibit 2;

NOW, THEREFORE, it is ordered by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, that the Application of Delphi Automotive Systems, LLC for the granting of an exemption from ad valorem taxes for an additional five-year period is hereby approved and that the property described in Exhibit 2 to the Application with a true value of $4,436,202 is exempt from all ad valorem taxation, except State and Clinton Public School District taxation, for an additional five-year period beginning December 31, 2004 and ending December 30, 2009.

SO ORDERED, this the 21st day of September, 2004.

Rosemary G. Aultman

Rosemary G. Aultman, Mayor

ATTEST:

Carol Warren, Deputy

W. Wayne Derrick, City Clerk

(SEAL)

CITY OF CLINTON MISSISSIPPI OFFICIAL SEAL

REQUEST OF DELPHI AUTOMOTIVE SYSTEMS, LLC FOR A FIVE YEAR **EXTENSION** OF THE AD VALOREM TAX EXEMPTION PREVIOUSLY GRANTED BY THE MAYOR AND BOARD OF ALDERMEN OF CLINTON, MISSISSIPPI ON THE ADDITIONS COMPLETED **DECEMBER 31, 1999**

TO THE MAYOR AND BOARD OF ALDERMEN OF CLINTON, MISSISSIPPI:

DELPHI AUTOMOTIVE SYSTEMS, LLC files this request, in triplicate, for a five-year extension of the ad valorem tax exemption previously granted it on additions completed December 31, 1999 to its plant facilities and respectfully represents as follows:

I.

Applicant, DELPHI AUTOMOTIVE SYSTEMS, LLC, is a Delaware Corporation with its principal place of business in Detroit, Michigan, and is qualified to do business in Mississippi with its registered office in Hinds County, Mississippi.

II.

Applicant is now operating as an automobile component part manufacturing type of industry within the industrial park of the City of Clinton, Hinds County, Mississippi.

III.

By final order of the Mayor and Board of Aldermen of Clinton, Mississippi, dated January 8, 2001, the Board granted Applicant for an initial period of five years an ad valorem tax exemption on additions or expansions and replacements of equipment completed December 31, 1999, pursuant to the applicable law, Section 27-31-105, of the Mississippi Code of 1972, as amended. A true and correct copy of said final order of January 8, 2001, is attached hereto as **Exhibit 1**. The current initial exemption is set to expire December 30, 2004. The exemption was granted upon personal property having a true value of $~~6,455,194.73~~ 4,436,202 WD which was shown and itemized on Exhibit "A" to the original exemption application, and a true copy of which is attached hereto as **Exhibit 2** and made a part hereof.

IV.

In support of its right and eligibility to receive an extension of the above mentioned ad valorem tax exemption, Applicant respectfully states and certifies that Applicant has complied with the City's conditions for the extension. Although the number of salary and hourly employees at Delphi's Clinton plants has shown decline at the plant in the past five years (1051 now versus 1573 in 1999) due to cyclical conditions in the automotive industry, the company has achieved the reductions through retirements and natural attrition. The 1999 additions to the plant have therefore contributed to the stability and security of jobs at the facility.

V.

Applicant therefore states as set forth above that it meets all conditions required to be eligible for an extension of the initial five year exemption for an additional five years as permitted by the original Order.

WHEREFORE, Applicant prays that the Board of Supervisors of Hinds County, Mississippi enter a Final Order extending the above mentioned initial tax exemption in accordance with the original grant for an additional five (5) years, commencing on December 31, 2004, and ending December 30, 2009, and that a certified copy of said Final Order be furnished to the Hinds County Tax Assessor's Office.

Respectfully submitted,

DELPHI AUTOMOTIVE SYSTEMS, LLC

By: Larry V. Johnson
LARRY JOHNSON
DIRECTOR, MISSISSIPPI OPERATIONS

STATE OF MISSISSIPPI

COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for the jurisdiction aforesaid, LARRY JOHNSON, who stated that he is Director, Mississippi Operations, of Delphi Automotive Systems, LLC, Clinton, Mississippi, and that the matters set forth in the foregoing Application for Exemption from Ad Valorem Taxation are true and correct to the best of his knowledge, information and belief.

SWORN TO AND SUBSCRIBED BEFORE ME, on this, the 31st day of August, 2004.

Teresa S. Black
NOTARY PUBLIC

My Commission Expires:

April 7, 2007

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE
MY COMMISSION EXPIRES: Apr 7, 2007
BONDED THRU NOTARY PUBLIC UNDERWRITERS

OF COUNSEL:

ROBERT P. WISE
WISE CARTER CHILD & CARAWAY
PROFESSIONAL ASSOCIATION
P. O. Box 651
Jackson, Mississippi 39205
(601) 968-5561 (telephone)
(601) 968-5593 (facsimile)
Email: RPW@wisecarter.com

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BOARD APPROVED

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 Delphi Automotive Systems, LLC, and the following Resolution, being first reduced to writing, was introduced:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF CLINTON, MISSISSIPPI GRANTING FINAL APPROVAL OF AD VALOREM TAX EXEMPTION TO DELPHI AUTOMOTIVE SYSTEMS, LLC, CLINTON, MISSISSIPPI.

Whereas Delphi Automotive Systems, LLC 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 a five-year period 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 Delphi Automotive Systems, LLC is hereby approved and that the property described in Exhibit A to the Application with a true value of $6,455,194 is exempt from all ad valorem taxation, except State

EXHIBIT

tabbies

1

and Clinton Public School District taxation, for a five-year period beginning December 31, 1999 and ending December 30, 2004.

So ordered, this the 8th day of January, 2000.

Rosemary G. Aultman

Rosemary G. Aultman, Mayor

ATTEST:

W. Derrick

W. Wayne Derrick, City Clerk

(SEAL)

I hereby certify that the attached are true and exact copies of the minutes of the Mayor and Board of Aldermen of the City of Clinton at it's meeting held on 01/02/2001

W. Derrick

City Clerk

01/12/2001

Date

EXHIBIT "A"

GENERAL MOTORS CORPORATION

DELPHI PACKARD ELECTRIC SYSTEMS

True value of property added to Plants 20, 21, 22, 24, 25 and 27 completed December 31, 1999:

LOCATION	MACHINERY AND EQUIPMENT	FURNITURE AND FIXTURES	WORK-IN-PROGRESS INVENTORIES	TOTAL	
Plant 20	396,025.94	317,255.24	~~200,768.12~~	~~914,049.30~~	713,281
Plant 21	320,238.97	46,603.76	~~162,347.39~~	~~529,190.12~~	366,843
Plant 22	1,400,555.60	84,637.12	~~710,021.47~~	~~2,195,214.19~~	1,485,193
Plant 24	1,463,766.47	5,132.30	~~742,066.66~~	~~2,210,965.43~~	1,468,899
Plant 25	255,646.42	0.00	~~129,601.74~~	~~385,248.16~~	255,646
Plant 27	146,339.63	0.00	~~74,187.90~~	~~220,527.53~~	146,340
	$3,982,573.03	$453,628.42	~~$2,018,993.28~~	~~$6,455,194.73~~	4,436,202

EXHIBIT

tabbies

2

G: RPW/Delphi/\Delphi.app

BOARD APPROVED

SEP 21 2004

CITY OF CLINTON

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: September 21, 2004 AGENDA ITEM NO. 14

CONSENT AGENDA: TO:

FOR:

ACCOUNT NO: INTRODUCED BY:

EXHIBITS FOR REVIEW:

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

RECOMMENDATION: Financing Rate Quotes for the Re-financing of the 2000 Emergency One Ladder Truck

Introduced by: Wayne Derrick, City Clerk

BOARD ACTION: MOTION MADE BY: Greer

SECONDED BY: Lott

VOTE CAST:	"AYE"	"NAY"	ACTION TAKEN:
Brabham	✓		
Hisaw	✓		
Greer	✓		
Brantley	✓		
Fisher	✓		
Touchton	✓		
Lott			
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

SEP 21 2004

CITY OF CLINTON

C I T Y   O F   C L I N T O N
300 Jefferson Street
Clinton, MS 39056
Direct: 601-924-5462
FAX: 601-925-4605

M E M O R A N D U M

Office of the City Clerk

Date: September 14, 2004

To: Mayor and Board

From: Wayne Wayne

Item: Financing Rate Quotes for the Re-Financing of the 2000 Emergency One Ladder Truck

The Emergency One Ladder Truck is currently leased through Union Planters Bank at an annual percentage rate of 6.052%.

Due to the favorable interest rates which are currently available, I requested and received quotes for the re-financing of this lease. The payoff of the existing lease will be approximately $465,000, with a new lease payment period of 84 months (last payment on current lease is December 15, 2010). It is anticipated that the closing will occur in early October. Quotes are as follows:

	The Peoples Leasing	AmSouth Bank	Hancock Bank
Annual percentage rate	3.05%	3.52%	3.57%
Monthly payments	6,157.29	6,256.43	6,267.04

By re-financing with the 3.05% rate, the City will save approximately $40,500 over the life of the new lease.

Based on the quoted rates, I am recommending that the current lease be paid in full and that we re-finance the new lease with The Peoples Leasing as having the lowest and best financing bid.

BOARD APPROVED

SEP 21 2004

CITY OF CLINTON

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: September 21, 2004

AGENDA ITEM NO. 15

CONSENT AGENDA:

TO:

FOR:

ACCOUNT NO:

INTRODUCED BY:

EXHIBITS FOR REVIEW:

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

RECOMMENDATION: Financing Rate Quotes for New Pumper Truck for Fire Department

Introduced by: Wayne Derrick, City Clerk

BOARD ACTION:

MOTION MADE BY: Brantley

SECONDED BY: Brabham

VOTE CAST:

ACTION TAKEN:

	"AYE"	"NAY"	
Brabham	|		
Hisaw	|		
Greer	|		
Brantley	|		
Fisher	|		
Touchton	|		
Lott	|		
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

SEP 2 1 2004

CITY OF CLINTON

C I T Y   O F   C L I N T O N
300 Jefferson Street
Clinton, MS 39056
Direct: 601-924-5462
FAX: 601-925-4605

M E M O R A N D U M

Office of the City Clerk

Date: September 14, 2004

To: Mayor and Board

From: Wayne Wayne

Item: Financing Rate Quotes for New Pumper for Fire Department

The following quotes were received on the lease-purchase of the new pumper costing $400,000, which is to be delivered in early October. The lease payment period will be for 120 months.

	The Peoples Leasing	AmSouth Bank	Hancock Bank
Annual percentage rate	2.95%	3.52%	3.89%
Monthly payments	3,853.20	3,959.18	4,028.93

Based on the quoted rates, I am recommending that we accept the bid of The Peoples Leasing as the lowest and best bid.

BOARD APPROVED

SEP 21 2004

CITY OF CLINTON

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: September 21, 2004 AGENDA ITEM NO. 16.

CONSENT AGENDA:

FOR:

ACCOUNT NO: INTRODUCED BY:

EXHIBITS FOR REVIEW:

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

RECOMMENDATION: Adoption of Amendments to Various 2003-2004 City Fund Budgets

Introduced by: Wayne Derrick, City Clerk

BOARD ACTION:

MOTION MADE BY: Touchton

SECONDED BY: Greer

VOTE CAST:	"AYE"	"NAY"	ACTION TAKEN:
Brabham	✓		
Hisaw	✓		
Greer	✓		
Brantley	✓		
Fisher	✓		
Touchton	✓		
Lott	✓		
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

SEP 21 2004

CITY OF CLINTON

Agenda Item for September 23, 2994

Adoption of amendments to various 2003-2004 City Fund Budgets, as follows:

General Fund
Special Law Enforcement Fund
Parks and Rec Bond & Interest Fund
CDGB - Mega Plastics Fund
TIF Construction Project - WalMart
TIF Construction Project - Parkway Ctr
Water and Sewer Operations Fund
Garbage Collection Fund
Self-Funded Group Insurance Fund
Unemployment Compensation Fund

CITY OF CLINTON
GENERAL FUND (001)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Adopted Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
RECEIPTS			
Licenses and permits	$ 692,000	$ 82,000	$ 774,000
Intergovernmental revenues	5,722,383	142,511	5,864,894
Charges for services	3,000	7,000	10,000
Fines and forfeitures	315,000	(85,500)	229,500
Interest earned	64,000	(16,000)	48,000
Proceeds from lease-purchases	233,000	9,000	242,000
Miscellaneous	255,975	229,284	485,259
Total receipts, other than taxation	7,285,358	368,295	7,653,653
Beginning cash and investment balance	1,635,270	0	1,635,270
Total cash available, other than taxes	8,920,628	368,295	9,288,923
Property taxes	4,798,950	43,600	4,842,550
Total Receipts From All Sources	$13,719,578	$ 411,895	$14,131,473
EXPENDITURES			
General government:			
Administration (040):			
Personal services	$ 614,613	$ 1,174	$ 615,787
Supplies	35,000	3,000	38,000
Other services and charges	289,900	27,415	317,315
Capital outlay	1,422,133	(65,862)	1,356,271
Total administration	2,361,646	(34,273)	2,327,373
Planning and zoning (090):			
Personal services	52,976	0	52,976
Supplies	2,500	0	2,500
Other services and charges	25,100	10,000	35,100
Total planning and zoning	80,576	10,000	90,576
Total general government	2,442,222	(24,273)	2,417,949

CITY OF CLINTON
GENERAL FUND (001)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Adopted Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
EXPENDITURES (Cont'd)			
Public safety:			
Police (105):			
Personal services	$ 2,503,035	$ 0	$ 2,503,035
Supplies	211,900	14,300	226,200
Other services and charges	211,150	41,700	252,850
Capital outlay	88,500	(9,000)	79,500
Debt service	68,076	0	68,076
Total police	3,082,661	47,000	3,129,661
Fire (160):			
Personal services	2,233,464	135,208	2,368,672
Supplies	162,900	72,746	235,646
Other services and charges	190,500	23,500	214,000
Capital outlay	255,500	92,245	347,745
Debt service	228,311	(25,219)	203,092
Total fire	3,070,675	298,479	3,369,154
Inspection (180):			
Personal services	93,801	1,100	94,901
Supplies	9,700	(600)	9,100
Other services and charges	8,300	(500)	7,800
Capital outlay	15,000	0	15,000
Total inspection	126,801	0	126,801
Total public safety	6,280,137	345,479	6,625,616
Street (215):			
Personal services	732,738	34,746	767,484
Supplies	336,600	23,000	359,600
Other services and charges	354,900	34,600	389,500
Capital outlay	1,094,700	(33,623)	1,061,077
Debt service	17,740	0	17,740
Total street	2,536,678	58,723	2,595,401

CITY OF CLINTON
GENERAL FUND (001)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Adopted Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
EXPENDITURES (Cont'd)			
Parks and recreation (305):			
Personal services	$ 613,756	$ (58,960)	$ 554,796
Supplies	184,371	(3,400)	180,971
Other services and charges	126,555	9,500	136,055
Capital outlay	211,700	133,825	345,525
Total parks and recreation	1,136,382	80,965	1,217,347
Economic development (400):			
Supplies	1,800	500	2,300
Other services and charges	101,900	0	101,900
Capital outlay	5,000	(3,500)	1,500
Total economic development	108,700	(3,000)	105,700
Transfers and other charges (575)	134,451	1,500	135,951
Total expenditures	12,638,570	459,394	13,097,964
Ending cash and investment balance	1,081,009	(47,499)	1,033,509
Total Expenditures and Ending Cash and Investment Balance	$13,719,578	$ 411,895	$14,131,473

CITY OF CLINTON
SPECIAL LAW ENFORCEMENT FUND (110)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Adopted Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
RECEIPTS			
Participation receipts from USJ	$ 10,000	$ 106,000	$ 116,000
Other receipts	300	(8,500)	(8,200)
Total receipts	10,300	97,500	107,800
Beginning cash and investment balance	17,532	0	17,532
Total Receipts From All Sources	$ 27,832	$ 97,500	$ 125,332
EXPENDITURES			
Supplies	$ 10,000	$ 20,000	$ 30,000
Total expenditures	10,000	20,000	30,000
Ending cash and investment balance	17,832	77,500	95,332
Total Expenditures and Ending Cash and Investment Balance	$ 27,832	$ 97,500	$ 125,332

CITY OF CLINTON
PARKS AND REC BOND & INTEREST FUND (230)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Adopted Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
RECEIPTS			
Interest earned	$ 2,000	$ (814)	$ 1,186
Beginning cash and investment balance	69,722	0	69,722
Total Receipts From All Sources	$ 71,722	$ (814)	$ 70,908
EXPENDITURES			
Transfer to general fund	$ 0	70,908	70,908
Total expenditures	0	$ 70,908	$ 70,908
Ending cash and investment balance	71,722	(71,722)	0
Total Expenditures and Ending Cash and Investment Balance	$ 71,722	$ (814)	$ 70,908

CITY OF CLINTON
CDBG - MEGA PLASTICS FUND (302)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Proposed Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
RECEIPTS			
Grant income - State of Miss	$ 266,360	$ (221,413)	$ 44,947
Total receipts	266,360	(221,413)	44,947
Beginning cash and investment balance	2,796	0	2,796
Total Receipts From All Sources	$ 269,156	$ (221,413)	$ 47,743
EXPENDITURES			
Other services	$ 266,360	$ (221,413)	$ 44,947
Total expenditures	266,360	(221,413)	44,947
Ending cash and investment balance	2,796	0	2,796
Total Expenditures and Ending Cash and Investment Balance	$ 269,156	$ (221,413)	$ 47,743

CITY OF CLINTON
TIF CONSTR PROJ - WALMART (330)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Adopted Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
RECEIPTS			
Interest earned	$ 7,000	$ 5,000	$ 12,000
Total receipts	7,000	5,000	12,000
Beginning cash and investment balance	513,421	0	513,421
Total Receipts From All Sources	$ 520,421	$ 5,000	$ 525,421
EXPENDITURES			
Other services	$ 400,000	$ (303,800)	$ 96,200
Total expenditures	400,000	(303,800)	96,200
Ending cash and investment balance	120,421	308,800	429,221
Total Expenditures and Ending Cash and Investment Balance	$ 520,421	$ 5,000	$ 525,421

CITY OF CLINTON
TIF CONSTR PROJ - PARKWAY CTR (351)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Proposed Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
RECEIPTS			
Sale of bonds	$ 180,000	$ 60,000	$ 240,000
Total receipts	180,000	60,000	240,000
Beginning cash and investment balance	0	0	0
Total Receipts From All Sources	$ 180,000	$ 60,000	$ 240,000
EXPENDITURES			
Other services	$ 13,000	$ 8,000	$ 21,000
Construction	150,000	69,000	219,000
Total expenditures	163,000	77,000	240,000
Ending cash and investment balance	17,000	(17,000)	0
Total Expenditures and Ending Cash and Investment Balance	$ 180,000	$ 60,000	$ 240,000

CITY OF CLINTON
WATER AND SEWER OPERATIONS FUND (400)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Adopted Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
RECEIPTS			
Rents	$ 57,600	$ (9,900)	$ 47,700
Water sales	2,052,702	72,298	2,125,000
Sewer service charges	1,639,678	83,322	1,723,000
Fees and service charges	288,000	(9,000)	279,000
Interest	91,080	(5,080)	86,000
Proceeds from loans	2,550,000	(2,364,000)	186,000
Proceeds from lease-purchases	195,000	(69,000)	126,000
Other	71,000	0	71,000
Total receipts	6,945,060	(2,301,360)	4,643,700
Beginning cash and investment balance	3,491,153	0	3,491,153
Total Receipts From All Sources	$10,436,213	$(2,301,360)	$ 8,134,853
EXPENDITURES			
Personal services	$ 1,390,914	$ 11,740	$ 1,402,654
Supplies	742,600	(283,000)	459,600
Other services and charges	1,243,200	79,500	1,322,700
Capital outlay	2,948,000	(2,524,000)	424,000
Debt service	1,302,987	37,361	1,340,348
Total expenditures	7,627,701	(2,678,399)	4,949,302
Ending cash and investment balance	2,808,512	377,039	3,185,551
Total Expenditures and Ending Cash and Investment Balance	$10,436,213	$(2,301,360)	$ 8,134,853

CITY OF CLINTON
GARBAGE COLLECTION FUND (450)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Adopted Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
RECEIPTS			
Refuse collection charges	$ 859,000	$ 130,000	$ 989,000
Interest earned	3,000	(1,000)	2,000
Total receipts	862,000	129,000	991,000
Beginning cash and investment balance	78,750	0	78,750
Total Receipts From All Sources	$ 940,750	$ 129,000	$ 1,069,750
EXPENDITURES			
Other services and charges	$ 920,378	$ 33,158	$ 953,536
Debt service	45,019	0	45,019
Total expenditures	965,397	33,158	998,555
Ending cash and investment balance	(24,647)	95,842	71,195
Total Expenditures and Ending Cash and Investment Balance	$ 940,750	$ 129,000	$ 1,069,750

CITY OF CLINTON
SELF-FUNDED GROUP INS FUND (500)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Adopted Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
RECEIPTS			
Contributions from participants	$ 913,602	$ (10,302)	$ 903,300
Total receipts	913,602	(10,302)	903,300
Beginning cash and investment balance	125,953	0	125,953
Total Receipts From All Sources	$ 1,039,555	$ (10,302)	$ 1,029,253
EXPENDITURES			
Other services and charges	$ 920,277	$ 79,109	$ 999,386
Total expenditures	920,277	79,109	999,386
Ending cash and investment balance	119,278	(89,411)	29,867
Total Expenditures and Ending Cash and Investment Balance	$ 1,039,555	$ (10,302)	$ 1,029,253

CITY OF CLINTON
UNEMPLOYMENT COMPENSATION FUND (603)
Budget of Estimated Receipts and Expenditures
For the Fiscal Year Ended September 30, 2004

	Adopted Budget for 2003-2004	Proposed Amendments	Amended Budget for 2003-2004
RECEIPTS			
Beginning cash and investment balance	$ 26,821	$ 0	$ 26,821
Total Receipts From All Sources	$ 26,821	$ 0	$ 26,821
EXPENDITURES			
Other services and charges	$ 2,000	$ 2,000	$ 4,000
Total expenditures	2,000	2,000	4,000
Ending cash and investment balance	24,821	(2,000)	22,821
Total Expenditures and Ending Cash and Investment Balance	$ 26,821	$ 0	$ 26,821

BOARD APPROVED

SEP 21 2004

CITY OF CLINTON

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: September 21, 2004 AGENDA ITEM NO.

CONSENT AGENDA: TO:

FOR:

ACCOUNT NO: INTRODUCED BY:

EXHIBITS FOR REVIEW:

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

DISCUSSION/ACTION: Request from MCIWorldCom Management Company, Inc. for a Second Five-Year Exemption on Real Property Having a Fair Value of $28,211,980

(u)

INTRODUCED BY : Wayne Derrick, City Clerk

BOARD ACTION:

MOTION MADE BY: Fisher

SECONDED BY: Jehu

take off table

VOTE CAST:

	"AYE"	"NAY"	ACTION TAKEN:
Brabham			
Hisaw			
Greer			
Brantley			
Fisher			
Touchton			
Lott			
Mayor Aultman			

(u)

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

Fisher
Greer

approve request for exemption

Request from MCIWorldCom Management Company, Inc. for a second five-year exemption on real property having a fair value of $28,211,980 from January 1, 2004 to December 31, 2008.

This request was originally tabled by the Board at its October 7, 2003 Meeting.

2004 City taxes	$ 135,844
	=======
2004 CPSD taxes	$ 196,962
	=======

FINAL 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 a tax exemption from ad valorem taxes to MCIWorldCom Management Company, 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 **FINAL APPROVAL** OF EXEMPTION FROM AD VALOREM TAXES FOR AN ADDITIONAL FIVE-YEAR PERIOD TO MCIWORLDCOM MANAGEMENT COMPANY, INC. AS AUTHORIZED BY SECTION 27-31-101, ET SEQ., OF THE MISSISSIPPI CODE OF 1972, AS AMENDED.

WHEREAS, MCIWorldCom Management Company, Inc. filed with the Mayor and Board of Aldermen its Application requesting the granting of an exemption from ad valorem taxes for an additional five-year period for certain buildings and expansions completed on December 31, 1998; and

WHEREAS, this body previously granted an exemption from ad valorem taxes to the Applicant for a five-year period beginning January 1, 1999 and ending December 31, 2003 on certain buildings and expansions having a true value of $28,211,980 which was approved by the Mississippi State Tax Commission; and

WHEREAS, the Applicant may request an exemption from ad valorem taxes for an additional five-year period on the aforementioned items which now have a current true value of $28,211,980 as shown on Exhibit B;

NOW, THEREFORE, it is ordered by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, that the Application of MCIWorldCom Management Company, Inc. for the granting of an exemption from ad valorem taxes for an additional five-year period is hereby approved and that the property described in Exhibit B to the Application with a true value of $28,211,980 is exempt from all ad valorem taxation, except State and Clinton Public School District taxation, for an additional five-year period beginning January 1, 2004 and ending on December 31, 2008.

SO ORDERED, this the 21st day of September, 2004.

Rosemary G. Aultman

Rosemary G. Aultman, Mayor

ATTEST:

Carol Warren, Deputy

W. Wayne Derrick, CMCC, CPA
City Clerk and Chief Financial Officer

CITY OF CLINTON MISSISSIPPI OFFICIAL SEAL

APPLICATION TO THE MAYOR AND BOARD OF ALDERMEN
OF CLINTON, MISSISSIPPI
FOR EXEMPTIONS FROM AD VALOREM TAXES

APPLICATION OF MCIWORLDCOM MANAGEMENT COMPANY, INC. FOR EXEMPTION FROM AD VALOREM TAXES FOR A SUBSEQUENT CONSECUTIVE PERIOD OF FIVE YEARS AS AUTHORIZED BY SECTION 27-31-101, et seq., OF THE MISSISSIPPI CODE OF 1972, AS AMENDED

TO THE MAYOR AND BOARD OF ALDERMEN OF CLINTON, MISSISSIPPI:

1. **MCIWORLDCOM MANAGEMENT COMPANY, INC.** files this application in triplicate for subsequent consecutive exemption from ad valorem taxation, except State and school district ad valorem taxation, and respectfully represents unto this Honorable Mayor and Board of Aldermen as follows:

2. Applicant, **MCIWORLDCOM MANAGEMENT COMPANY, INC.** is a Delaware corporation, domiciled in the County of Loudoun, Virginia, and qualified to do business in Mississippi, with regional headquarters of its operation in Clinton, Hinds County, Mississippi.

3. Applicant is now operating within the City of Clinton, Hinds County, Mississippi, located at 500 Clinton Center Drive and is a bona fide enterprise of public utility within the meaning of Sections 27-31-101, et seq., and 27-31-105, et seq., and related Sections of the Mississippi Code of 1972, as amended.

4. That Applicant is a corporate regional or national headquarters under the Department of Economic and Community Development guidelines (copies of which are attached hereto as Exhibit "A") for purposes of ad valorem tax exemption under Section 27-31-105 of the Miss. Code of 1972, as amended.

5. Applicant therefore is eligible for the exemption granted by section 27-31-105 of the Mississippi Code of 1972, as amended, namely as a corporate regional and national headquarters within the meaning of Sections 27-31-101, et seq., and 27-31-105, et seq., of the Mississippi Code of 1972, as amended.

6. The exemption prayed for in this Application is with respect to additions to, expansions of, or replacements placed in services in 1998 with respect to Applicant's said enterprise of public utility as enumerated in Section 27-31-101, which expansions, additions, and replacements will promote the development of Hinds County, Mississippi and the City of Clinton, Mississippi.

7. Applicant constructed a building in Hinds County, Clinton, Mississippi, located at 500 Clinton Center Drive, Clinton, Mississippi 39056, for the purpose of housing its regional and national headquarters. This Application relates to the additions and replacements of real property (as listed in Exhibit "B" hereto) as a result of the expansion.

8. The expansion, which is the subject of this Application, was completed on or about the 31st day of December 1998, within the meaning of the applicable statutes of the State of Mississippi. An initial exemption was granted for five (5) years beginning on January 1st, 1999 and ending December 31st, 2003. This subsequent consecutive exemption hereby claimed should commence on January 1, 2004.

9. When hiring, the Applicant will give preference to Hinds County residents and will utilize Hinds County minority vendors, suppliers, subcontractors, and professionals to the extent consistent with the law and to the extent consistent with the following. The Applicant affirms that it is an equal opportunity employer. Nothing in this paragraph is intended to create third-party beneficiary rights or, since the Application is intended to apply only to the Applicant's facility in Hinds County, to restrict the Applicant's discretion in employment decisions or contracts of national or international scope and

not of a purely local nature, or otherwise unrelated to Hinds County, nor to restrict the applicant from employing the best qualified applicants for positions in all locations, including the Hinds County facility. Thus, Applicant will continue to hire the best-qualified applicant for each position, giving preference to Hinds County residents for positions in its Hinds County facility when all other factors, such as education, experience, and skill level are equal.

10. The 2002 assessed value of all real property to be exempted is $28,211,980, as shown in itemized list attached hereto as Exhibits "B" and made a part hereof.

11. Said exemption of the real property described in Exhibit "B" should be granted for a subsequent consecutive period of five (5) years beginning on January 1, 2004 and ending on the 31st day of December, 2008.

Prayer

WHEREFORE, Applicant prays that the Mayor and Board of Aldermen enter a finding that applicant's business is in fact a corporate regional or national headquarters, that Applicant has in fact undertaken an addition to, expansion of, or replacement with respect to an enterprise of public utility; within the meaning of the applicable laws of Mississippi;

That applicant be granted an exemption from ad valorem taxation except State and School District ad valorem taxation, as provided by law, for a subsequent consecutive period of five (5) years beginning on the 1st day of January, 2004, and ending on the 31st day of December, 2008; upon the real property described in Exhibit "B" attached hereto and made a part hereof, used in, or necessary to the operation of applicant's business in the City of Clinton, Hinds County, Mississippi; upon furnishing proof of compliance, and

That the Mayor and Board of Aldermen 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 a subsequent consecutive period of five (5) years beginning on January 1, 2004; that the total years for exemption for this expansion shall not exceed ten (10) years; and that said Mayor and Board of Aldermen shall forward the original and three certified copies of this application and a certified transcript of such approval to the Mississippi State Tax Commission and upon approval of this application by the said Mississippi State Tax Commission and certification of its approval, the Mayor and Board of Aldermen will enter a final order of its minutes granting the exemption herein prayed and notify the County Tax Assessor of such exemption and obtain a certificate of the County Tax Assessor verifying the status of said property as non-taxable on the appropriate tax rolls.

Respectfully submitted, this 30th day of May 2003.

MCIWORLDCOM MANAGEMENT COMPANY, INC.
Applicant

By: [signature]

Title: Director

ATTEST:

City of Washington, D.C.

Personally appeared before me, the undersigned authority, Rafael Garces known to me to be the Director of MCIWORLDCOM MANAGEMENT COMPANY, INC., who being first duly sworn upon his oath says the facts stated in the foregoing application for Exemption from Ad Valorem Taxes are true and correct.

Given under my hand and seal of office this is the 30th day of May, 2003

Sandra R. Simmons
Notary Public
SANDRA R. SIMMONS
Notary Public District of Columbia
My Commission Expires 8/14/2004

MDECD GUIDELINES FOR AD VALOREM EXEMPTION

A minimum of 35 jobs must be created to qualify for the ad valorem exemption.

National Headquarters

That location or office, of a multi-state business, where managerial, professional, technical and administrative personnel are domiciled and employed and where the businesses financial, personnel, legal, technical, support staff, support services, and other centralized business functions are performed. The function and purpose of the national headquarters is to plan, direct, and control all aspects of the organization operations and has final authority over all regional offices, operating facilities, or any other offices of the business enterprise. The "national headquarters" is subordinate only to the ownership of the organization or its representatives.

Regional Headquarters

One of several management offices or facilities of a multi-state business that is responsible for planning, directing, and controlling all aspects of the business operations within a sub-dived area of the United States.

A regional headquarters is a separate function from those offices and personnel responsible for the management of operating facilities within its region. The regional headquarters employees would be comprised of managemènt, administrative, and other personnel engaged in their direct support. A regional headquarters would have final authority over all matters within its region of operations and be subordinate to a national headquarters.

Support staff are those full-time employees required to assist management and other headquarters personnel or perform other functions which are unique to, or required by the national headquarters. The classification of support personnel as headquarters employees is dependent on their duties being in direct relationship to the functions of the office or facility and not solely upon their presence in that physical location.

EXHIBIT

"A"

EXHIBIT B

WorldCom Management Co.
Schedule of Exempt Real Property
500 Clinton Center Drive
Hinds County, Mississippi 39056

Description	2002 Assessed Value
Acct 5862 - 166 - 97	$28,211,980
TOTAL	$28,211,980

See attached three pages for legal description of property.

A parcel of land situated in the Southeast Quarter and the Southwest Quarter of Section 30, and the Northeast Quarter of the Northwest Quarter of Section 31, Township 6 North, Range 1 West, City of Clinton, Hinds County, Mississippi, and being more particularly described as follows:

Begin at the Southeast corner of Section 30, Township 6 North, Range 1 West, marked by a found half inch iron pin; Thence South 89 degrees 45 minutes 37 seconds West, along the South line of said Section 30, and also the South line as described in a boundary line agreement as recorded in Deed Book 3500, Page 521 in the office of the Chancery Clerk of Hinds County, Jackson, Mississippi, for a distance of 1334.44 feet to the Southeast corner of the Southwest Quarter of the Southeast Quarter of said Section 30, marked by a found 2 inch pipe, said point also being the Northeast corner of Countrywood of Trailwood Subdivision, Part 1, as recorded in the office of the Chancery Clerk of Hinds County;

Thence North 89 degrees 57 minutes 19 seconds West, along the South line of said Section 30, for a distance of 270.11 feet to a point marked by a found 1 inch iron pipe;

Thence South 89 degrees 15 minutes 30 seconds West, along the South line of said Section 30, for a distance of 1053.90 feet to the Southwest corner of the Southeast Quarter of Section 30 as marked by a found half inch iron pin;

Thence South 01 degree 46 minutes 18 seconds West for a distance of 168.00 feet to a found half inch iron pin;

Thence South 89 degrees 25 minutes 05 seconds West for a distance of 579.24 feet to a found half inch iron pin on the East right of way line of Clinton-Raymond Road, having an 80 foot wide right of way, as it is now laid out and exists, September 12, 1996;

Thence along said East right of way the following courses;

North 41 degrees 14 minutes 39 seconds East for a distance of 126.02 feet to a found half inch iron pin; North 26 degrees 49 minutes 06 seconds East for a distance of 261.21 feet to a found half inch iron pin; N 25 degrees 43 minutes 49 seconds East for a distance of 385.85 feet to a found half inch iron pin; North 23 degrees 38 minutes 21 seconds East for a distance of 262.49 feet to a found half inch iron pin; North 18 degrees 40 minutes 47 seconds East for a distance of 214.42 feet to a found half inch iron pin; North 13 degrees 54 minutes 43 seconds East for a distance of 467.99 feet to a found half inch iron pin; North 12 degrees

31 minutes 56 seconds East for a distance of 374.77 feet to a set half inch iron pin; South 78 degrees 56 minutes 30 seconds East for a distance of 10.00 feet to a found half iron pin; North 11 degrees 03 minutes 30 seconds East for a distance of 201.50 feet to a found half iron pin marking the flare of the South right of way line of Interstate 20;

Thence along the South right of way line of said Interstate 20 the following;

North 71 degrees 09 minutes 25 seconds East for a distance of 141.74 feet to a found concrete right of way monument, said point being 290 feet measured perpendicular from the centerline of said Interstate 20;

South 65 degrees 37 minutes 52 seconds East for a distance of 485.08 feet to a found half inch iron pin being 170 feet measured perpendicular from the centerline of said Interstate 20;

South 51 degrees 18 minutes 30 seconds East for a distance of 760.78 feet to a found concrete right of way monument, being 170 feet measured perpendicular from the centerline of said Interstate 20;

Thence along a curve to the left having a radius of 17359.72 feet and arc length of 544.55 feet for a chord bearing and distance of South 52 degrees 12 minutes 25 seconds East, 544.53 feet to a found half inch iron pin being 170 feet measured perpendicular from the centerline of said Interstate 20;

South 50 degrees 46 minutes 21 seconds East for a distance of 303.52 feet to a found half inch iron pin being 185 feet measured perpendicular from the centerline of said Interstate 20;

Thence along a curve to the left, having a radius of 17374.72 feet and arc length of 755.37 feet for a chord bearing and distance of South 55 degrees 21 minutes 04 seconds East, 755.31 feet to the East line of said Section 30, marked by a found 3/4 inch iron pin;

Thence, leaving said South right of way line, South 00 degrees 14 minutes 20 seconds East along said East line and further described in a boundary line agreement, recorded in Deed Book 3500 Page 521, for a distance of 357.17 feet to the Point of Beginning, containing 3,708,696.000 square feet, 85.14 acres, more or less.

Less and except the following:

INDEX: SE ¼ and the SE ¼ of the SW ¼ of Sec. 30, T-6-N, R-1-W

Begin at a point being a found concrete right-of-way monument on the present Southern right-of-way line for the existing Interstate 20 Highway that is located South 38°41'30" West, a distance of 289.95 feet from the centerline of survey for said Interstate Highway at Station 84+30 as shown on the plans for Federal Aid Project No. 59-0020-01-136-10; from said point of beginning run thence South 65°37'29" East along said present right-of-way line, a distance of 485.06 feet to a found iron pin being 170 feet Southerly of and perpendicular to the centerline of survey for said Highway at Station 89+00; thence continue to run along said present right-of-way line South 51°14'35" East, a distance 650.48 feet; thence leaving said present right-of-way line, run North 67°36'09" West, a distance of 677.20 feet to a point being 360 feet Southerly of and perpendicular to the centerline of survey for said Highway at Station 89+00; thence run courses of North 79°47'06" West, a distance of 416.86 feet and South 34°29'18" West, a distance of 161.55 feet to a point being 80 feet Easterly of and perpendicular to the centerline of survey for the relocation of Clinton-Raymond Road at Station 111+50 as shown on the plans for said Project; thence run South 12°41'13" West, a distance of 442.47 feet to a point being 80 feet Easterly of and perpendicular to the centerline survey for said Road at Point of Tangency Station 107+07.53; thence run South 10°23'41" East, a distance of 122.16 feet to a line that is parallel with and 130 feet Easterly of measured radially to the centerline of survey for said Road at Station 106+00; thence run Southwesterly along said parallel line being the circumference of a circle to the right with a radius of 2,994.79 feet, a distance of 78.42 feet to a point radial to the centerline of survey for said Road at Station 105+25 and hereby designated as Point "D" for future reference; thence continue to run Southwesterly along said parallel line being the circumference of a circle to the right with a radius of 2,994.79 feet, a distance of 104.54 feet to a point radial to the centerline of survey for said Road at Station 104+25 and hereby designated as Point "C" for future reference; thence continue to run Southwesterly along said parallel line being the circumference of a circle to the right with a radius of 2,994.79 feet, a distance of 26.13 feet to a point radial to the centerline of survey for said Road at Station 104+00; thence run South 39°49'39" West, a distance of 164.79 feet to a point being 75 feet Easterly of measured radially to the centerline of survey for said Road at 102+50 and hereby designated as Point "B" for future reference; thence run South 28°24'30" West, a distance of 252.49 feet to a point being 50 feet Easterly of and perpendicular to the centerline of survey for said Road at Station 100+00; thence run North 72°00'44" West, a distance of 11.65 feet to a found iron pin on the present Easterly right-of-way line for the existing Clinton-Raymond Road and hereby designated as Point "A" for future reference; thence run along said present right-of-way line courses of North 23°41'33" East, a distance of 262.49 feet to a found iron pin and North 18°41'06" East, a distance of 214.40 feet to a found iron pin and North 13°56'53" East, a distance of 467.96 feet to a found iron pin and North 12°34'47" East, a distance of 376.03 feet to a found iron pin, and South 78°56'30" East, a distance of 10.00 feet to a found iron pin and North 11°06'44" East, a distance of 200.91 feet to a found iron pin marking the intersection of said present Road right-of-way line and said present Highway right-of-way line; thence run North 71°08'43" East along the said Highway right-of-way line, a distance of 141.39 feet to the point of beginning containing 6.09 acres of land, more or less, and being situated in and a part of the Southeast ¼ and the Southeast ¼ of the Southwest ¼ of Section 30, Township 6 North, Range 1 West, Hinds County, Mississippi and

Together with any and all abutter's right of access if any, in, to, over, on and across the above described parcel of land, except that such remaining property shall have access between Point "A" and Point "B" and between Point "C" and Point "D" as designated above and shown on the plans for said Project.