

CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, MARCH 4, 2003 – 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 Darrel McQuirter followed by the Pledge of Allegiance to the Flag led by Alderman Lott.

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

APPROVAL OF AGENDA ITEMS A-N

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

APPROVAL OF A RESOLUTION APPROVING A DIMENSIONAL VARIANCE FOR E.M. KING JR., HEIGHTS SUBDIVISION ON OAKWOOD STREET AND LEAKE STREET

Upon recommendation by Gary Ward, Zoning Administrator, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Brantley to approve a Resolution approving a dimensional variance for E.M. King, Jr., Heights Subdivision on Oakwood Street and Leake Street permitting a setback of seventy-five feet from the railroad right-of-way to the rear of the principal structure for lots 15 thru 25 of Clinton Heights Subdivision. A copy of the Resolution is attached. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF PRELIMINARY SUBDIVISION PLAT FOR THE HEIGHTS SUBDIVISION

Upon recommendation by Gary Ward, Zoning Administrator, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Lott to approve a preliminary subdivision plat for the Heights Subdivision. A copy of the plat is on file with the Zoning Administrator. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF PRELIMINARY SUBDIVISION PLAT FOR TRACEWOOD SUBDIVISION

Upon recommendation by Gary Ward, Zoning Administrator, **MOTION** made by Alderman Fisher and **SECONDED** by Alderman Brabham to approve a preliminary subdivision plat for Tracewood Subdivision. A copy of the plat is on file with the Zoning Administrator. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF A RESOLUTION APPROVING A CONDITIONAL USE FOR PUBLIC/QUASI-PUBLIC FACILITY FOR THE NATCHEZ TRACE VISITOR'S CENTER LOCATED AT 1300 PINEHAVEN ROAD

Upon recommendation by Gary Ward, Zoning Administrator, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Greer to approve a Resolution approving a conditional use for Public/Quasi-Public facility for the Natchez Trace Visitor's Center located at 1300 Pinehaven Road. A copy of the Resolution is attached. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF A PRELIMINARY SITE PLAN FOR THE NATCHEZ TRACE VISITOR'S CENTER

Upon recommendation by Gary Ward, Zoning Administrator, **MOTION** made by Alderman Brantley and **SECONDED** by Alderman Lott to approve a preliminary site plan for the Natchez Trace Visitor's Center. A copy of the plan is on file with the Zoning Administrator. **MOTION CARRIED UNANIMOUSLY**

AWARD OF BID ON 2WD BACKHOE FOR STREET DEPARTMENT

Upon recommendation by Tim Rogers, Public Works Director, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Brabham to accept Puckett Machinery's sixty-month lease-buyback contract in the amount of \$25,772 as the lowest and best bid meeting specifications. **MOTION CARRIED UNANIMOUSLY**

AWARD OF BID ON 4WD BACKHOE FOR WATER AND SEWER FUND

Upon recommendation by Tim Rogers, Public Works Director, **MOTION** made by Alderman Brantley and **SECONDED** by Alderman Greer to accept Tubb Equipment's sixty-month lease-buyback contract in the amount of \$29,275 as the lowest and best bid meeting specifications. **MOTION CARRIED UNANIMOUSLY**

AWARD OF BID ON STATIC COMPACTOR FOR STREET DEPARTMENT

Upon recommendation by Tim Rogers, Public Works Director, **MOTION** made by Alderman Lott and **SECONDED** by Alderman Brabham to award Tubb Equipment as having the lowest and best bid on static compactor for street department in the amount to \$18,888.88. **MOTION CARRIED UNANIMOUSLY**

RE-APPOINTMENT OF NANCY CRISCO TO SCHOOL BOARD

Upon recommendation by Mayor Aultman, **MOTION** made by Alderman Brantley and **SECONDED** by Alderman Greer to approve the re-appointment of Nancy Crisco to the School Board for a five-year period beginning March 3, 2003. **MOTION CARRIED UNANIMOUSLY**

AUTHORIZATION TO ALLOW MAYOR AULTMAN TO NEGOTIATE WITH THE CLINTON PUBLIC SCHOOL DISTRICT FOR PROPERTY

MOTION made by Alderman Brabham and **SECONDED** by Alderman Lott to authorize Mayor Aultman, on behalf of the City, to negotiate with the Clinton Public School District Board terms and conditions in which the City may acquire certain property owned by the School District. **MOTION CARRIED UNANIMOUSLY**

NATCHEZ TRACE VISITOR'S CENTER BIDS

Upon recommendation by Richard Broome, City Engineer, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Brabham to take the bids that were submitted for Natchez Trace Visitor's Center under advisement. **MOTION CARRIED UNANIMOUSLY**

R.W. DELANEY CONSTRUCTION NET CHANGE ORDER FOR CLINTON-RAYMOND ROAD/1-20 INTERCHANGE PHASE 2 MODIFICATIONS

Upon recommendation by Richard Broome, City Engineer, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Greer to approve net changes to the total contract price amounting to \$718.01. **MOTION CARRIED UNANIMOUSLY**

Further, upon recommendation made by Mr. Broome, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Fisher to approve the final payment on the subject contract in the amount of \$39,002.10. **MOTION CARRIED UNANIMOUSLY**

STORM WATER MANAGEMENT PLAN

Upon recommendation by Bert Kurykendall, Assistant City Engineer, **MOTION** made by Alderman Greer and **SECONDED** by Alderman Brabham to approve the City's preliminary Storm Water Management Plan. A copy of the Plan is attached. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF A RESOLUTION GRANTING A FIVE-YEAR EXEMPTION FROM AD VALOREM TAXES ON PERSONAL PROPERTY HAVING A TRUE VALUE OF \$1,001,062 TO GULF STATE CANNERS, INC.

Upon recommendation by Wayne Derrick, City Clerk, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Greer to approve a Resolution granting a five-year exemption from ad valorem taxes on personal property having a true value of \$1,001,062 to Gulf State Cannery, Inc. for the period of December 31, 2002 to December 30, 2007. A copy of the Resolution is attached. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF A FINAL RESOLUTION GRANTING AN ADDITIONAL FIVE-YEAR EXEMPTION FROM AD VALOREM TAXES ON PERSONAL PROPERTY HAVING A TRUE VALUE OF \$195,375 TO RIVERWOOD INTERNATIONAL CORPORATION

Upon recommendation by Wayne Derrick, City Clerk, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Lott to approve a Final Resolution granting an additional five-year exemption from ad valorem taxes on personal property having a true value of \$195,375 to Riverwood International Corporation for the period of January 1, 2003 to December 31, 2007. Riverwood's eligibility for exemption was approved by the Mississippi State Tax Commission. A copy of the Resolution is attached. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF A FINAL RESOLUTION GRANTING AN INITIAL FIVE-YEAR EXEMPTION FROM AD VALOREM TAXES ON PERSONAL PROPERTY HAVING A TRUE VALUE OF \$869,448 TO GULF STATE CANNERS, INC.

Upon recommendation by Wayne Derrick, City Clerk, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Brabham to approve a Final Resolution granting an initial five-year exemption from ad valorem taxes on personal property having a true value of \$869,448 to Gulf State Cannery, Inc. for the period of December 31, 2001 to December 30, 2006. Gulf State Cannery, Inc. eligibility for exemption was approved by the Mississippi State Tax Commission. A copy of the Resolution is attached. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF A FINAL RESOLUTION GRANTING AN INITIAL FIVE-YEAR EXEMPTION FROM AD VALOREM TAXES ON PERSONAL PROPERTY HAVING A TRUE VALUE OF \$1,617,430 TO RIVERWOOD INTERNATIONAL CORPORATION

Upon recommendation by Wayne Derrick, City Clerk, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Lott to approve a Final Resolution granting an initial five-year exemption from ad valorem taxes on personal property having a true value of \$1,617,430 to Riverwood International Corporation for the period of January 1, 2002 to December 31, 2006. Riverwood's eligibility for exemption was approved by the Mississippi State Tax Commission. A copy of the Resolution is attached. **MOTION CARRIED UNANIMOUSLY**

ADJOURN 7:37.M.

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

APPROVED: Rosemary G. Aultman March 10, 2003
Rosemary G. Aultman, Mayor Date

ATTEST: W. Derrick 03/10/2003
Wayne Derrick, City Clerk Date



BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 7.a

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION:

The Heights Subdivision
E. M. King, Jr. (Developer)
Dimensional Variance

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution x

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION: Planning and Zoning recommends approval.

BOARD ACTION:

MOTION MADE BY: Touchton

SECONDED BY: Brantley

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.

RESOLUTION

**RESOLUTION APPROVING A DIMENSIONAL VARIANCE FOR E.M. KING, JR.,
HEIGHTS SUBDIVISION ON OAKWOOD STREET AND LEAKE STREET, CLINTON
MISSISSIPPI, AS DESCRIBED IN EXHIBIT "A"**

WHEREAS, Mr. E. M. King, Jr., has requested a dimensional variance on the setback requirements as set in Section 401.06 of the Zoning Ordinance of the City of Clinton, Mississippi; and,

WHEREAS, the Zoning Ordinance of the City of Clinton, Mississippi now require certain setback requirements as set forth therein; and,

WHEREAS, because of the unusual shape of the subject property a variance is needed from the railroad setback; and,

WHEREAS, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, find that the requested variance will be in harmony with the general purpose and intent of the Zoning Ordinance and will not be injurious to the neighborhood or otherwise detrimental to the public welfare; and,

WHEREAS, the Owner has complied with the requirements of the Zoning Regulations regarding dimensional variance; and,

WHEREAS, the Planning and Zoning Board has recommended granting the dimensional variance request for the railroad setbacks as set out in its minutes.

BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Clinton, Mississippi that the requested dimensional variance should be granted as follows:

1. A dimensional variance shall be granted to permit a setback of seventy-five (75) feet from the railroad right-of-way to the rear of the principal structure for lots 15 thru 25 of Clinton Heights Subdivision.
2. The legal description of the subject property is shown in Exhibit "A" attached hereto.
3. The setback variances shall be generally as shown in the proposed site plan attached hereto as Exhibit "B".

Except as modified hereby, this property shall be subject to all applicable ordinances and regulations.

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

Alderman Brabham voted: yes
Alderman Hisaw voted: yes
Alderman Greer voted: yes
Alderman Brantley voted: yes
Alderman Fisher voted: yes
Alderman Touchton voted: yes
Alderman Lott voted: yes

Whereupon the Mayor declared the Motion carried and the resolution approved and adopted. The foregoing resolution was approved this the 4th day of March 2003.

CITY OF CLINTON

BY: Rosemary J. Aultman
ROSEMARY AULTMAN, MAYOR

ATTEST:

W. J. Derrick
WAYNE DERRICK, CITY CLERK

(SEAL)

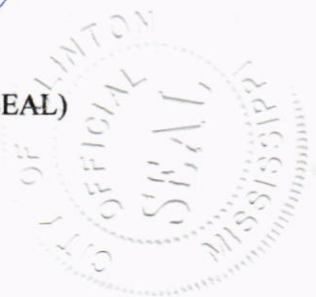


EXHIBIT "A"

Begin at the point of intersection of the east right of way line of Leake Street with the north right of way line of the Illinois Central Gulf Railroad as said Leake Street and Illinois Central Gulf Railroad is now laid out and established on the ground, reference to which is hereby made in aid of and as a part of this description; run thence South 51 degrees 24 minutes 52 seconds East and along said north right of way line of the Illinois Central Gulf Railroad for a distance of 1080.10 feet to a point on the north right of way line of Oakwood Street as said street is now laid out and established on the ground, reference to which is hereby made in aid of and as a part of this description; run thence South 87 degrees 10 minutes 25 seconds East and along said north right of way line of Oakwood Street for a distance of 400.19 feet to a point; run thence north 02 degrees 29 minutes 00 seconds east for a distance of 262.27 feet to a point; run thence north 05 degrees 33 minutes 00 seconds west for a distance of 382.60 feet to a point on the south line of Hester Subdivision, Part 2, a subdivision according to a map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi in Plat Book 22 at page 23, reference to which is hereby made in aid of and as a part of this description; run thence north 75 degrees 03 minutes 00 seconds west and along said south line of Hester Subdivision, Part 2 and the extension thereof for a distance of 570.60 feet to a point; run thence north 74 degrees 00 minutes 30 seconds west for a distance of 194.33 feet to a point; run thence south 16 degrees 49 minutes 00 seconds west for a distance of 3.21 feet to a point; run thence north 74 degrees 13 minutes 44 seconds west for a distance of 305.06 feet to a point on said southeasterly right of way line of Leake Street; run thence south 38 degrees 55 minutes 23 seconds west and along said southeasterly right of way line of Least Street for a distance of 295.68 feet to the Point of Beginning.

The above-described parcel of land is located in the Northwest Quarter (NW1/4), the Northeast Quarter (NE1/4) and the Southeast Quarter (SE1/4) of the Northwest Quarter of Section 29, Township 6 North, Range 1 West, City of Clinton, Hinds County, Mississippi and contains 15.33 acres, more or less.

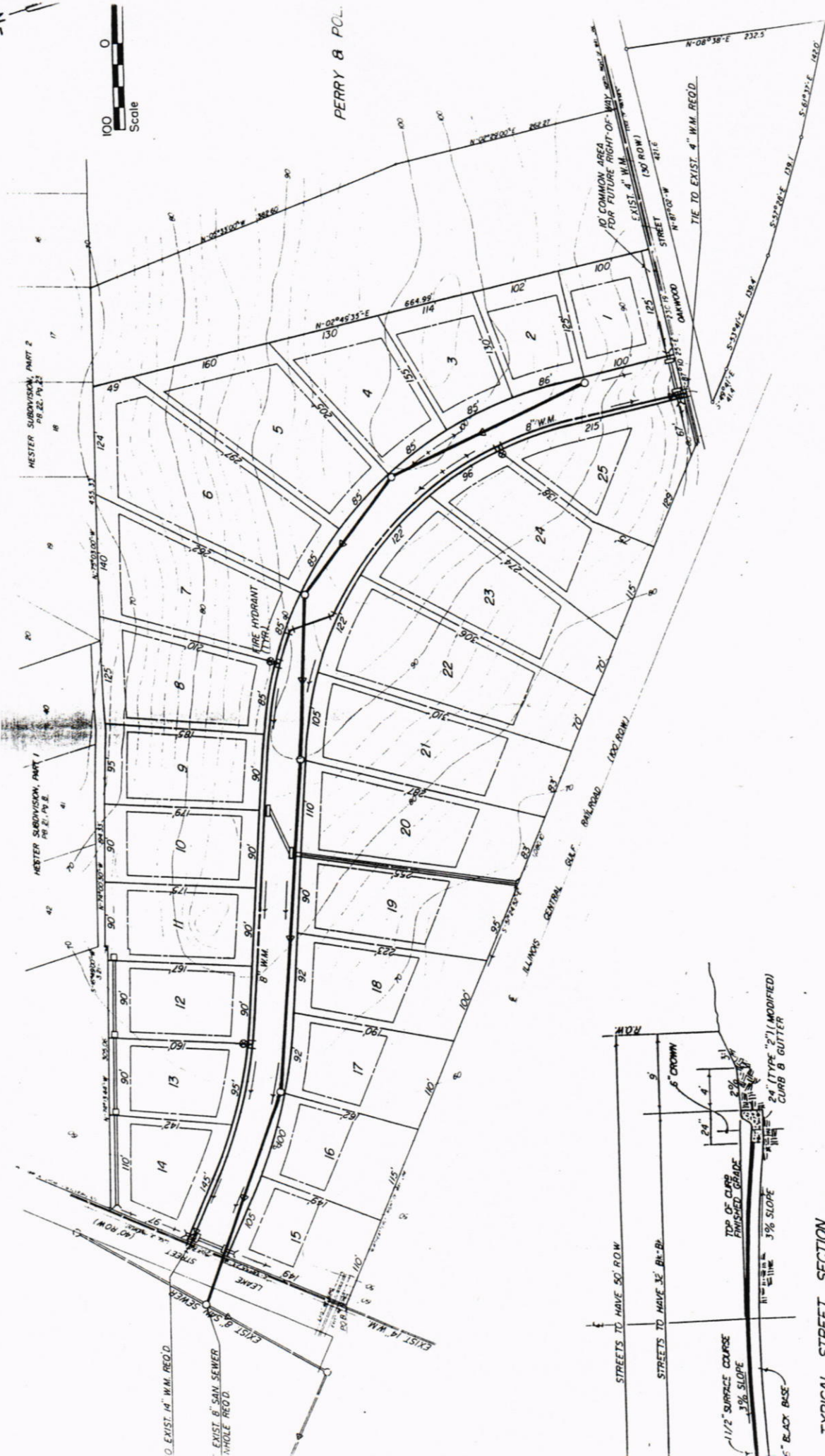
Parcel No. 5: A parcel of land situated in Section 29, Township 6 North, Range 1 West, Hinds County, Mississippi, and being more particularly described as follows:

Commence at an iron pin marking the Southeast corner of Lot 14, Hester Subdivision Part 2, Clinton, Hinds County, Mississippi, according to a map or plat thereof on file and of record in the Office of the Chancery Clerk of Hinds County in Plat Book 22, Page 23, reference to which is hereby made in aid of and as a part of this description; run thence North 73 degrees 43 minutes West for 19.0 feet; run thence South 0 degrees 29 minutes West for 102.53 feet; run thence South 0 degrees 44 minutes West for 113.0 feet; run thence South 0 degrees 51 minutes West for 103.3 feet; run thence South 2 degrees 38 minutes West for 282.04 feet; run thence South 8 degrees 38 minutes West for 15.0 feet to the south right-of-way of Oakwood Street with a right of way width of 30.0 feet; run thence North 83 degrees 53 minutes West along said right of way for 100.0 feet to the Point of Beginning of the Parcel herein described; continue thence North 83 degrees 53 minutes West along said right of way for 70.9 feet; run thence North 87 degrees 02 minutes West along said right of way for 29.1 feet; run thence South 8 degrees 38 minutes West for 232.5 feet to the North right of way of a railroad; run thence South 66 degrees 40 minutes East along said right of way for 103.2 feet; run thence North 8 degrees 38 minutes East for 264.7 feet to the Point of Beginning; and containing 0.57 acres, more or less.

Parcel No. 6: A parcel of land situated in Section 29, Township 6 North, Range 1 West, Hinds County, Mississippi, and being more particularly described as follows:

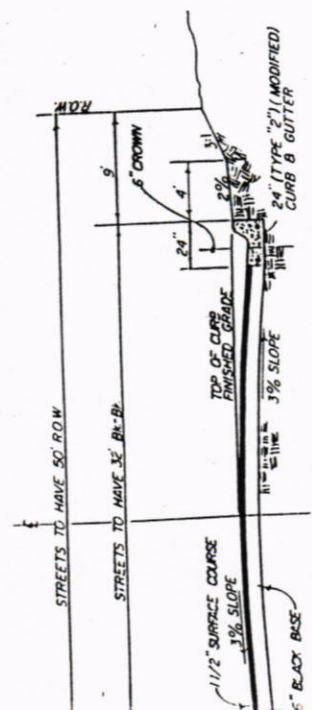
Commence at an iron pin marking the Southeast corner of Lot 14, Hester Subdivision Part 2 Clinton, Hinds County, Mississippi, according to a map or a plat thereof on file and of record in the office of the Chancery Clerk of Hinds County in Plat Book 22, Page 23, reference to which is hereby made in aid of and as a part of this description: run thence North 73 degrees 43 minutes West for 19.0 feet; run thence South 0 degrees 29 minutes West for 103.53 feet; run thence South 0 degrees 44 minutes West for 113.0 feet; run thence South 0 degrees 51 minutes West for 103.03 feet; run thence South 2 degrees 38 minutes West for 282.04 feet ; run thence South 8 degrees 38 minutes West for 15.0 feet to the south right-of way of Oakwood Street with a right of way width of 30.0 feet; run thence North 83 degrees 53 minutes West along said right of way for 170.9 feet; run thence North 87 degrees 58 minutes West for 29.1 feet to the point of beginning of the parcel herein described; continue thence North 87 degrees 02 minutes West for 421.6 feet to the North right of way of railroad run thence South 49 degrees 41 minutes East along said right of way for 41.4 feet; run thence South 53 degrees 41 minutes East along said right of way for 139.4 feet; run thence South 57 degrees 28 minutes East along said right of way for 139.1 feet; run thence South 61 degrees 37 minutes East along said right of way for 142.0; run thence North 8 degrees 38 minutes East for 232.5 feet to the Point of Beginning; and containing 1.21 acres, more or less.

EXHIBIT "B"



THIS PROPERTY IS LOCATED IN ZONE C
 ACCORDING TO FIA FIRM MAP NO. 280071 0002 C
 DATED: AUGUST 17, 1981

OWNER & DEVELOPER: E. M. KING, JR. PROPERTIES
 500 S. 300 E.



TYPICAL STREET SECTION
 N.T.S.

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 7.6

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION:

The Heights Subdivision
E. M. King, Jr. (Developer)
Preliminary Subdivision Plat

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution x

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION: Planning and Zoning recommends approval.

BOARD ACTION:

MOTION MADE BY:

Touchton

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 PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 7.C

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION:

Tracewood Subdivision
Dale Keith (Developer)
Preliminary Subdivision Plat

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution x

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION: Planning and Zoning recommends approval.

BOARD ACTION:

MOTION MADE BY: Fisher

SECONDED BY: Brabham

VOTE CAST:

"AYE" "NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Brantley
Fisher
Touchton
Lott

1

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

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 7.d

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION:

Natchez Trace Visitor's Center
1300 Pinehaven Road
Conditional Use (Public Facility)

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution x

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION: Planning and Zoning recommends approval.

BOARD ACTION:

MOTION MADE BY: Brabham

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.

**RESOLUTION APPROVING A CONDITIONAL USE FOR
PUBLIC/QUASI-PUBLIC FACILITY FOR THE NATCHEZ TRACE VISITORS CENTER
LOCATED AT 1300 PINEHAVEN ROAD, CLINTON, MISSISSIPPI**

WHEREAS, City of Clinton, did file a request for a conditional use for Public/Quasi-Public Facility of the property located at the 1300 Pinehaven Road to operate visitors center; and

WHEREAS, all notice requirements of the Zoning Ordinance of the City of Clinton were accomplished and a public hearing was held on February 25, 2003, as required; and,

WHEREAS, the Planning and Zoning Commission upon conclusion of the public hearing on February 25, 2003, adopted a motion to approve the request of the City of Clinton for a conditional use for a Public/Quasi-Public Facility of the property located at 1300 Pinehaven Road to operate a visitors center 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 the City of Clinton for a Public/Quasi-Public Conditional Use of the property located at 1300 Pinehaven Road to operate visitor center 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.

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 Brabham moved that said Resolution be adopted. Alderman Greer seconded. The vote was as follows:

Alderman Brabham voted: yes

Alderman Hisaw voted: yes

Alderman Greer voted: yes

Alderman Brantley voted: yes

Alderman Fisher voted: yes

Alderman Touchton voted: yes

Alderman Lott voted: yes

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

The foregoing ordinance was approved this the 5th day of March 2003.

CITY OF CLINTON

BY: Rosemary A. Aultman
Rosemary Aultman, Mayor

ATTEST:

W. Derrick
Wayne Derrick, City Clerk

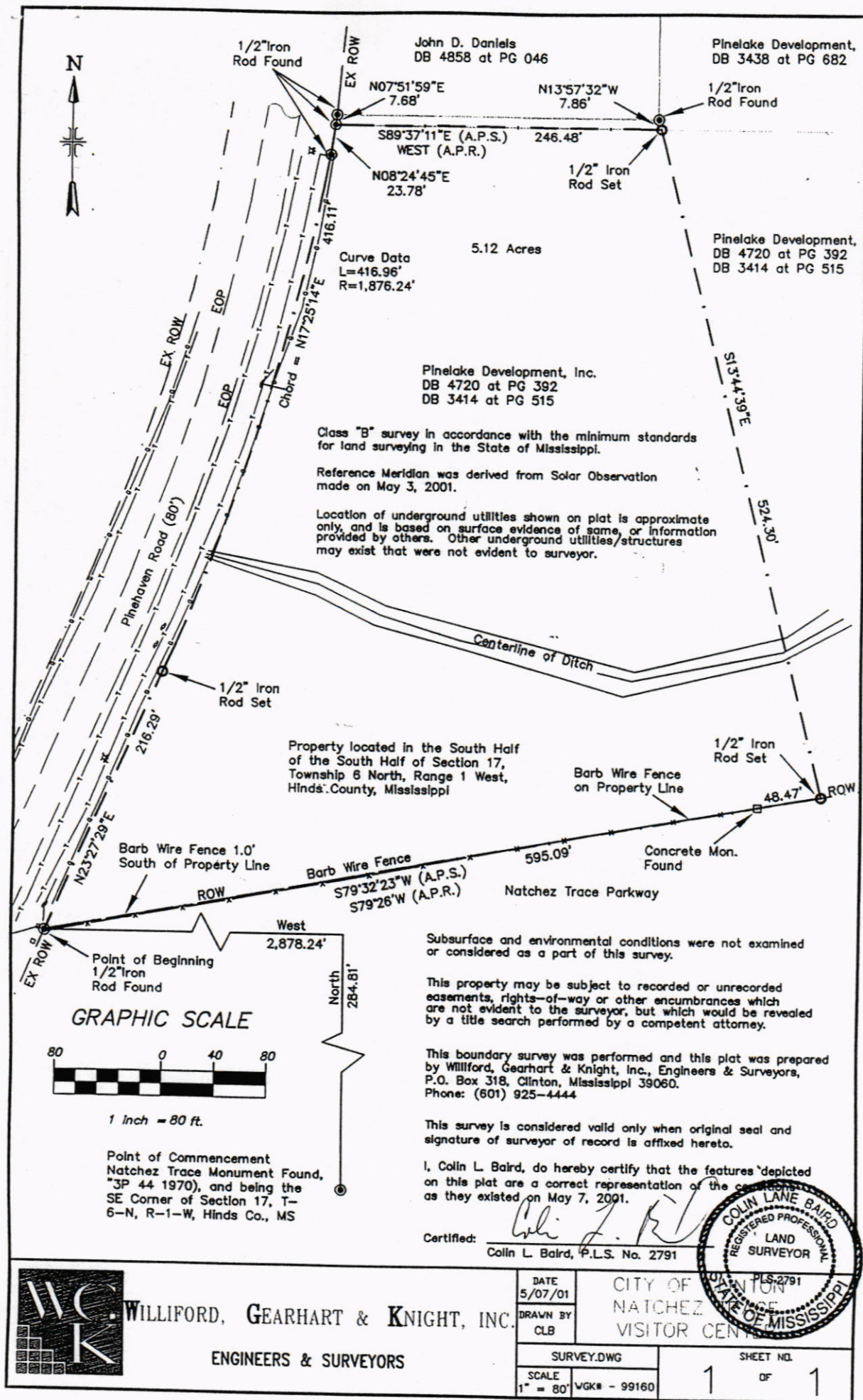
(SEAL)



Exhibit "A"

Commencing at a Natchez Trace Monument found, stamped "3P 44 1970", and also being the Southeast corner of Section 17, Township 6 North, Range 1 West, Hinds County, Mississippi and thence run North a distance of 284.81 feet to point; thence run West a distance of 2,878.24 feet to a ½" iron rod found on the eastern right-of-way line of Pinehaven Road (80' right-of-way), said point being the True Point of Beginning of the tract herein described:

From the True Point of Beginning thence run North 23 degrees 27 minutes 29 seconds East, along said right-of-way, a distance of 216.29 feet to a ½" iron rod set on said right-of-way; thence run along said right-of-way along a curve to the left having the following curve data; Arc Length of 416.96 feet, Radius of 1,876.24 feet, Chord Bearing of North 17 degrees 25 minutes 14 seconds East, and Chord Length of 416.11 feet to a ½" iron rod found; thence run North 08 degrees 24 minutes 45 seconds East, along said right-of-way, a distance of 23.79 feet to a ½" iron rod found; thence leave said right-of-way and run South 89 degrees 37 minutes 11 seconds East, along the South line of a parcel described in Deed Book 3438 at Page 682 as recorded in the Office of the Chancery Clerk of Hinds County, a distance of 246.48 feet to a ½" iron rod set on said recorded line; thence run South 12 degrees 44 minutes 39 seconds East a distance of 524.30 feet to a ½" iron rod set in the North right-of-way line of the Natchez Trace Parkway; thence run South 79 degrees 32 minutes 23 seconds West, along said right-of-way, a distance of 595.09 feet back to the True Point of Beginning, said tract being 5.12 acres, more or less, and being located in the South Half (S1/2) of the South Half (S1/2) of Section 17, Township 6 North, Range 1 West, Hinds County in the Great State of Mississippi.



BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 7.e

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION:

Natchez Trace Visitor's Center
1300 Pinehaven Road
Preliminary Site Plan

INTRODUCED BY: Gary Ward

TELEPHONE: 924-2256

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution x

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION: Planning and Zoning recommends approval.

BOARD ACTION:

MOTION MADE BY: Brantley

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 PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 8

CONSENT AGENDA:

TO:

FOR: discussion/action of 2WD Backhoe bids for street department

ACCT. NO. 001-215-730

INTRODUCED BY: Tim Rogers, Public Works Director

TELEPHONE: 924-2239

EXHIBITS FOR REVIEW: Bids/Specs

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other

RECOMMENDATION:

Puckett

BOARD ACTION:

MOTION MADE BY:

Hisaw

SECONDED BY:

Brabham

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

City of Clinton
Public Works Department
Bid Opening February 5, 2003

2WD Backhoe

Puchett	Mid South	Striding	Jelly	Blinnery	
4300 51,545	1875.8 43,450	4105 68,420	580 sm 53,448		
25,173	1,500	25,000	26,975		
25,172	35,950.00	37,420.00	26,473		

Office of City Clerk

Public Works Director

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 9

CONSENT AGENDA:

TO:

FOR: discussion/action of 4WD Backhoe bids for
sewer department

ACCT. NO. 400-650-730

INTRODUCED BY: Tim Rogers, Public Works Director

TELEPHONE: 924-2239

EXHIBITS FOR REVIEW: Bids/Specs

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other

Tubb

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: *Brantley*

SECONDED BY: *Greer*

VOTE CAST:

"AYE" "NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Brantley
Fisher
Touchton
Lott

[Handwritten marks in AYE column]

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

City of Clinton
Public Works Department
Bid Opening February 5, 2003

4WD Backhoe

<i>Reimburse</i>	<i>Hubert</i>	<i>Hubert</i>	<i>Hubert</i>	<i>Hubert</i>	<i>Hubert</i>
4400	501890	4404	5805m		
56,795	57,250	67,097.77	59,177.		
Specs on newspaper not met					
28,398	17,500	28,000	29,902		
			*		
28,391.00	29,150.00	29,097.11	29,215		

Office of City Clerk

Public Works Director

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 10

CONSENT AGENDA:

TO:

FOR: discussion/action of a static compactor bids for street department

ACCT. NO. 001-215-730

INTRODUCED BY: Tim Rogers, Public Works Director

TELEPHONE: 924-2239

EXHIBITS FOR REVIEW: Bids/Specs

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other

Tubb

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY:

Lott
Brabham

SECONDED BY:

VOTE CAST:

"AYE" "NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Brantley
Fisher
Touchton
Lott

[Handwritten marks in AYE column]

[Blank lines in NAY column]

[Blank lines in ACTION TAKEN column]

Mayor Aultman

[Blank line]

[Blank line]

[Blank line]

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

City of Clinton
Public Works Department
Bid Opening February 5, 2003

Compactor

Mid-South Leads 48 24,000	Miller * Baoor 18,888.88				

Office of City Clerk

W. J. Smith

Public Works Director

Janet Cohen

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 11.

CONSENT AGENDA:

TO:

FOR:

ACCT. NO.

DISCUSSION/ACTION: Nancy Crisco – Re-appointment to School Board

INTRODUCED BY: Mayor Rosemary Aultman

TELEPHONE: 924-5462

EXHIBITS FOR REVIEW:

Minutes
Ordinance
Resolution

Invoice
Plans, Maps
Contract

Other:

RECOMMENDATION:

*Recommended by
Mayor
Aultman*

BOARD ACTION:

MOTION MADE BY: *Brantley*

SECONDED BY: *Greer*

VOTE CAST:

"AYE"

"NAY"

ACTION TAKEN:

Brabham
Hisaw
Greer
Brantley
Fisher
Touchton
Lott

(Handwritten vertical line with arrow pointing down)

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

Nancy L. Crisco
42 Cascades Circle West
Clinton, MS 39056

601-924-3216 (home)

601-949-0291 (office)

December 10, 2002

Mayor Rosemary Aultman
City of Clinton
Post Office Box 156
Clinton, MS 39060

DEC 12 2002

CITY OF CLINTON

Dear Mayor Aultman:

As my term as a board member of the Clinton Public School District draws close to an end, I would like to thank you and the Board of Aldermen for the confidence you placed in me five years ago when you appointed me to this position. Further, I respectfully request your consideration in being appointed to serve another term beginning March, 2003.

The Clinton Public School system has a long history of excellence, and I am very proud to be a part of the leadership team that continually strives for this excellence in our community.

From my early years in elementary school, I wanted to be a teacher. As you are aware, I received my Bachelor of Science in Education from Mississippi College, but for economic reasons, I, a single person at that time, was unable survive on a teacher's salary. (Even though the pay scale has increased, a teacher is still sadly underpaid). However, my drive to work with America's greatest resources, children, has never died. I have directed most of my adult volunteer activities toward the ones involving young people, which currently include working with Clinton's Junior Miss and Girl Scouts.

Although my daughter, Beth, has graduated from the Clinton Public Schools, my concern for the education and well-being of Clinton's children remains a very strong focus in my life. As I related to you when you first were considering my appointment and Beth was a senior, I felt that I could personally serve our District better by not having a child in the school system. I have been able to look at every situation brought to the Board without any thought of how my child would be affected, but rather how the majority of the children would be affected. Last year, prior to the mandatory law requiring school board members to spend a day in school, I visited in seven of the nine Clinton schools. I was able to talk with all of our principals, one on one, and gathered valuable insight into their daily routines and challenges. I also visited in selected classes

and interacted with the students – a great experience! Had Beth still been in school, I probably would have spent a day on an Attaché trip with her, rather than visiting in other classes. I am also very proud to say, that during my term as a Board member, I have secured funding of \$30,000 for the Best Friends program.

Of course, one of the toughest jobs is that of student discipline hearings. What a heart-wrenching experience! Even after five years, I still lose sleep with my heart breaking for some of the students. If I could only be the board member who could fix those situations!

Again, I respectfully request your consideration for re-appointment and hope that my past five years of leadership, commitment to children, and working knowledge of the school district will be some of the characteristics you seek in the person who fills the next term on the Clinton Public School District's Board.

Sincerely,


Nancy L. Crisco

CITY OF CLINTON AGENDA ITEM FACT SHEET

AGENDA ITEM NO. 12

ACCT. NO.

TELEPHONE: 924-5462

Other:

RECOMMENDATION:

MOTION MADE BY: *Braham*

SECONDED BY: *LM*

ACTION TAKEN:

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

CITY OF CLINTON AGENDA ITEM FACT SHEET

Board Meeting Date: March 4, 2003 Agenda Item No. 13.

Consent Agenda:	To:
For:	Account No.

Discussion/Action: Natchez Trace Visitor Center	
Introduced by: Richard Broome	Telephone No. 924-5462

Exhibits for Review:

Minutes: _____
Ordinance: _____
Resolution: _____

Invoice: _____
Plans, Maps: _____
Contract: _____

Other: Bid Tabs

Recommendation:

Under advertisement

Board Action:

Motion made by: Touchton
Seconded by: Brabham

<u>Vote Cast:</u>	<u>"Aye":</u>	<u>"Nay":</u>	<u>Action Taken:</u>
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

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 14

CONSENT AGENDA: _____ TO: _____

_____ FOR: _____

_____ ACCT. NO: _____

INTRODUCED BY: _____

EXHIBITS FOR REVIEW:

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

RECOMMENDATION: R.W. Delaney Construction Co. Change Order Summary for Clinton-Raymond Rd./I-20

Interchange Phase 2 Modifications

Introduced by: Richard Broome, City Engineer

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.

Touchton approval to pay final ~~state~~ payment
Greer of \$39,022.10 as presented. after final MDOT
Fisher gives final
U approval.
Motion
Second
Vote

NAME AND LOCATION OF PROJECT:
CLINTON - RAYMOND ROAD / I - 20 INTERCHANGE PHASE 2 MODIFICATIONS
CITY OF CLINTON, HINDS COUNTY, MISSISSIPPI

BOARD APPROVED

NAME AND ADDRESS OF CONTRACTOR:
R.W. DELANEY CONSTRUCTION CO.
P.O. BOX 264
NATCHEZ, MS 39121-0264

PERIODIC ESTIMATE NO. 5 FOR PERIOD July 19, 2002 - February 5, 2003

ITEM	DESCRIPTION	UNIT	COST	QUAN.	CONTRACT AMOUNT	THIS PERIOD QUAN.	THIS PERIOD AMOUNT	TOTAL TO DATE QUAN.	TOTAL TO DATE AMOUNT	% COMPL.
200-1	Mobilization-Demobilization	LS	\$28,155.00	1	\$ 28,155.00		-	1.0	\$ 28,155.00	100.0%
800-1	8-inch PVC Water Pipe, Class 900, or	LF	\$5.89	60	\$ 353.40		-		\$ -	0.0%
800-2	12-inch PVC Water Pipe, Class 900, or	LF	\$8.17	430	\$ 3,513.10		-	424.0	\$ 3,464.08	98.6%
800-3	16-inch PVC Water Pipe, Class 900, or	LF	\$15.00	1,385	\$ 20,775.00		-	1460.0	\$ 21,900.00	105.4%
800-4	8-inch Gate Valve Assembly	EA	\$614.00	1	\$ 614.00		-		\$ -	0.0%
800-5	12-inch Gate Valve Assembly	EA	\$1,270.00	1	\$ 1,270.00		-	1.0	\$ 1,270.00	100.0%
800-6	16-inch Gate Valve Assembly	EA	\$3,233.00	1	\$ 3,233.00		-		\$ -	0.0%
800-7	8-inch Tapping Valve Assembly	EA	\$1,698.00	1	\$ 1,698.00		-		\$ -	0.0%
800-8	12-inch Tapping Valve Assembly	EA	\$2,048.00	3	\$ 6,144.00		-	2.0	\$ 4,096.00	66.7%
800-9	Fire Hydrant Assembly	EA	\$1,720.00	1	\$ 1,720.00		-	1.0	\$ 1,720.00	100.0%
800-10	Relocate Fire Hydrant Assembly	EA	\$2,700.00	1	\$ 2,700.00		-	1.0	\$ 2,700.00	100.0%
800-11	30-inch Steel Casing (Jack and Bore)	LF	\$69.00	480	\$ 33,120.00		-	480.0	\$ 33,120.00	100.0%
800-12	30-inch Steel Casing (Open Cut)	LF	\$64.00	430	\$ 27,520.00		-	430.0	\$ 27,520.00	100.0%
800-13	24-inch Steel Split Casing (Open Cut)	LF	\$57.00	60	\$ 3,420.00		-	60.0	\$ 3,420.00	100.0%
1000-1	6-inch PVC Sanitary Sewer Pipe	LF	\$3.01	110	\$ 331.10	340.0	\$ 1,023.40	340.0	\$ 1,023.40	309.1%
1000-2	12-inch PVC Sanitary Sewer Pipe	LF	\$7.00	1128	\$ 7,896.00		-	940.0	\$ 6,580.00	83.3%
1000-3	15-inch PVC Sanitary Sewer Pipe	LF	\$8.18	1183	\$ 9,676.94		-	1122.0	\$ 9,177.96	94.8%
1000-4	18-inch PVC Sanitary Sewer Pipe	LF	\$13.97	807	\$ 11,273.79		-	928.0	\$ 12,964.16	115.0%
1000-5	12-inch Ductile Iron Sanitary Sewer Pipe	LF	\$16.93	50	\$ 846.50		-		\$ -	0.0%
1000-6	18-inch Ductile Iron Sanitary Sewer Pipe	LF	\$31.00	120	\$ 3,720.00		-	1.0	\$ 4,700.00	100.0%
1000-7	Maintenance of Existing Flows	LS	\$4,700.00	1	\$ 4,700.00		-	12.0	\$ 27,245.40	109.1%
1000-8	Sanitary Sewer Manhole	EA	\$2,270.45	11	\$ 24,974.95		-		\$ -	0.0%
1000-9	20-inch Steel Casing (Jack & Bore)	LF	\$50.00	40	\$ 2,000.00		-	410.0	\$ 28,290.00	100.0%
1000-10	30-inch Steel Casing (Jack & Bore)	LF	\$69.00	410	\$ 28,290.00		-	2.0	\$ 4,000.00	100.0%
1000-11	30-inch Steel Casing (Open Cut) & Ditch Crossing	EA	\$2,000.00	2	\$ 4,000.00		-	1.0	\$ 1,690.00	100.0%
1000-12	Storm Drainage Manhole	EA	\$1,690.00	1	\$ 1,690.00	1.0	\$ 1,690.00	20.0	\$ 1,360.00	100.0%
1000-13	24 " Reinforced Concrete Pipe (class 3)	LF	\$68.00	20	\$ 1,360.00	20.0	\$ 1,360.00	1.0	\$ 7,000.00	100.0%
1200-1	Grassing (Seeding and Mulching)	LS	\$7,000.00	1	\$ 7,000.00		-	1550.0	\$ 12,663.50	96.0%
800-14	12-inch PVC Water Pipe, Class 900, or	EA	\$8.17	1,615	\$ 13,194.55		-	2.0	\$ 6,040.00	100.0%
800-15	12-inch Tapping Valve Assembly	EA	\$3,020.00	2	\$ 6,040.00		-	4.0	\$ 6,880.00	133.3%
800-16	Fire Hydrant Assembly	EA	\$1,720.00	3	\$ 5,160.00	1.0	\$ 1,720.00	151.0	\$ 9,211.00	75.5%
800-17	24-inch Steel Casing (Jack and Bore)	LF	\$61.00	200	\$ 12,200.00		-	60.0	\$ 3,420.00	100.0%
800-18	24-inch Steel Casing (Open Cut)	LF	\$57.00	60	\$ 3,420.00		-		\$ -	0.0%
	Total				\$ 282,009.33		\$ 5,793.40		\$ 269,610.50	95.6%
Additions and Deductions										
1	Engineering Material--Class 2	TON	\$12.50			327.57	\$ 4,094.63	884.89	\$ 11,061.17	

2	12-inch DI Sanitary Sewer Pipe (Jack & Bore)	LF	\$89.69	38.00	\$	3,408.22	38.00	\$	3,408.22
3	Irrigation system repairs	EA	-\$1,352.50	1.00	\$	(1,352.50)	1.00	\$	(1,352.50)
	Total				\$	6,150.35		\$	13,116.85
A. Cost of Original Contract Work Performed to Date \$269,610.50 B. Additions and Deductions \$13,116.85 C. Total Cost of Work Performed to Date \$282,727.35 D. Add Stored Materials \$0.00 E. Subtotal of C-D \$282,727.35 F. No Retainage (10%) \$0.00 G. Less Amount of Previous Estimates \$243,705.24 H. Final Amount Due \$39,022.10									
Certificate of Contractor According to the best of my knowledge and belief, I certify that all items and amounts shown in this Final Pay Estimate are correct, that all work has been performed and/or duly authorized deviations, substitutions, alterations and/or additions; that the foregoing is a true and correct statement of the Contract account up to and including the last day of the period covered by the Final Estimate; and that no part of the "Final Amount Due" has been received.									
Contractor : _____		By: _____		Title: _____		Date: _____			
Recommendation of Engineer This Final Pay Estimate covers all pay item work performed by the Contractor through the estimate period stated hereon. The undersigned recommends payment of the amount on lines H above subject to the provisions of the Contract Documents covering the repair or replacement of all defective work, if any, that may be discovered prior to final payment or expiration of the general guaranty period.									
Firm: _____		By: _____		Title: _____		Date: _____			
City Engineer Approval									

R.W. DELANEY CONSTRUCTION CO.

P.O. Box 264 • Natchez, MS 39121-0264 • (601) 442-0352
Fax: 601-442-0491 Incoming Watt: 800-541-7189

*File
Delaney
pay
request*

October 8, 2002

RECEIVED
OCT 10 2002

CITY OF CLINTON
ENGINEERING DEPARTMENT

Engineering Department
Attn: Bert Kuyrkendall
P.O. Box 156
Clinton, MS 39060

RE: I-20/Clinton-Raymond Road
Water & Sewer Relocation Phase 2 Modifications

This is the quote that you requested for a proposed change order.

Furnish labor, materials and equipment to insert 38' of 12" ductile iron pipe in the existing sewer line passing under an installed concrete box culvert. This work is between manhole 3 & 4 on the Mississippi College practice field.

Cost of Material.....	\$ 902.44
Boring Cost.....	1824.00
Excavation & Labor.....	<u>681.61</u>

TOTAL \$ 3408.05

Please call me if you have any questions or need anything else.

Sincerely,

Randy Irvin

Randy Irvin
President

Engineering Department

P. O. Box 156 • 300 Jefferson St.
Clinton, MS 39060
(601) 924-5462 • (601) 925-4605 (FAX)



Richard L. Broom, P.E.
City Engineer

September 27, 2002

Randy Irvin
R.W. Delaney Construction
P.O. Box 264
Natchez, MS 39121

Re: Clinton Raymond 2A

Dear Mr. Irvin,

Attached is a bill from Lakeland Irrigation, Inc. for \$377.60 to repair the irrigation system damaged by your excavation on the Mississippi College practice fields. At that time you requested that Mississippi College have the damage repaired and to deduct the amount of that bill from your payment. This is to notify you that we will reduce your pay estimate in the amount of \$377.60.

Sincerely,

A handwritten signature in dark ink, appearing to read "Bert Kuyrkendall", is written over the typed name.

Bert Kuyrkendall, P.E.
Assistant City Engineer

Cc: Charles Curcio, P.E., Baker
Tim Rogers
File

L A K E L A N D
Irrigation

Please make checks payable and remit to:
Lakeland Irrigation Inc.
P.O. Box 4972 • Jackson, MS 39296 • (601) 354-4064

Bill to: City of Clinton
P O Box 156
Clinton MS 39060
Atten: Tim Rogers

date: 7/22/02
invoice no: 07-0602
PO number

For: Irrigation service call at Mississippi College

Repaired three inch leak
Located and repaired cut wires

More damage from the City of Clinton

1 3" Knock on schedule 40 PVC coupling	12.50	12.50
1 3" PVC SCH40 slip coupling	2.65	2.65
10 14 gauge UF irrigation control wire	0.05	0.45
2 Scotch 3M DBY direct burial electrical splice	1.00	2.00
6 Hours labor	60.00	360.00

A400-650-720-7

RICHARD L. BROOME, P.E.
City Engineer
CITY OF CLINTON, MS

Subtotal	377.60
MS sales tax	0.00
Total	377.60
Less previous payments	
Total due	377.60

PAY THIS AMOUNT

Terms: Payment due on receipt of invoice unless prior arrangements have been made.
All invoices over 30 days will be assessed 1 1/2% per month service charges.

Engineering Department

P. O. Box 156 • 300 Jefferson St.
Clinton, MS 39060
(301) 924-5462 • (601) 925-4605 (FAX)



Richard L. Broome, P.E.
City Engineer

July 18, 2002

Gus Howard
R.W. Delaney Construction
P.O. Box 264
Natchez, MS 39121

Re: Clinton Raymond 2A

Dear Gus,

Attached is a bill from Lakeland Irrigation, Inc. for \$974.90 to repair the irrigation system damaged by your excavation on the Mississippi College practice fields. At that time you requested that Mississippi College have the damage repaired and to deduct the amount of that bill from your payment. This is to notify you that we will reduce your pay estimate in the amount of \$974.90.

Sincerely,

Bert Kuyrkendahl, P.E.
Assistant City Engineer

Cc: Charles Curcio, P.E., Baker
Tim Rogers
File #

L A K E L A N D
Irrigation

Please make checks payable and remit to:
Lakeland Irrigation Inc.
P.O. Box 4972 • Jackson, MS 39296 • (601) 354-4064

Bill to: City Of Clinton
P O Box 156
Clinton MS 39060
ATTEN: Tim Rogers

date: 6/30/02
invoice no: 06-3602
PO number

For: Irrigation service call at Mississippi College

Repaired one three inch leak
Located and repaired wires damaged by sewer line installation

1 3" Knock on schedule 40 PVC coupling	12.50	12.50
1 3" PVC SCH40 slip coupling	2.65	2.65
150 14 gauge UF irrigation control wire	0.05	6.75
8 Scotch 3M DBY direct burial electrical splice	1.00	8.00
15.75 Hours labor	60.00	945.00

*You're reimbursed by Delaney
per Engineering*

RICHARD L. BROOME, P.E.
City Engineer
CITY OF CLINTON, MS

~~400-650-591~~
400-650-720-7

RJB
7/17/02

Subtotal	974.90
MS sales tax	0.00
Total	974.90
Less previous payments	
Total due	974.90

PAY THIS AMOUNT

Terms: Payment due on receipt of invoice unless prior arrangements have been made.
All invoices over 30 days will be assessed 1 1/2% per month service charges.

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003 _____

AGENDA ITEM NO. 15.

CONSENT AGENDA: _____ TO: _____

_____ FOR: _____

_____ ACCT. NO: _____

INTRODUCED BY: _____

EXHIBITS FOR REVIEW:

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

RECOMMENDATION: Storm Water Management Plan _____

Introduced by: Bert Kurykendall _____

BOARD ACTION: _____

MOTION MADE BY: *Greer*

SECONDED BY: *Brabham*

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
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.

Public Education and Outreach

Informing the general public on storm water quality issues is an important aspect of the Storm Water Management Program (SWMP). When citizens understand how their activities impact water quality in neighboring streams and lakes, considerable progress is made to improve and preserve the condition of those water bodies. For this reason the following Best Management Practices (BMP) will be implemented.

Residential Mailouts

Brochures or fact sheets will be mailed to city residents explaining how domestic storm water pollution can be prevented. Topics covered will include use and disposal of household hazardous materials, proper use of landscape chemicals, backyard conservation, maintenance of individual wastewater systems, general storm water information, and others. A brochure or fact sheet will be mailed to each residential water customer every year, starting in 2004.

Commercial Mailouts

Commercial and other non-residential facilities will receive information on the following topics related to storm water: hazardous material use and disposal, facility cleaning and waste management, utility maintenance, and others. A brochure or fact sheet will be mailed to each facility every year, starting in 2004.

Information display

Brochures or fact sheets covering storm water issues will be displayed in city hall. The brochures or fact sheets will first be displayed on April 15, 2003, and will subsequently be continually restocked. A fact sheet detailing storm water public involvement activities for the city will also be available in City Hall. It will be on display in the post office and the library as well.

Public Storm Water Meetings

Meetings will be held for the general public to discuss storm water issues and the SWMP. This is an opportunity for all stakeholders to learn more about storm water management and to provide input to the SWMP and its operation. One meeting will be held in January of every year which is timed to provide input before the annual report is submitted to MDEQ. The meeting will be advertised in the local newspaper, and contact will be made to all registered property owners associations, local environmental groups registered with the city, and anyone who requests in writing to be placed on a contact list.

Website Information

A storm water page will be set up on the City of Clinton's website (www.clintonms.org) which will provide the following information:

- general storm water information
- links to MDEQ and EPA storm water websites
- contact for questions or to report illegal discharges
- storm water public involvement activities
- household hazardous waste collection site information
- copy of SWMP
- construction BMP menu

The page will be online by April 15, 2003, and will be maintained at least quarterly.

These public education and outreach BMPs are designed to reduce storm water pollution by reducing some of its sources. Some pollutants they are designed to reduce include litter, excessive fertilizer, illegally dumped motor oil and other chemicals, sewage from unmaintained septic systems, and illegally dumped chemicals or grease from commercial establishments.

The SWMP Administrator is the responsible party for executing these BMPs.

Public Involvement

The next step after educating residents and business owners and operators is to get them involved directly in the storm water management process. The following programs are designed to that end.

Adopt-a-Stream

MDEQ currently has a successful program in which citizens can volunteer to take an active role in preserving water quality for particular streams and other water bodies. An individual or a group can sign up to adopt a stream and receive training from MDEQ to coordinate everything from watershed cleanup activities to actual monitoring and evaluation of the water body. The level of involvement depends on the volunteer. The city will serve as a liaison between interested citizens and MDEQ staff by advertising this opportunity on the city's storm water website page and posting the information at city hall, the post office, and the library.

Public Storm Water Meetings

Meetings will be held for the general public to discuss storm water issues and the SWMP. This is an opportunity for all stakeholders to learn more about storm water management and to provide input to the SWMP and its operation. One meeting will be held in January of every year which is timed to provide input before the annual report is submitted to MDEQ. The meeting will be advertised in the local newspaper, and contact will be made to all registered property owners associations, local registered environmental groups, and anyone who requests in writing to be placed on a contact list. Citizens who take part in the meetings will be able to directly influence the content and operation of the SWMP.

Tree Planting Week

Trees enhance water quality by reducing water temperature in receiving water bodies, increasing infiltration, reducing soil erosion, and filtering out some pollutants. There are also many other benefits of trees in urban settings including reducing air and noise pollution. The city will provide a minimum of 50 trees to local citizens for planting within the city. The city will provide the trees during the week of the third Monday in February each year. This will be advertised in the local newspaper prior to the event. Any leftover trees will be planted by the city.

City Clean-Up Days

The city will coordinate clean-up days to involve the public in picking up trash and debris from city right-of-way and other property. This effort will reduce the amount of debris that reaches the streams in town and increase the public desire to maintain clean streets and drainage ways. The first two Saturdays in April will be designated as clean-up days and the city will provide all necessary trash bags and dumpsters to dispose of the waste. The event will be advertised in the local newspapers and banners will be attached to dumpsters placed throughout town.

Information display

Brochures or fact sheets covering storm water issues will be displayed in city hall. The brochures or fact sheets will first be displayed on April 15, 2003, and will subsequently be continually restocked. A fact sheet detailing storm water public involvement activities for the city will also be available in City Hall. It will be on display in the post office and the library as well.

Website Information

A storm water page will be set up on the City of Clinton's website (www.clintonms.org) which will provide the following information:

- general storm water information
- links to MDEQ and EPA storm water websites
- contact for questions or to report illegal discharges
- storm water public involvement activities
- household hazardous waste collection site information
- copy of SWMP
- construction BMP menu

The page will be online by April 15, 2003, and will be maintained at least quarterly.

These public involvement BMPs are designed to directly reduce pollution to local streams by preventing trash and other pollutants from reaching them. They are also designed to give citizens an increased awareness of the importance of local water quality and the steps they can take to make improvements and prevent future degradation. As residents and business people take ownership these efforts to improve storm water quality, the impact will be far greater than that of the city government working alone.

The SWMP Administrator is the responsible party for executing these BMPs

Illicit Discharge Detection and Elimination

A significant source of storm water pollution is illicit discharge in the watershed. These non-storm water discharges can be in the form of failing septic systems, sewer connections to storm drain lines, dumping or stockpiling trash and scrap, dumping of hazardous materials such as motor oil into streams, or other forms. These sources either pollute receiving water bodies directly or indirectly through rain events.

MDEQ has identified exceptions to illicit discharges and permits the following non-storm water discharges under standard conditions:

- water line flushing
- landscape irrigation
- diverted stream flows
- rising ground waters
- uncontaminated ground water infiltration
- uncontaminated pumped ground water
- discharges from potable water sources
- foundation drains
- air conditioning condensate
- irrigation water
- springs water from crawl space pumps
- footing drains
- lawn watering runoff
- water from individual residential car washing
- flows from riparian habitats and wetlands
- dechlorinated swimming pool discharges
- street wash water
- discharges or flows from fire fighting activities
- fire hydrant flushings
- external building wash downs which do not use detergents

Any non-storm water discharge not listed above can be considered an illicit discharge, or any of the above items can be considered as such if they are judged to be impairing water quality.

The following steps provide a procedure to detect and eliminate illicit discharges within the city.

Storm Sewer System Maps

This document appendix includes maps highlighting the names and locations of all waters of the United States and the major drainage structures which transport storm water to them.

Priority Area Targeting

Areas with higher likelihood of illicit discharge are identified on the storm sewer maps as well as areas of illegal dumping. The high priority areas are ranked from highest to lowest risk. Factors such as unsewered residences, commercial areas, and areas with older utilities will be taken into account in the targeting process. Priority areas will be added to the storm sewer map by May 13, 2003.

Dry Weather Field Screening

During dry weather conditions, flow in streams in the priority areas will be monitored by city staff in order to detect any non-storm water flows. The field inspectors will then attempt to trace those flows to their sources. In an area marked as high priority for failing septic systems, for example, streams in neighborhoods will be examined for inadequately treated wastewater flows. This dry weather screening will be performed in early fall each year when stream flows are at their lowest, beginning in 2003. One-fifth of the priority areas will be screened each year so that by the end of the permit cycle, every priority area will have been investigated.

When illicit discharges are detected and confirmed, appropriate action will be taken by the city to remove them. The process for doing this will be outlined in a city ordinance.

Dumping Monitoring

Areas where dumping of trash and scrap frequently occur will be monitored to reduce the occurrences of littering. Dumped materials will be removed and properly disposed of shortly after it is detected and signs will be installed to discourage potential dumpers when appropriate. Formal inspections will be conducted at least once every year, while informal inspections will be done periodically.

Illegal Discharge Ordinance

The City Board of Aldermen will develop an ordinance creating penalties for illegal discharges and illegal dumping. It will be developed and passed by June 3, 2003, and will be joined to this document as an appendix.

Complaint System

The most effective means of detecting illicit discharge is through the observation of the public. For this reason a system will be established to encourage and effectively process storm water complaints. The storm water page on the cities' website will give telephone contact information and will enable anonymous

emails for complaints. City staff will be alerted to divert storm water complaint calls and letters to the SMWP administrator. A complaint form (copy in appendix) will be utilized for each reported incident.

The SWMP Administrator is the responsible party for executing the illicit discharge detection and elimination process.

Construction Site Storm Water Runoff Control

A significant source of storm water pollution in a developing community is silted runoff from construction sites. When dirt and silt is deposited in receiving streams, habitat for microorganisms is choked out which impacts organisms higher in the food chain. Removal of all silt from construction site runoff is not possible, but substantial removal of silt and dirt from the storm water runoff can have a significant effect on preserving and promoting stream health.

Runoff Control Plan

A Runoff Control Plan (RCP) is required for any construction or land grading or clearing activity that will result in land disturbance. Agricultural activities are exempt from these requirements. The RCP must include the following elements:

1. Narrative including the following:
 - a. project description
 - b. pre-construction site description
 - c. post-construction site description
 - d. adjacent property description
 - c. properties of existing and borrow soils
 - d. receiving waters to first named stream on quad map
 - e. adjacent row and easements
 - f. property owners adjacent to property, and adjacent to receiving stream up to 500 ft. downstream
2. Outline of project limits on USGS quad map copy
3. Planned temporary BMPs for erosion control, construction waste control (building materials, trash), chemical control (concrete truck washout, construction chemical use and disposal)
4. Drawings and specifications of temporary BMPs with supporting calculations
5. Plan sheet showing the following:
 - a. existing and proposed contours
 - b. existing and proposed storm utilities
 - c. temporary BMPs
 - d. floodplains w/ flood elevations
6. Maintenance plan for temporary BMPs including scheduling of first installation, weekly maintenance, post rain event maintenance
7. Name, address, and telephone numbers of parties responsible for developing, implementing and maintaining the plan

RCP Administration

The RCP administration will be integrated into the existing plan review process established by the city subdivision regulations and zoning ordinance. A developer or builder will be required to submit a RCP with the site plan or preliminary plat. An RCP will also be required before any major site grading or clearing of trees or vegetation is initiated on any property in the city. The SWMP administrator must give final approval for RCP acceptance for subdivision projects, and the city building official must give final approval for all other projects. Inspection for temporary BMP maintenance compliance will be conducted by the SWMP administrator for subdivision projects, and by the building official for all other projects. Projects will be inspected approximately weekly by city staff. Records will be kept of violations and city responses. Contractors may be issued a stop work order for lack of compliance to the RCP, or fines may be assessed according to city ordinance. All covered projects initiated in the city on or after September 15, 2003 will require a RCP.

BMP Menu

The city adopts chapter 4, "Best Management Practice Standards" from the most current "Planning and Design manual for the Control of Erosion, Sediment and Stormwater" from MDEQ as the official list and specifications for BMPs for selection and implementation in the Runoff Control Plan. BMPs not in the manual may be considered by the SWMP administrator. A copy of the BMP list with specifications will be provided on city's storm water website page starting September 15, 2003.

Subdivision Regulation and Zoning Ordinance Revision

The city's subdivision regulations and zoning ordinance must be revised to include RCP requirements. They must also be modified to address potential conflicts with the intent and requirements of the SWMP. The City Board of Aldermen must make these revisions by August 5, 2003.

Post Construction Storm Water Management in New Development and Redevelopment

Developed land has a greater potential than undeveloped land to introduce storm water pollutants to a watershed. Parking lots accumulate oils, heavy metals, and debris that can be washed into a receiving water body. Developed land also increases the amount of water and the peak flow because of increased impervious surfaces. Increased flow in a stream can be as damaging as polluted flow because it destroys ecological habitat by altering channel structure.

Runoff Control Plan

For any construction or land grading or clearing activity that will result in a land disturbance greater than or equal to one acre, the following elements are required to be added to the RCP. Agricultural and silvicultural activities are exempt from these requirements.

1. Planned permanent BMPs to limit the quantity of runoff pollutants and flow in order to prevent or minimize water quality impacts
2. Permanent BMP requirements
 - a. drawings and specifications of permanent BMPs with supporting calculations
 - b. description of how BMPs will prevent or minimize water quality impacts for downstream water bodies including the specific pollutants that will be reduced
 - c. post-construction runoff must be equal to or less than pre-construction runoff for 2, 10 and 50-year storm events
 - d.. use rational method as outlined in MDOT Design Manual (7-4.01) for hydraulic calculations or other method approved by SWMP administrator
 - e. provide the following for each storm event: stage-storage-discharge curves and inflow & outflow hydrographs of detention facilities
 - f. determine 100-year flood impact on storage volume
 - g. design emergency spillway w/ appropriate erosion control measures
3. Plan sheet showing existing and proposed contours, storm utilities, permanent BMPs, elev. of BMP features, landscaping of detention facilities, energy dissipation at outlet point if necessary, max pond slope 3:1 (dry) 4:1 (wet), min. depth of wet pond is 4ft.
4. Maintenance plan for permanent BMPs including maintenance schedule
5. Name, address, and telephone numbers of party responsible for implementing and maintaining permanent BMPs. Describe process for transfer of ownership of BMPs from developer to property owner association in subdivisions.
6. Seal, signature and certification of registered engineer who developed the plan

Runoff Control Plan Administration

The RCP administration will be integrated into the existing plan review process established by the city subdivision regulations and zoning ordinance. Inspection for permanent BMP maintenance compliance will be conducted by the SWMP administrator for subdivision projects, and by the building official for all other projects. Projects under construction will be inspected regularly by city staff; completed projects will be inspected at least annually. Records will be kept of violations and city responses. Fines will be assessed according to city ordinance for noncompliance. All covered projects initiated in the city on or after September 15, 2003 will require a RCP.

BMP Menu

The city adopts chapter 4, "Best Management Practice Standards" from the most current "Planning and Design manual for the Control of Erosion, Sediment and Stormwater" from MDEQ as the official list and specifications for BMPs for selection and implementation in the Runoff Control Plan. BMPs not in the manual may be considered by the SWMP administrator. A copy of the BMP list with specifications will be provided on city's storm water website page starting September 15, 2003.

Subdivision Regulation and Zoning Ordinance Revision

The city's subdivision regulations and zoning ordinance must be revised to include RCP requirements. They must also be modified to address potential conflicts with the intent and requirements of the SWMP. The City Board of Aldermen must make these revisions by August 5, 2003.

Land Disturb.	Residential	Commercial	Grading Only	Silviculture	Agriculture
<1ac.	temp. BMP only	temp. BMP only	temp. BMP only	temp. BMP only	exempt
≥1ac	temp. & perm. BMP	temp. & perm. BMP	temp. & perm. BMP	temp. BMP only	exempt

Pollution Prevention/Good Housekeeping for Municipal Operations

Maintenance for Pollutant Reduction

1. City streets and municipal parking lots will be cleaned with street sweeper with waste material disposed of in a proper facility. Every street in the city must be cleaned at least once every three months.
2. Storm drain inlets must be inspected and cleaned with vacuum truck or other devise. Each inlet must be inspected and cleaned at least once per year.

General Housekeeping

1. City must establish and maintain controls to prevent erosion of materials stockpiled outdoors.
2. All polluted debris, polluted sediments, etc. must be properly disposed of in permitted facility.
3. City will apply for NPDES storm water permit coverage for all newly regulated facilities.

Construction

1. RCP required on city projects that disturb greater than one acre
2. Temporary BMPs are required for all other projects that disturb soil

Staff education

1. All public works staff will receive education at least once per year on proper handling and disposal of hazardous and non-hazardous waste materials.
2. All parks and recreation staff will receive education at least once per year on handling and applying landscaping chemicals.

The Public Works Director is the responsible party for executing all municipal operations BMPs.

Implementation

Annual Reports

An annual report must be submitted to MDEQ by Jan. 28th of each year, and include:

1. Status of compliance with permit conditions, progress toward achieving measurable goals
2. Summary of storm water activities during next cycle
3. Proposed changes to SWMP, BMPs or measurable goals
4. Number of RCPs approved, size of each project
5. Certification that SWMP and NOI are up to date

Definitions

Best Management Practices "BMPs": schedules of activities, prohibitions of practices, maintenance procedures, and other management practices to prevent or reduce pollution. BMPs also include treatment requirements, operating procedures, and practices to control runoff, spillage or leaks, sludge or waste disposal, or drainage from raw material storage.

Control Measures: any Best Management practice or other method used to prevent or reduce the discharge of pollutants.

CWA: the clean water act (formerly referred to as the Federal Water pollution control Act or Federal water Pollution Control Act Amendments of 1972)

Discharge-Related Activities include: activities, which cause, contribute to, or result in storm water point source pollutant discharge and measures to control storm water discharge, including the siting, construction and operation of best management practices (BMPs) to control, reduce or prevent storm water pollution.

Illicit Connection: any man-made conveyance connecting an illicit discharge directly to a municipal separate storm sewer.

Illicit Discharge: any discharge to a municipal separate storm sewer that is not composed entirely of storm water except discharges pursuant to a NPDES permit.

Major Receiving Water(s): those waters of the state that are named on a United States Geological Quadrangle Map.

Maximum Extent Practicable "MEP": the statutory standard that establishes the level of pollutant reductions that operators of regulated MS4s must achieve. The CWA requires that NPDES permits for discharges from MS4s "shall require controls to reduce the discharge of pollutants to the maximum extent practicable, including management practices, controls techniques and system, design and engineering methods." Determination of this level takes into account factors such as condition of receiving waters, specific local concerns, and other aspects included in a comprehensive watershed plan. Other factors may include MS4 size, climate implementation schedules, finance issues, beneficial uses of receiving water, hydrology, geology, and capacity to perform operation and maintenance. The pollutant reductions that represent MEP may be different for each small MS4 given the unique local hydrologic and geologic concerns to satisfy each of the six minimum control measures through an evaluative process.

Measurable Goals: storm water program goals, which are intended to gauge permit compliance and program effectiveness.

Municipal Separate Storm Sewer, MS4: a conveyance or system of conveyance (including roads with drainage systems municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains): (I) Owned or operated by a State, City, Town, Borough, County, Parish, district, associations, or other public body (created by or pursuant to State Law) having jurisdiction over disposal of sewage, industrial wastes, storm water, or other wastes, including special districts under State Law such as a sewer district, Flood control district or drainage district. Or similar entity, or an authorized Indian tribal organization, or a designated and approval management agency under section 208 of the CWA that discharges to waters of the United States; (II) Designed or used for collecting or conveying storm water; (III) Which is not a combined sewer; and (IV) Which is not part of a Publicly Owned Treatment works (POTW).

National Pollutant Discharge Elimination System "NPDES": refers to Section 402 of the federal Clean Water Act.

NOI: an acronym for "Notice of Intent", the mechanism used to "register" for coverage under a general permit.

Phase II: the second stage of the State and Federal storm water permit regulations.

Regulated Entity: a small MS4 within the State of Mississippi and located fully or partially within an urbanized area as determined by the latest Decennial Census pursuant to 40 CFR 122.32, or designated by MDEQ pursuant to 40 CFR 123.35.

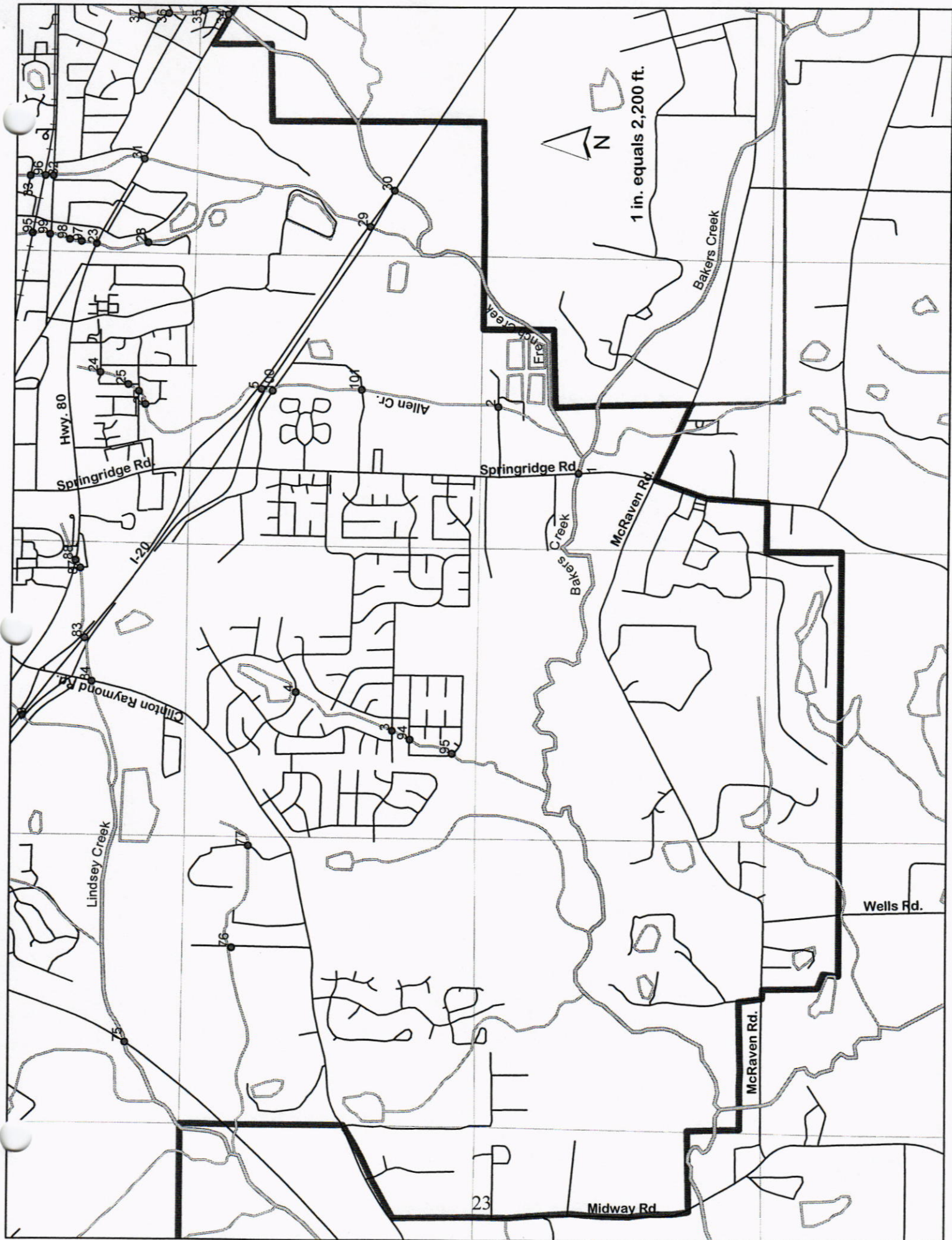
Storm water: rainfall runoff, snowmelt runoff, and surface runoff.

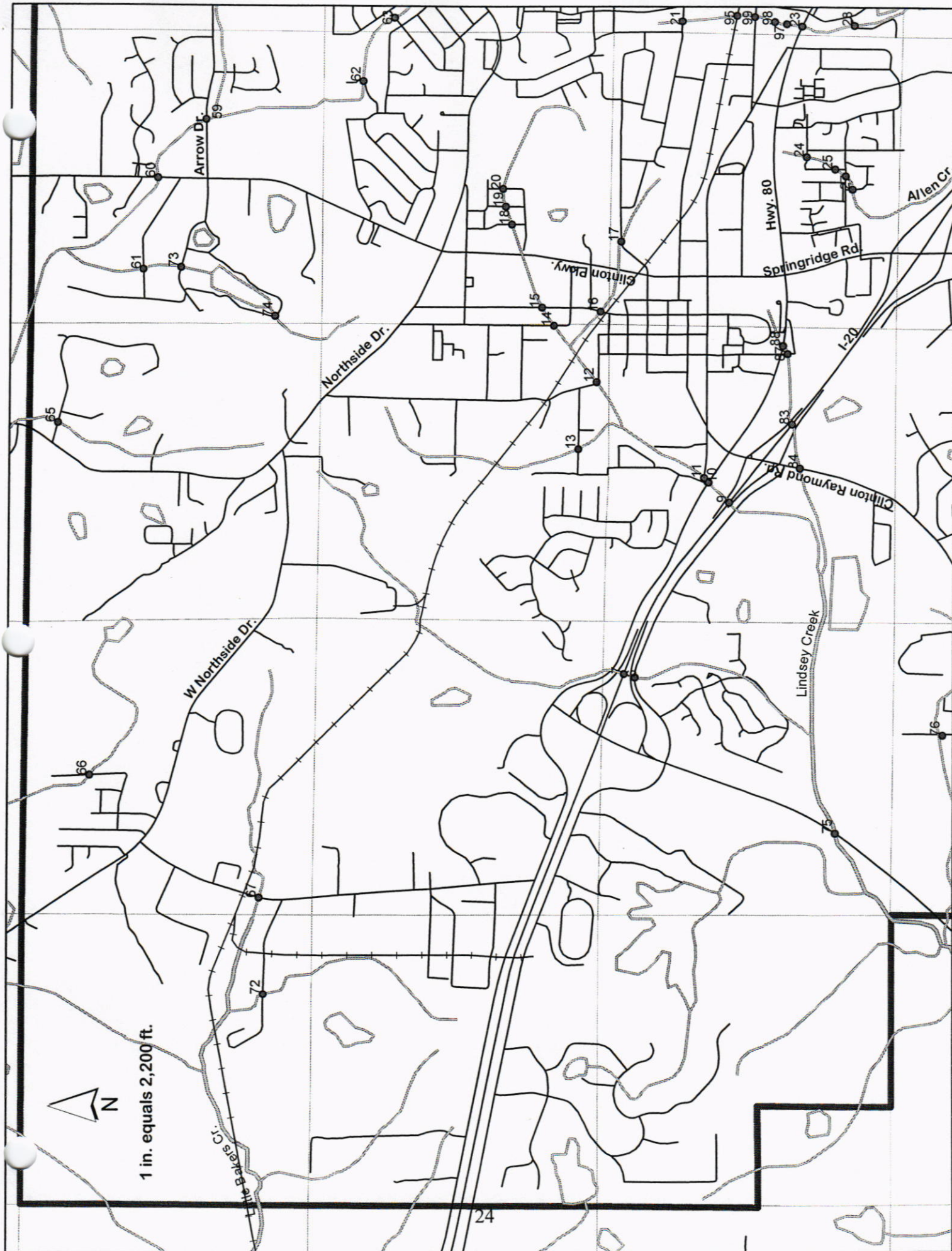
Storm Water Management Program "SWMP": a comprehensive program to manage the quality of storm water discharge from the municipal separate storm sewer system.

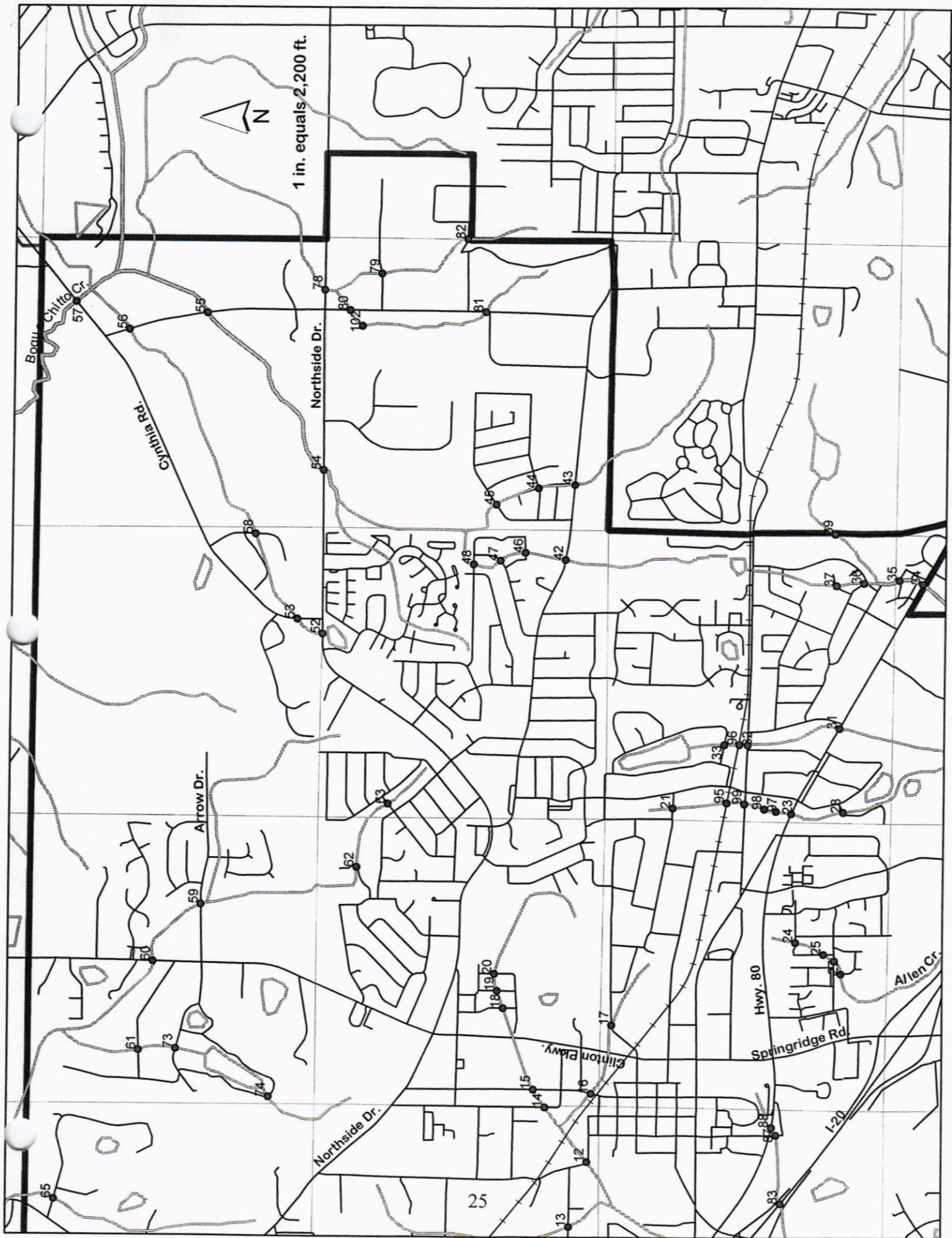
Total Maximum Daily Load "TMDL": the calculated maximum permissible pollutant loading to a water body at which water quality standards can be maintained. The sum of waste load allocations (WLAs) and load allocations (LAs) for any given pollutant.

Urbanized Area "UA": a land area comprising one or more places (core and fringe) with urban limits defined by a population density of 1,000 people per square mile and its contiguous census tracts of 500 people per square mile, that together have a residential population of at least 50,000.

Month	2003	2004	2005	2006	2007	2008
Jan.		Public meeting	Public meeting	Public meeting	Public meeting	Public meeting
		Annual report	Annual report	Annual report	Annual report	Annual report
Feb.						
		Tree planting week	Tree planting week	Tree planting week	Tree planting week	Tree planting week
March		Res. mailout	Res. mailout	Res. mailout	Res. mailout	Res. mailout
April	Trash cleanup	Trash cleanup	Trash cleanup	Trash cleanup	Trash cleanup	Trash cleanup
May		Comm. mailout	Comm. mailout	Comm. mailout	Comm. mailout	Comm. mailout
	Add priority areas to map					
June	Illegal discharge ordinance dev.					
July						
August	Revise subd. and zoning regs.					
	RCPs required					
Sept.						
	RCPs required					
Oct.	Illicit disch. scr.	Illicit disch. scr.	Illicit disch. scr.	Illicit disch. scr.	Illicit disch. scr.	Illicit disch. scr.
	Perm. BMP insp.	Perm. BMP insp.	Perm. BMP insp.	Perm. BMP insp.	Perm. BMP insp.	Perm. BMP insp.
Nov.	Dumping monitor.	Dumping monitor.	Dumping monitor.	Dumping monitor.	Dumping monitor.	Dumping monitor.
Dec.						







ID	STRUCTURE
1	Precast Concr Bridge, 19-31-19, h=13'
2	2 4' CMP
3	4x6 RCB
4	36" RCP
5	8x8 RCB
6	2 6x5 RCB
7	10x6 RCB
9	10x14 RCB
10	2 7x8 RCB
11	2 7x8 RCB
12	31' concr bridge, h=11.5', wood pil
13	2 30" RCP
14	2 4x8 RCB
15	7x9 RCB
16	6x6 RCB
17	30" RCP
18	3.5x8 RCB
19	2 3.5x4 RCB
20	3.5x8 RCB
21	3.5x5 RCB
23	2 5x8 RCB
24	36" RCP
25	6' concr. arch
26	48" RCP
27	2 2' RCAP
28	5x12 RCB
29	10x14 RCB
30	9x15 RCB
31	2 8x8 RCB
32	7x9 RCB
33	5x8 RCB
34	2 6x8 RCB
35	4' CM arch
36	2 36" RCP
37	30" RCP
39	2 30" RCP
42	concr. bridge, 14', h=9', wood piles
43	2 4x6 RCB
44	2 5x6 RCB
45	2 5x6 RCB
46	5x18 RCB
47	5x17 RCB
48	concr. bridge, 19-19-19, h=6.5', wood piles
52	24" CMAP
53	4' RC arch
54	concr. bridge, 31', h=9.5'
55	concr. bridge, 19-19-19, h=8.5'
56	concr. bridge, 19', h=5'
57	concr. bridge, 144', h=14.5'
58	5' RC arch
59	precast concr. bridge, 31', h=9'
60	9x25 CM arch
61	3.5x5 RCB
62	2 60"x42" CMAP
63	2 60" RCP

ID	STRUCTURE
65	60" CMP coated
66	2 48" CMAP
67	2 48" RCP
72	36" CMP
73	3.5x5 RCB
74	x36" RCAP
75	precast concr. bridge, 42-42-42, h=13'
76	2 5x5 RCB
77	30" RCP
78	2 5x11 RCB
79	2 42" RCP
80	8x8 RCB
81	30" RCP
82	54" CMP
83	5x6 RCB
84	5.5x8 RCB
87	5x6 RCB
88	6x6 RCB
95	13x6 RCB
94	10x6 RCB
95	4.5' stone arch
96	8.5' brick arch
97	7.5' CMP
98	6.5' CMP
99	8.5' CMP
100	8x10 RCB
101	6x8 RCB
102	3 54" RCP

Storm Water Management Program Estimated Budget

3/3/2003

Start-Up Costs

SWMP printing costs	\$300
Purchase MDEQ design manuals	\$100
Field training for building and engineering inspectors	\$800
Printing costs for maps	\$0
Total	\$1,200

Yearly Costs

Residential mailouts	\$8,000
Commercial mailouts	\$2,000
Brochure display	\$300
Public meeting	\$300
Tree planting	\$500
Clean up days	\$15,000
Total	\$26,100

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003 _____

AGENDA ITEM NO. 16

CONSENT AGENDA: _____ TO: _____

_____ FOR: _____

_____ ACCT. NO: _____

INTRODUCED BY: _____

EXHIBITS FOR REVIEW:

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

RECOMMENDATION: Resolution granting a five-year exemption from ad valorem taxes on personal property having a true value of \$1,001,062 to Gulf States Cannery, Inc. for the period of December 31, 2002 to December 30, 2007.

Introduced by: Wayne Derrick, City Clerk _____

BOARD ACTION:

MOTION MADE BY: Hisaw

SECONDED BY: Greer

VOTE CAST:

"AYE" "NAY"

ACTION TAKEN: _____

Brabham	<u> </u>	<u> </u>	<u> </u>
Hisaw	<u> </u>	<u> </u>	<u> </u>
Greer	<u> </u>	<u> </u>	<u> </u>
Brantley	<u> </u>	<u> </u>	<u> </u>
Fisher	<u> </u>	<u> </u>	<u> </u>
Touchton	<u> </u>	<u> </u>	<u> </u>
Lott	<u> </u>	<u> </u>	<u> </u>
Mayor Aultman	<u> </u>	<u> </u>	<u> </u>

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

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 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. 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, 2002, and as of that date the true value of all property to be exempt was \$1,001,062 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, 2002, and

that said company is entitled to an exemption of five (5) years beginning on December 31, 2002 and ending on December 30, 2007, 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:

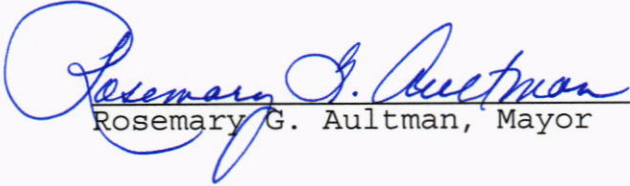
1. That the Application for ad valorem tax exemption by Gulf States Cannery, Inc. on the property described in Exhibit "A" of the Application filed by said Company for tax exemption with a true value of \$1,001,062 is hereby approved and said exemption is hereby granted to the extent of a five-year period beginning on December 31, 2002 and ending on December 30, 2007, 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

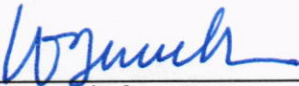
for Mississippi and Clinton Public School District ad valorem taxes, for the duration of the exemption period only.

After a full discussion of the matter, Alderman Hisaw moved that the foregoing Resolution be adopted and said motion was seconded by Alderman Greer, 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 4th day of March, 2003
~~2002~~.


Rosemary G. Aultman, Mayor

ATTEST:


W. Wayne Derrick, CPA
City Clerk



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

RECEIVED

JAN 31 2003

CITY OF CLINTON

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.

RECEIVED
JAN 31 2003
CITY OF CLINTON

(4)

Said enterprise was completed on the 31st day of December, 2002, within the meaning of the applicable statutes of the State of Mississippi, and, therefore, the exemption hereby claimed should commence on December 31, 2002, 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-two (92) employees with an estimated annual payroll of approximately \$2,500,000.00. 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, 2002. •

(8)

The true value of the property for which exemption is sought as listed on Exhibit "A" is \$1,001,061.76. •

RECEIVED
JAN 31 2003

(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, 2002, 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, 2002, and ending on the 30th day of December, 2007, 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, 2002, and ending on the 30th of December, 2007, upon the raw materials and work in

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 28 day of JANUARY, 2003.

GULF STATES CANNERS, INC.

BY: Randy Lee Gen Mgr
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.

RECEIVED
JAN 31 2003
CITY OF CLINTON

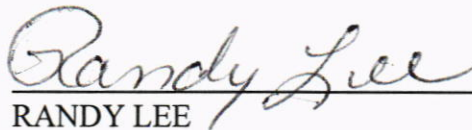
STATE OF MISSISSIPPI
COUNTY OF HINDS

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:

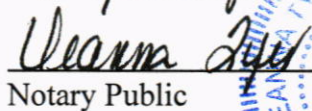
Affiant is the duly constituted, acting and serving General Manager of Gulf States Canners, Inc., the Applicant named in the above and foregoing Application for tax exemption addressed to the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, and as such, is duly authorized 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, 2002.

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 January, 2003.


Notary Public

MY COMMISSION EXPIRES:

June 11, 2004

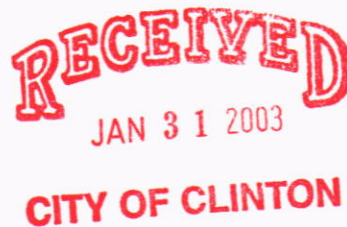


EXHIBIT "A"

ASSET #	ASSET NAME	AMOUNT
20139 &		
20140	FRIDGE PACK UPGRADE	\$ 242,450.49
20142	BOILER	143,934.37
20146	LINE 2 SEAMER UPGRADE-OIL SYS	26,025.11
	INLINE CO2	109,543.68
20173	RO MEMBRANES	75,059.15
20155	2 CAN CODERS	26,156.51
20156	8 OZ CHANGEOVER	71,488.68
20151	BNB FILLER	35,022.93
20172	LINE 1 & 2 - 4 PK CONVERSION	8,253.01
20141	DEPAL - RETROFIT	10,808.07
20143	HAZARD GAS DETECTOR	1,881.86
20144	COMPUTER - CPU T1115	566.00
20145	USED GENIE BOOM	14,980.00
20147	SCISSOR LIFT	3,045.00
20148	AERATORS GEARBOXES	10,782.98
20150	COMPUTER WITH MONITOR	712.09
20153	UNICORN TRAY CODER	4,445.20
20154	NITROGEN DRIP SYSTEM	7,680.48
20157	18 CU.FT. REFRIGERATOR	427.99
20158	L 1 OIL SEPARATOR	14,322.64
20159	EXHAUST FANS	14,047.89
20161	L 1 AMMONIA COMPRESSOR	21,128.63
20162	AIR COMPRESSOR REBUILD	32,420.80
20163	SERVER BACKUP	2,844.49
20164	WAREHOUSE AIR CONDITIONER	2,788.40
20165	COOLER FOR AIR COMPRESSORS	1,571.63
20166	FRONT OFFICE AC	2,299.43
20167	FILLING ROOM FRESH AIR	4,643.34
20168	WAREHOUSE SUPPLY FANS	18,557.37
20169	GAS UPGRADE	19,959.29
20170	RECYCLE CONVEYORS	6,026.24
20171	CHOPPER PUMP	9,080.87
20174	STAINLESS DUST COVERS	2,438.13
20175	PRESSURE TRANSMITTER	5,161.91
20176	DENSITY METER	19,201.52
	DOCK LEVELER	4,224.36
	CLOCK PANELS	3,389.76
20177	TRAINING ROOM A/C	3,999.76
	HOT WATER LOOP	13,504.35

RECEIVED
JAN 31 2003
CITY OF CLINTON

4-F1 AT SCREEN MONITORS
3-COMPUTERS W MONITORS

1,604.95
4,582.40

TOTAL

\$1,001,061.76 7

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

RECEIVED
JAN 31 2003
CITY OF CLINTON

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003 _____

AGENDA ITEM NO. 17

CONSENT AGENDA: _____ TO: _____

_____ FOR: _____

_____ ACCT. NO: _____

INTRODUCED BY: _____

EXHIBITS FOR REVIEW:

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

RECOMMENDATION: Final resolution granting an additional five-year exemption from ad valorem taxes on personal

property having a true value of \$195,375 to Riverwood International Corp. for the period of January 1, 2003 to

December 31, 2007. Riverwood's eligibility for exemption was approved by the Mississippi State Tax Commission

Introduced by: Wayne Derrick, City Clerk _____

BOARD ACTION: _____ MOTION MADE BY: Wayne Derrick

SECONDED BY: Lott

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
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

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 Riverwood International Corporation and the following Resolution, being first reduced to writing, was introduced:

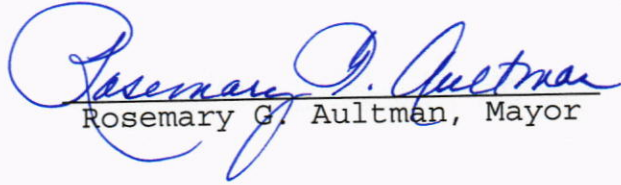
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, GRANTING **FINAL APPROVAL** OF AD VALOREM TAX EXEMPTION FOR AN ADDITIONAL FIVE-YEAR PERIOD TO RIVERWOOD INTERNATIONAL CORPORATION, AS AUTHORIZED BY SECTION 27-31-101, ET SEQ., OF THE MISSISSIPPI CODE OF 1972, AS AMENDED.

Whereas Riverwood International Corporation 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 Riverwood International Corporation is hereby approved and that the property described in Exhibit B to the Application with a true value of \$195,375 is exempt from all ad valorem taxation, except State and

Clinton Public School District taxation, for an additional five-year period beginning January 1, 2003 and ending December 31, 2007.

So ordered, this the 4th day of March, 2003.


Rosemary G. Aultman, Mayor

ATTEST:


W. Wayne Derrick, City Clerk



RECEIVED
DEC 03 2002

**REQUEST OF RIVERWOOD INTERNATIONAL CORPORATION,
INC., FOR A FIVE-YEAR EXTENSION OF THE EXEMPTION OF CLINTON
FROM AD VALOREM TAXES HERETOFORE GRANTED FOR
ADDITIONS COMPLETED DECEMBER 31, 1997**

**TO THE MAYOR AND BOARD OF ALDERMAEN, CITY OF
CLINTON MISSISSIPPI:**

1. Riverwood International Corporation (herein "Riverwood"), files this their request in triplicate for a five-year extension of the exemption from ad valorem taxation heretofore granted on its December 31, 1997 , additions to its plant and would respectfully represent unto this Honorable Board as follows:
2. Riverwood is a Delaware corporation with its national administrative headquarters in Atlanta, Georgia, and is qualified to do business in Mississippi, and is in good standing in the State of Mississippi.
3. Riverwood is now, and has been for many years prior to this date, operating a paper cutting, printing and container manufacturing type of industry within the industrial park of the City of Clinton, Hinds County, Mississippi.
4. By Final Order of the Board of Aldermen Applicant was granted an exemption for five consecutive years to begin January 1, 1998, and end on December 31, 2002 at which time Applicant was entitled to an extension of five years therefrom. Such exemption was granted for personal property having an original cost of \$559,620 and true value of \$451,956 which was shown and itemized on Exhibit "A" to the original exemption Application, a true copy of such Exhibit "A" being attached hereto.
5. In support of their right and eligibility to receive an extension of the above mentioned ad valorem tax exemption, Applicant respectfully states and certifies as follows:

- (a) Riverwood has and will continue to give preference to Hinds County residents in hiring and has and will continue to utilize Hinds County, Mississippi minority vendors, suppliers, subcontractors, and professionals.

RECEIVED
DEC 03 2002

- (c) Riverwood represents that during the initial period of five years, in connection with its original Application for Exemption from Ad Valorem Taxes on Additional and Expanded Properties and Equipment as Authorized by Section 27-31-101 at. Seq. of the Mississippi Code of 1972, for additions completed December 31, 1997 Riverwood has significantly increased its employment and anticipates that it will maintain their employment levels through the end of the second five year period. Riverwood currently employees 259 people with annualized payroll of \$11,261,554, as compared to 255 employees and annualized payroll of \$9,452,261 before the project.
- (d) Riverwood represents that the current true value of the machinery and equipment for which the extension of exemption is requested is \$195,375 as detailed in Exhibit "B".

WHEREFORE, Applicant prays that this Board of Aldermen enter a Final Order:

- (a) Extending the above mentioned initial exemption in accordance with the original grant for an additional five years, commencing January 1, 2003 and expiring December 31, 2007 and
- (b) That a certified copy of said Final Order be furnished to

the Hinds County Tax Assessor's Office.

Respectfully submitted, this the 22nd day of November,
2002.

RIVERWOOD INTERNATIONAL CORPORATION

BY: Steve Myers

Steve Myers

Assistant Treasurer and Controller



STATE OF GEORGIA

COUNTY OF COBB

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, STEVE MYERS, who stated that he is the Assistant Treasurer and Controller for Riverwood International Corporation, Atlanta, Georgia, and that the matters set out in the foregoing Application for Exemption from Ad Valorem Taxation are true and correct.

SWORN TO AND SUBSCRIBED BEFORE ME, on this, the

22nd day of November 2002.



Poly L Brady
NOTARY PUBLIC

My Commission Expires:
Notary Public, Cobb County, Georgia.
My Commission Expires December 2, 2005

EXHIBIT "B"

RIVERWOOD INTERNATIONAL CORPORATION

True value and cost of new building and related equipment added to the Clinton, Mississippi Plant of Riverwood and completed on December 31, 1997.

RECEIVED
DEC 13 2002

CITY OF CLINTON

Machinery and Equipment

	Original Cost	Current True Value
Used Int Speed King Gluer	\$68,365	\$20,304
Transfer Sections For Gluer	\$4,295	\$1,276
30 Gears for Transfer Section	\$1,152	\$342
Nick Breakers	\$13,500	\$4,009
Straight Line Assem Feeder	\$49,546	\$11,342
Impression Roll Assembly	\$1,590	\$364
Strobelight Feeder	\$3,405	\$781
Barcode Data Collection Sys	\$35,242	\$15,492
Barcode Data Collection Sys	\$3,333	\$1,765
Side Section for Gluer	\$24,413	\$15,037
Slide Section for Gluer	\$24,413	\$15,037
Komori Feeder	\$75,922	\$52,241
Replanc Modified Vent Cap	\$5,557	\$3,824
Replace Modified Vent Cap	\$10,567	\$7,272
Transfer Table	\$4,692	\$3,229
Walkie Lift Table	\$2,767	\$1,904
Cantilever Rack	\$2,717	\$1,870
Plastic Pallets	\$39,766	\$27,369
(4) Pallet Jacks	\$17,293	\$11,917
Total	\$388,535	\$195,375

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 18

CONSENT AGENDA: _____ TO: _____

_____ FOR: _____

_____ ACCT. NO: _____

INTRODUCED BY: _____

EXHIBITS FOR REVIEW:

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

RECOMMENDATION: Final resolution granting an initial five-year exemption from ad valorem taxes on personal property having a true value of \$869,448 to Gulf State Cannery, Inc. for the period of December 31, 2001 to December 30, 2006. Gulf State Cannery, Inc. eligibility for exemption was approved by the Mississippi State Tax Commission

Introduced by: Wayne Derrick, City Clerk

BOARD ACTION: _____ MOTION MADE BY: Hisaw

SECONDED BY: Brubham

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
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

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 INITIAL 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.

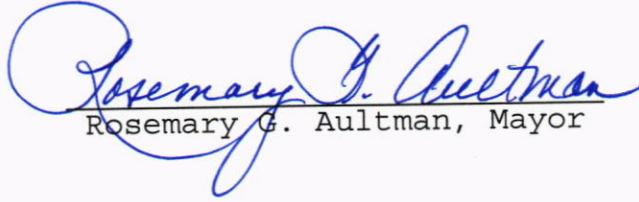
WHEREAS, heretofore, Gulf States Cannery, Inc. authorized to do business and is doing business in the City of Clinton, Hinds County, Mississippi, filed with the Mayor and Board of Aldermen of the City of Clinton, Mississippi, an application for exemption from ad valorem taxes, except Clinton Public School District ad valorem taxes, for a five-year period as authorized by Section 27-31-101, et seq., of the Mississippi Code of 1972, as amended;

WHEREAS, 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 of the City of Clinton, Mississippi, that the Application of Gulf States Cannery, Inc. is hereby approved and that the property described in Exhibit A to the Application with a true value of \$869,448 is exempt from all ad valorem taxation, except

Clinton Public School District ad valorem taxes, for a five-year period beginning December 31, 2001 and ending December 30, 2006.

So ordered, this the 4th day of March, 2003.


Rosemary G. Aultman, Mayor

ATTEST:


W. Wayne Derrick, City Clerk



Ed Buelow, Jr., Chairman
and Commissioner of Revenue

Terry L. Jordan
Associate Commissioner

Donald L. Green
Associate Commissioner



MISSISSIPPI

STATE TAX COMMISSION

Office Of Property Tax

Post Office Box 1033
Jackson, Mississippi 39215

Phone: 601-923-7631
FAX: 601-923-7637

October 18, 2002

Mr. Wayne Derrick
City Clerk – Clinton
P. O. Box 156
Clinton, MS 39060-0156

RECEIVED
OCT 21 2002
CITY OF CLINTON

RE: Ad Valorem Taxation Exemption – Gulf States Cannery, Inc.

Dear Mr. Derrick:

In accordance with the authority conferred upon the State Tax Commission by Section 27-31-101, et, seq., Mississippi Code of 1972, as amended, the Commission hereby certifies that the above named enterprise is eligible for ad valorem tax exemption, and is in compliance with the provisions of the statute.

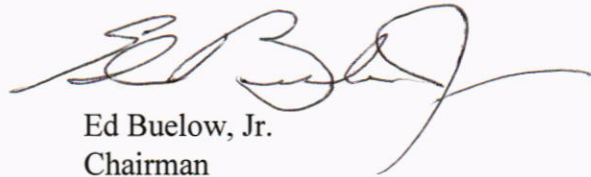
The exemption of the property is certified for a period of five (5) years from and after December 31, 2001, with a total true value of \$869,447.

The original application for exemption is enclosed for action by the board of supervisors and/or municipal authorities. A final order is to be placed on the minutes declaring this property is exempt, the true value, and the dates when such exemption commences and expires.

Mr. Wayne Derrick
Page 2
October 18, 2002

According to Section 27-31-109, the clerk shall record the application and order approving the exemption and shall send a copy of the final order to the Tax Commission and the State Auditor.

Sincerely,



Ed Buelow, Jr.
Chairman

EB:pf

Enclosures

cc: Mr. Ed Yarborough, Office of State Auditor
Mr. Mike Barnes, Hinds County Tax Assessor
Mr. Marion Smith, Attorney at Law

E:\WORD\LETTERS\10-18-02 mailout\Gulf States Canners 5Co.doc

BOARD APPROVED

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 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, 2001, and as of that date the true value of all property to be exempt was \$869,448, 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, 2001, and

that said company is entitled to an exemption of five (5) years beginning on December 31, 2001 and ending on December 30, 2006, 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 \$869,448 is hereby approved and said exemption is hereby granted to the extent of a five-year period beginning on December 31, 2001 and ending on December 30, 2006, 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

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 Bralham, 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 20th day of August, 2002.


Rosemary G. Aultman, Mayor

ATTEST:


W. Wayne Derrick, CPA
City Clerk

I, W. Wayne Derrick, City Clerk of the City of Clinton, Mississippi, certify that this is a true copy of the original dated 8-20-02.
Carol W. W. Derrick, Deputy for 8-22-02
W. Wayne Derrick, CPA Date
City Clerk
SEAL

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.

RECEIVED
FEB 07 2002
CITY OF CLINTON

RECEIVED
AUG 27 2002
PROPERTY TAX BUREAU

(4)

Said enterprise was completed on the 31st day of December, 2001, within the meaning of the applicable statutes of the State of Mississippi, and, therefore, the exemption hereby claimed should commence on December 31, 2001, 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 eighty-nine (89) employees with an estimated annual payroll of approximately \$2,411,056.63. 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, 2001.

(8)

The true value of the property for which exemption is sought as listed on Exhibit "A" is \$869,447.58.

(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, 2001, 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, 2001, and ending on the 30th day of December, 2006, 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, 2001, and ending on the 30th of December, 2006, upon the raw materials and work in~~

~~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 30 day of January, 2002.

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.

RECEIVED

AUG 27 2002

PROPERTY TAX BUREAU

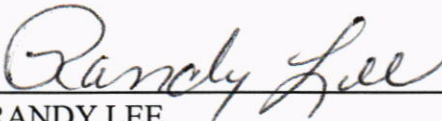
STATE OF MISSISSIPPI
COUNTY OF HINDS

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, 2001.

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 30
day of January, 2002.


Notary Public

MY COMMISSION EXPIRES

June 11, 2004



EXHIBIT "A"

ASSET #	ASSET NAME	AMOUNT
20101 &		
20102	2 - 6400 AUTO CASE PALLETIZERS	\$535,165.07
20103	L2 FILLER PULL DOWN CAM	15,842.04
20104	L1 BELT FOR ACCUM TABLE	5,144.15
20105	L2 BELT FOR ACCUM TABLE	8,825.87
20106	2 SLABS IN WAREHOUSE	7,623.75
20108	MT CAN LINE OVERHEAD BELTS	18,092.38
20109	COMPUTER NETWORKING	34,878.54
20110	WALK BEHIND FLOOR SCRUBBER	7,589.12
20112	4 PK CONVERSION - LINE 2	31,613.69
20113	REPAIR FLR DRAINS IN SYRUP MIX RM	24,403.16
20115	AWNINGS AT RECEIVING DOCKS	11,463.98
20116	GENESYS 2 SPECTROPHOTOMETER	10,494.06
20117	CONVERSION KITS FOR HNG HEATER 3	8,470.12
20118	DEPAL SWEED CHOPPER	2,669.45
20119	CIP	6,837.29
20107	HIGH PRESSURE PUMP	3,246.30
20111	FLYGH T PUMP	3,499.95
20114	2 HANGING SPACE HTRS WHSE	4,536.21
20120	SLAB AT LOADING DOCK	4,708.00
20121	AMERICAN LINCOLN SCRUBBER	4,845.00
20122	LINE 1 VACUUM DROP	6,998.43
20123	COMPRESSOR OIL SEPARATOR SYSTEM	9,686.30
20124	LIGHT CURTAIN - LINE 1	3,445.93
20125	RO MOTOR CONTROLLER	4,068.00
20126	GEARBOX FOR WASTE WATER	2,365.16
20127	MOTOR FOR LINE 1 COMPRESSORS	2,371.18
20128	GEARBOX LINE 1 FILLER	6,793.51
20129	SIDEWALL PROP FANS	15,910.64
20130	FORKLIFT - N19H380	27,263.13
20131	FORKLIFT - N19H381	27,263.13
20132	DELL LAPTOP COMPUTER - OFFICE	3,066.63
20133 &		
20134	2 - CPU EMC T3100 COMPUTERS	1,323.08
20135	RAPID MIXER IMPELLER	5,151.46
20136 &		
20137	2 - CPU EMC T1090 COMPUTERS	1,173.46
20138	SUMP PUMP MOTOR	2,619.41
TOTAL		\$869,447.58 4

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

RECEIVED

AUG 27 2002

PROPERTY TAX BUREAU

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 4, 2003

AGENDA ITEM NO. 19

CONSENT AGENDA: _____ TO: _____

_____ FOR: _____

_____ ACCT. NO: _____

INTRODUCED BY: _____

EXHIBITS FOR REVIEW:

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

RECOMMENDATION: Final resolution granting an initial five-year exemption from ad valorem taxes on personal property having a true value of \$1,617,430 to Riverwood International Corp. for the period of January 1, 2002 to December 31, 2006. Riverwood's eligibility for exemption was approved by the Mississippi State Tax Commission

Introduced by: Wayne Derrick, City Clerk

BOARD ACTION:

MOTION MADE BY: Hisaw

SECONDED BY: Lott

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
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.

**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 Riverwood International Corporation, 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 INITIAL FIVE-YEAR PERIOD TO RIVERWOOD INTERNATIONAL CORPORATION, AS AUTHORIZED BY SECTION 27-31-101, ET SEQ., OF THE MISSISSIPPI CODE OF 1972, AS AMENDED.

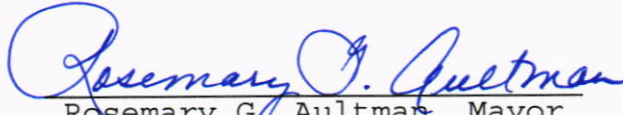
WHEREAS, heretofore, Riverwood International Corporation authorized to do business and is doing business in the City of Clinton, Hinds County, Mississippi, filed with the Mayor and Board of Aldermen of the City of Clinton, Mississippi, an application for exemption from ad valorem taxes, except Clinton Public School District ad valorem taxes, for a five-year period as authorized by Section 27-31-101, et seq., of the Mississippi Code of 1972, as amended;

WHEREAS, 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 of the City of Clinton, Mississippi, that the Application of Riverwood International Corporation is hereby approved and that the property described in Exhibit A to the Application with a true
1st Five

value of \$7,617,430 is exempt from all ad valorem taxation, except Clinton Public School District ad valorem taxes, for a five-year period beginning January 1, 2002 and ending December 31, 200⁶.

So ordered, this the 4th day of March, 2003.


Rosemary G. Aultman, Mayor

ATTEST:



W. Wayne Derrick, City Clerk

(SEAL)

Ed Buelow, Jr., Chairman
and Commissioner of Revenue

Terry L. Jordan
Associate Commissioner

Donald L. Green
Associate Commissioner



MISSISSIPPI

STATE TAX COMMISSION

October 18, 2002

Office Of Property Tax

Post Office Box 1033
Jackson, Mississippi 39215

Phone: 601-923-7631
FAX: 601-923-7637

RECEIVED
OCT 21 2002

CITY OF CLINTON

Mr. Wayne Derrick
City Clerk – Clinton
P. O. Box 156
Clinton, MS 39060-0156

RE: Ad Valorem Taxation Exemption – Riverwood International Corporation

Dear Mr. Derrick:

In accordance with the authority conferred upon the State Tax Commission by Section 27-31-101, et, seq., Mississippi Code of 1972, as amended, the Commission hereby certifies that the above names enterprise is eligible for ad valorem tax exemption, and is in compliance with the provisions of the statute.

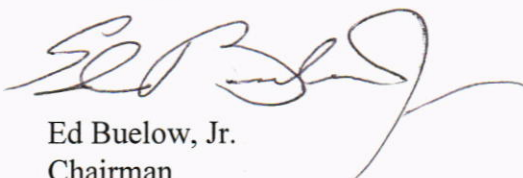
The exemption of the property is certified for a period of five (5) years from and after January 1, 2002, with a total true value of \$7,617,430.

The original application for exemption is enclosed for action by the board of supervisors and/or municipal authorities. A final order is to be placed on the minutes declaring this property is exempt, the true value, and the dates when such exemption commences and expires.

Mr. Wayne Derrick
Page 2
October 18, 2002

According to Section 27-31-109, the clerk shall record the application and order approving the exemption and shall send a copy of the final order to the Tax Commission and the State Auditor.

Sincerely,



Ed Buelow, Jr.
Chairman

EB:pf

Enclosures

cc: Mr. Ed Yarborough, Office of State Auditor
Mr. Mike Barnes, Hinds County Tax Assessor
Carol Ditzel, Esquire

E:\WORD\LETTERS\10-18-02 mailout\Riverwood International 5city.doc

**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 Riverwood International Corporation, 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 TO RIVERWOOD INTERNATIONAL CORPORATION, AS AUTHORIZED BY SECTION 27-31-101, ET SEQ. OF THE MISSISSIPPI CODE, AS AMENDED.

WHEREAS, Riverwood International Corporation 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, Riverwood International Corporation 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, 2001, and as of that date the true value of all property to be exempt was \$7,617,430, 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, 2001, and

that said company is entitled to an exemption of five (5) years beginning on January 1, 2002 and ending on December 31, 2006, 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 Riverwood International Corporation on the property described in Exhibit "A" of the Application filed by said Company for tax exemption with a true value of \$7,617,430 is hereby approved and said exemption is hereby granted to the extent of a five-year period beginning on January 1, 2002 and ending on December 31, 2006, 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

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 Hissaw moved that the foregoing Resolution be adopted and said motion was seconded by Alderman Brantley, 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 20th day of August 2002.

Rosemary G. Aultman
Rosemary G. Aultman, Mayor

ATTEST:

W. Wayne Derrick
W. Wayne Derrick, CPA
City Clerk

I, W. Wayne Derrick, City Clerk of the City of Clinton, Mississippi, certify that this is a true copy of the original dated 8-20-02.
Carol Warren Deputy for 8-22-02
W. Wayne Derrick, CPA Date
City Clerk
SEAL

**APPLICATION OF RIVERWOOD INTERNATIONAL
CORPORATION, FOR EXEMPTION FROM AD VALOREM TAXES
ON ADDITIONAL AND EXPANDED PROPERTIES
AND EQUIPMENT AS AUTHORIZED BY SECTION 27-31-101
ET. SEQ. OF THE MISSISSIPPI CODE OF 1972 COMPLETED
DECEMBER 31, 2001**

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

1. Riverwood International Corporation, files this their application in triplicate for exemption from ad valorem taxation and respectfully represent unto this Honorable Board as follows:

2. Applicant, Riverwood International Corporation. is a Delaware corporation with its national administrative headquarters in Atlanta, Georgia, and is qualified to do business in Mississippi, and is in good standing in the State of Mississippi.

3. Applicant is now operating a paper cutting, printing and container manufacturing type of industry within the industrial park of the City of Clinton, Hinds County, Mississippi, which factory contains bona fide expanded facilities of public utility within the meaning of Section 27-31-101 et seq. and related Sections of the Mississippi Code, as amended and is eligible for the exemption granted by the above mentioned section by specific enumeration, namely "manufacturing". The exemption prayed for in this Application is for additions or expansions of the above mentioned plant through the addition of new equipment used in connection with or necessary

to the operation of the said enterprise as provided in Section 27-31-105 of the Mississippi Code, as amended.

4. That said new additions or expansion of equipment were completed on the 31st day of December, 2001, within the meaning of the applicable statutes of the State of Mississippi, and, therefore, the exemption hereby sought is for five consecutive years to begin January 1, 2002, and end December 31, 2006, at which time Applicants will be entitled to an extension of five years there from until December 2011, with proof of compliance with the following representations made in paragraphs 5. and 6. below.

5. Applicant, will give preference to City of Clinton, Hinds County, Mississippi residents in hiring and will utilize Hinds County, Mississippi minority vendors, suppliers, subcontractors, and professionals.

6. Applicant Riverwood International Corporation represents that during the initial period of five years, that in connection with this Application for Exemption from Ad Valorem Taxes on Additional and Expanded Properties and Equipment as Authorized by Section 27-31-101 et. seq. of the Mississippi Code of 1972 for additions completed December 31, 2001, Riverwood International Corporation will make existing jobs more secure and increase employment levels by 4 jobs. Also during the initial period of five years, Riverwood as owner for exemption from Ad Valorem Taxes on additional and expanded properties and Equipment as Authorized by Section 27-31-101 et. seq. of the Mississippi Code of 1972 for additions completed December 31, 2001, will have invested Seven Million Six Hundred Seventeen Thousand Four hundred and Thirty Dollars (\$7,617,430) in manufacturing machinery, ~~and at least \$2,000,000 in additional raw materials and \$500,000 in additional work in process.~~

7. That the true value of all property to be exempted is as shown in an itemized list attached hereto as Exhibit "A" and made a part hereof.

8. Applicant is not seeking to exempt the said property described on Exhibit "A" from Mississippi state taxation or from ad valorem taxation for school district purposes.

PRAYER

WHEREFORE, Applicant prays that this Board of Aldermen will enter a finding that applicant's factory is in fact an expanded enterprise of public utility, and that the current expansion was completed on the 31st day of December, 2001, within the meaning of the applicable laws of Mississippi; and

That applicant be granted an exemption from ad valorem taxation, except State of Mississippi and School district ad valorem taxation, as provided by law, upon all of the tangible property described in Exhibit "A" attached hereto and made a part hereof, used in, or necessary to, the operation of applicant's plant in the industrial park of the City of Clinton, Hinds County, Mississippi, for five consecutive years to begin January 1, 2002, and end December 31, 2006, at which time Applicant will be entitled to an extension of five years there from until December 31, 2011, with proof of compliance with the representations it made in paragraphs 5. and 6. hereinabove.

That this Board of Aldermen will 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 of Mississippi and School District ad valorem taxation, for the periods sought, and that it will forward the

EXHIBIT "A"

RIVERWOOD INTERNATIONAL CORPORATION

True value of property (its cost) added to the Clinton Mississippi Plant

completed on December 31,2001

Description	Cost
Netfinity 5500 rack model	\$6,093
7 Color KBA Press	\$6,022,176
#1 Autopacker	\$176,739
Roland Coater	\$78,055
Modify Web Coating System #1	\$26,574
Modify Web Coating System #2	\$26,575
Twin Stack Gluer Modification	\$184,877
PTC Register System Roland #2	\$34,834
5 Case Positioners	\$197,306
5 Case Erectors	\$230,508
5 Case Erector Conveyor Systems	\$72,798
Finishing Modifications	\$224,148
Willet Printer	\$29,982
Scrap Systems Catwalk	\$69,095
Plant Secutiry System	\$13,183
Backflow Preventer	\$14,279
Modify Gluer #2	<u>\$210,208</u>
	\$7,617,430
Additional Raw Materials Related To The Press	\$2,000,000
Additional Work in Process Related To The Press	\$500,000
Total	<u>\$10,117,430</u> 7,617,430 "

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 such application by the said Mississippi State Tax Commission and after receipt by this Board of certification of the Mississippi State Tax Commission's approval, the Board will enter a final order on its minutes granting the exemption herein prayed for . Applicant requests such other and further relief as to which they may be entitled.

Respectfully submitted, this the 11th day of February, 2002

RIVERWOOD INTERNATIONAL CORPORATION

BY: Steven J Myers

STEVE MYERS

Assistant Treasurer and Corporate Controller:

**STATE OF GEORGIA
COUNTY OF COBB**

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, Steve Myers, who stated that he is the Assistant Treasurer and Corporate Controller of Riverwood International Corporation and that the matters set out in the foregoing Application for Exemption from Ad Valorem Taxation as they pertain to it are true and correct.

SWORN TO AND SUBSCRIBED BEFORE ME, on this, the

11th day of February, 2002

Robert L. Brady

Notary Public

My Commission Expires:

Notary Public, Cobb County, Georgia.
My Commission Expires December 2, 2005